

## **HAMPTON TOWNSHIP ORDINANCE #2019-01**

### **AN ORDINANCE TO AMEND SECTION 118-6, ENTITLED “RESTRICTED USES AND ACTIVITIES”, OF CHAPTER 118, ENTITLED “NOISE”, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HAMPTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY**

**BE IT ORDAINED** by the Board of Health of the Township of Hampton, County of Sussex, State of New Jersey, that Section 118-6, entitled “Restricted uses and activities”, of Chapter 118, entitled “Noise”, of the Revised General Ordinances of the Township of Hampton shall be and is hereby amended as follows:

**SECTION 1.** Subparagraph 3 of paragraph B of Section 118-6, entitled “Restricted uses and activities”, is hereby amended to read as follows:

- (3) Construction and demolition activity, excluding emergency work, shall not be performed between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on Saturdays and federal holidays, or at all on Sundays, unless such activities meet the limits set forth in Tables I and II. All motorized equipment used in construction and demolition activity shall be operated with a muffler. At all other times, the limits set forth in Tables I and II do not apply to construction and demolition activities.

**SECTION 2.** A new Subparagraph 10 is added to paragraph B of Section 118-6, entitled “Restricted uses and activities” and shall read as follows:

- (10) This chapter does not prohibit construction and demolition activity which is done directly by a homeowner on his/her own dwelling on Sundays between the hours of 9:00 a.m. and 6:00 p.m. and produces sound in excess of the limits stated in Tables I and II.

**SECTION 3.** A new Subparagraph 11 is added to paragraph B of Section 118-6, entitled “Restricted uses and activities” and shall read as follows:

- (11) In case of urgent necessity for the purpose of preserving a structure or preventing or stopping otherwise imminent damage or harm, the Township construction official may issue a limited waiver from the requirements of this chapter for a period not to exceed three days. The waiver shall specify the hours during which construction and demolition activity may be conducted without having to comply with the limits set forth in Tables I and II and shall be subject to such conditions and requirements as the Township construction official shall impose.

**SECTION 4.** If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected thereby but shall remain in full force and effect.

**SECTION 5.** All ordinances or parts of ordinances inconsistent with or contrary to the provisions of this Ordinance are hereby repealed to the extent of such inconsistency or contrariness. All provisions of Chapter 118 not amended hereby shall remain in full force and effect.

**SECTION 6.** This Ordinance shall take effect immediately on its final passage and publication as required by law.

### **NOTICE**

NOTICE IS HEREBY GIVEN that the attached Ordinance #2019-02 was introduced at a regular meeting of the Township Board of Health of the Township of Hampton, Sussex County, New Jersey, held on March 19, 2019, and passed on first reading, and that such Ordinance will be further considered for final passage and adoption at the regular meeting of the Township Board of Health to be held on May 21 , 2019 at the Municipal Building, One Rumson Road, in the Township of Hampton, at 7:00 p.m., and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance.

Date: \_\_\_\_\_

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Valerie Galizia, Secretary  
Township Board of Health