

TOWNSHIP OF FLORENCE

ORDINANCE 2005-20

AMENDING THE CODE OF THE TOWNSHIP OF FLORENCE TO REGULATE AND LIMIT CERTAIN NOISE GENERATING ACTIVITIES

WHEREAS, certain noise-generating activities constitute nuisances and impose unreasonable burdens on citizens who are entitled to the peaceful enjoyment of their properties, especially during the traditional hours of rest and relaxation, and

WHEREAS, it is both appropriate and necessary to establish reasonable regulations on noise-generating activities in order to preserve the peaceful enjoyment, rest and relaxation of the citizens of the Township of Florence.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of FLORENCE, as follows:

Section 1: Chapter 102 of the Florence Township Code, entitled “Noise” is hereby amended by adding an Article 2 to read as follows:

102-2 Regulation of Noise.

- 102-2.1 Construction Noise Prohibited. No Construction, including site construction or building construction and the operation of vehicles, equipment, machinery, generators, compactors, welders or other power tools or specialized construction or building equipment, shall be operated or activity tolerated which generates noise in violation of any of the standards set forth in this Chapter between the hours of 8:00 PM and 7:00 Am during the weekdays, Monday through Friday, inclusive, or between the hours of 8:00 PM and 8:00 Am on Saturdays and Sundays.
- 102-2.2 Exceptions. The provisions of §102.2.1 shall not apply to a federal, state or local government employee or a public utility employee performing emergency repairs or to other repairs of an emergency nature being conducted in accordance with a specific waiver issued by the Construction Official of the Township of Florence.
- 102-2.3 Yelling, Shouting. Yelling, shouting, hooting, whistling, or singing on the public streets, particularly between the hours of 11:00 p.m. and 7:00 a.m. or at any time or place so as to annoy or disturb the quiet, comfort or repose of persons in any office, or in any dwelling, or other type of residence or of any persons in the vicinity.

102-2.4 Violation. It shall be unlawful for any person to violate any provision of this chapter. Penalties shall be imposed as provided in Section 1-10 of this Florence Township Code.

Section 3. Severability. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof. The Township Council hereby declares that it would have passed this ordinance, including each part, section, subsection, sentence, clause or phrase hereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or phrases may be declared invalid.

Section 4. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that this repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

Section 5. Effective Date. This ordinance shall take effect immediately upon final passage. Notice of adoption shall be published as provided by law.

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ACTIVITIES**

Take Notice that the Ordinance identified above amends Chapter 102 of the Florence Township Code to prohibit certain noise generating in order to preserve the peaceful enjoyment, rest and relaxation of the citizens of the Township of Florence.

The Ordinance has been adopted on first reading by the Township Council of the Township of Florence, County of Burlington, State of New Jersey, held on August 17, 2005. It will be considered for final passage after public hearing to be held on September 7, 2005, at 8:00 P.M. in the Municipal Complex, Council Chambers, 711 Broad Street, Florence, New Jersey.

Copies of the full ordinance are on file with the Township Clerk of the Township of Florence in the Municipal Complex. Copies may be obtained on request and a copy is posted on the municipal bulletin board in the Municipal Complex at 711 Broad Street, Florence, New Jersey.

Joy M. Weiler, RMC, CMC
Township Clerk