

ORDINANCE NO. 2016-13

AN ORDINANCE AMENDING CHAPTER 12 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED "BUILDING AND HOUSING" AS IT PERTAINS TO "HOURS OF CONSTRUCTION"

BE IT ORDAINED BY THE BOARD OF THE COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS as follows:

Section 1. Section 12-9.1 entitled "Hours of Construction" is hereby amended in its entirety as follows:

12-9.1 Days and hours. Construction and demolition activity, excluding emergency work, shall be performed as follows:

- a. Mondays through Fridays
 - 1. After Labor Day through Memorial Day beginning no earlier than 7:00 a.m. and ending no later than 6:00 p.m.
 - 2. From the day after Memorial Day through Labor Day beginning no earlier than 8:00 a.m. and ending no later than 6:00 p.m.
- b. Saturdays beginning no earlier than 8:00 a.m. and ending no later than 6:00 p.m.
- c. No construction activity shall be performed on Sundays, except by the homeowner beginning no earlier than 8:00 a.m. and ending no later than 6:00 p.m.

Section 2. If any provision, section, subsection, or paragraph of this Ordinance shall be declared unconstitutional, invalid, or inoperative, in whole or in part, by a Court of competent jurisdiction, such provision, section, subsection, or paragraph shall, to the extent that it is not unconstitutional, invalid or inoperative, remain in full force and effect, and no such determination shall be deemed to invalidate the remaining provisions, subsections, or paragraphs of this Ordinance.

Section 3. This Ordinance shall take effect after final adoption and publication in accordance with law.

MOTION TO ADOPT: Commissioner Garofalo

SECOND: Commissioner Gerkens

ROLL CALL:

AYES: Oldham, Gerkens, Garofalo

NAYS: none

ADOPTED ON: September 20, 2016

EFFECTIVE DATE: October 10, 2016


Jonathan Oldham, Mayor


Judith Gerkens, Commissioner


Michael Garofalo, Commissioner