

ORDINANCE NO. 2025-12

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMER,
SALEM COUNTY, STATE OF NEW JERSEY, AMENDING CHAPTER 12
ENTITLED “FIRE PREVENTION AND PROTECTION” OF THE CODE OF THE
BOROUGH OF ELMER**

WHEREAS, the Mayor and Council of the Borough of Elmer have determined that certain amendments to Chapter 12 entitled “Fire Prevention and Protection” are necessary; and

WHEREAS, in all other respects Chapter 12 entitled “Fire Prevention and Protection” shall remain in full force and effect;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Elmer, County of Salem and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

SECTION 1. REPEAL THE FOLLOWING:

- **Title only:**
Chapter 12 entitled “Fire Prevention and Protection”
- **The following sections:**
 - **§12-1.1 Local Enforcement** - *in its entirety*
 - **§12-1.2 Agency Designation** – *in its entirety*
 - **§12-1.5 Organization** – *in its entirety*
 - **§12-1.6 Appointments, Term of Office; Removal**
Subsection a only
 - **§12-1.8 Permit Fees**
Subsection a only
 - **§12-1.9 Board of Appeals** – *in its entirety*

SECTION 2. REPLACE/AMEND

Title of Chapter 12 shall be entitled “Fire Prevention”

12-1.1 Local Enforcement

Pursuant to Section 11 of the Uniform Fire Safety Act (P.L. 1983, c. 383, N.J.S.A. 52:27D-202), the New Jersey Uniform Fire Code (N.J.A.C. 5:70-1 et seq.) shall be locally enforced in the Borough of Elmer.

12-1.2 Agency Designation

The Local Enforcing Agency shall be the Borough of Elmer Bureau of Fire Prevention which is hereby created therein. The Bureau of Fire Prevention shall hereinafter be known as the Local Enforcing Agency.

12-1.5 Organization

The Local Enforcing Agency established by subsection **12-1.2** of this article shall be under the direct supervision and control of the Fire Official.

12-1.6 Appointments, Term of Office; Removal

- a. Appointment and Qualifications of Fire Official. The Fire Official shall be certified by the state and shall be appointed by the Borough Council.

12-1.8 Permit Fees

- a. The permit fees established by the Uniform Fire Code shall be charged by the Borough of Elmer for each permit inspection. These charges may be obtained from the Fire Official.

12-1.9 Smoke Detector and Carbon Monoxide Certifications

Smoke detector and carbon monoxide alarms shall be inspected by the Bureau of Fire Prevention within the Borough of Elmer, in accordance with N.J.A.C. 5:70-4.19 et seq. and certificates of approval with respect to operation thereof shall be issued by the Bureau of Fire Prevention. A fee shall be collected for each inspection as specified in N.J.A.C. 5:70-2.9(d) and placed in the Borough Fire Safety Account.

12-1.10 Board of Appeals

Pursuant to Sections 15 and 17 of the Uniform Fire Safety Act, any person aggrieved by any action of the Local Enforcing Agency shall have the right to appeal to the Construction Board of Appeals of Salem County.

SECTION 3. REPEALER.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION 4. SEVERABILITY.

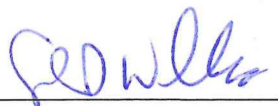
Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION 5. WHEN EFFECTIVE.

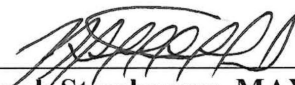
This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

ATTEST:

BOROUGH OF ELMER



Sarah D. Walker, CLERK

BY: 

Joseph Stemberger, MAYOR

Introduced: September 10, 2025

Adopted: October 8, 2025

ROLL CALL VOTE as follows:

	<u>MOTION</u>	<u>SECOND</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Schneider	_____	_____	<u>✓</u>	_____	_____	_____
Davis	<u>✓</u>	_____	<u>✓</u>	_____	_____	_____
Foster	_____	_____	<u>✓</u>	_____	_____	_____
Nolan	_____	<u>✓</u>	<u>✓</u>	_____	_____	_____
Schalick	_____	_____	<u>✓</u>	_____	_____	_____
Wheaton	_____	_____	<u>✓</u>	_____	_____	_____

NOTICE

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Elmer, in the County of Salem and State of New Jersey, held on September 10, 2025. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Council to be held in the Borough Hall, 120 South Main Street, Elmer, New Jersey 08318, on October 8, 2205, at 7:30 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at Borough Hall, 120 South Main Street, in the Borough, to the members of the general public who shall request the same.

Sarah D. Walker, Registered Municipal Clerk