

ORDINANCE NO. 2021-09

AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING AND SUPPLEMENTING CHAPTER 3 ENTITLED “POLICE REGULATIONS” AND CHAPTER 12 ENTITLED “BUILDING AND HOUSING” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, AS IT PERTAINS TO CONSTRUCTION NOISE

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

Section 1. Section 3-2.7 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Noise Prohibited” is hereby supplemented and amended to add the following to the paragraph:

No person shall operate or permit the operation of any leaf blower, lawn mower, saw, drill, sander, grinder, or similar devices outdoors as follows:

1. Mondays through Thursdays before the hours of 7:00 A.M. and after 7:00 P.M. after Labor Day through Memorial Day, or before 8:00 A.M. and after 7:00 P.M. from Memorial Day through Labor Day;
2. Fridays before the hours of 7:00 A.M. and after 6:00 P.M. after Labor Day through Memorial Day, or before 8:00 A.M. and after 6:00 P.M. from Memorial Day through Labor Day;
3. Any Saturday or Sunday before 8:00 A.M. and after 6:00 P.M.

Section 2. Section 12-9.1 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Days and Hours” is hereby amended by inserting in the first sentence after the first 4 words, the words “whether performed by a contractor, business owner or homeowner”.

Section 3. Section 12-9.1 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Days and Hours” paragraph b. “Saturdays”, subparagraph 2 is hereby amended as follows:

2. From Memorial Day through Labor Day beginning no earlier than 9:00 a.m. and ending no later than 2:00 p.m., except by the homeowner ending no later than 6 p.m.

Section 4. Section 12-9.1 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Days and Hours” paragraph c is hereby amended as follows:

- c. No construction activity shall be performed on Sundays, except by the homeowner beginning no earlier than 9:00 a.m. and ending no later than 6:00 p.m.

Section 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 6. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

Section 7. This Ordinance shall take effect upon final adoption after publication in accordance with law.

ADOPTED ON: May 17, 2021