

TOWNSHIP OF ROCHELLE PARK

ORDINANCE NO. 1025-10

**AN ORDINANCE TO AMEND CHAPTER 16 OF THE
CODE OF THE TOWNSHIP OF ROCHELLE PARK
TO ADD A PROVISION ALLOWING FOR LEAVE OF
ACTIVE MEMBERSHIP**

WHEREAS, the Township of Rochelle Park Ambulance Corps has determined that the existing Ordinance does not provide an acceptable method for determining Leaves of Absence; and

WHEREAS, the Captain of the Ambulance Corps has proposed an amendment to an Ordinance which identifies the reasons for a Leave of Absence and provides a procedure for evaluating the same; and

WHEREAS, the Township Committee has reviewed the proposal and has determined that it would be in the best interest of the Township of Rochelle Park to adopt such a procedure.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Rochelle Park, County of Bergen, State of New Jersey as follows:

SECTION ONE: Section 16-16 of the Code of the Township of Rochelle Park is hereby deleted in its entirety and replaced with the following:

16-16: Leave from Active Membership; Physical Disability

- A. All requests for Leave must be submitted to the Captain in writing.
- B. All requests should state the following information:
 - 1. Duration of Leave
 - 2. Reason(s) for Leave (medical, personal, student)

- C. All personal Leaves of Absence are allowed up to six (6) months duration. A member who wishes to extend his/her leave beyond six (6) months must submit his/her request in writing to the Squad Secretary to be brought before the full membership for a vote.
- D. All Student Leaves are allowed up to eight (8) months duration. A member who wishes to extend his/her Leave beyond eight (8) months must submit his/her request in writing to the Squad Secretary to be brought before the full membership for a vote.
- E. All Leaves of thirty (30) days or more require him/her to turn in their key, pager and badge to the Captain.
- F. When a member returns from a medical Leave of Absence he/she must submit a written statement from their attending physician that they are physically able to return to active duty.
- G. **Physical Disability of a Member**
 - 1. Any member who, by reason of injury or illness, shall become temporarily unable to perform the duties required of a Squad member shall be placed on inactive status. If, after a period of six (6) months on inactive status, the member shall remain unable to perform the duties of a Squad member, such inability shall be deemed permanent, and the member shall be retired from the Squad; provided, however, that, if it shall be established to the satisfaction of the township Committee that such disability is not permanent, such inactive status may be continued for an additional period of time as determined by the Township Committee.
 - 2. If at any time, by reason of accident or illness or otherwise, the Captain in his judgment believes that there exists a question as to whether a member is able to perform the duties of a Squad member, the Captain may instruct such member to obtain a physical examination by a physician, at the Squad's expense, for the purpose of determining the member's ability to fulfill the duties of Squad member. If the report of such examination shall show a member's inability to perform the duties of a Squad member, such member shall be placed on inactive status as provided in Subsection G(1) above.

3. A Squad member who contests a finding that he or she is unable to perform the duties of a Squad member by reason of disability may appeal such decision to the Township Committee in the manner provided in 16-14.

SECTION TWO. **Repealer:**

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION THREE: **Severability:**

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its effects to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

SECTION FOUR: **Effective Date:**

This Ordinance shall take effect immediately upon final adoption and publication and in the manner provided by law.

ATTEST:

VIRGINIA DE MARIA,
Municipal Clerk