

ORDINANCE No. 2018 - 14

**AN ORDINANCE OF THE BOROUGH OF BAY HEAD,
COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING
AND SUPPLEMENTING THE MUNICIPAL CODE OF THE
BOROUGH OF BAY HEAD, SO AS TO AMEND CHAPTER 163,
ENTITLED, “NOISE”**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Bay Head, County of Ocean, and State of New Jersey, as follows:

SECTION 1. The Municipal Code of the Borough of Bay Head is hereby amended and supplemented so as to amend §163-2, entitled “Examples of noise,” so as to revise subsection (7) so as to read in its entirety as follows:

§163-2(7) Construction, Landscaping, or Lawn-cutting activities

(a) Property owners may allow the conducting of construction, landscaping, or lawn-cutting activities on their properties only between the hours of 8:00 a.m. and 6:00 p.m., Monday through Friday. Property owners may not permit any construction, landscaping, or lawn-cutting activities on their properties on Saturdays and Sundays, New Year’s Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

(b) Property owners and tenants may personally conduct construction, landscaping, or lawn-cutting activities on property they own or lease without commercial assistance between the hours of 8:00 a.m. and 7:00 p.m. on Monday through Friday and between the hours of 9:00 a.m. and 7:00 p.m. on Saturday and Sunday.

(c) In case of urgent necessity or in the interest of public health or safety, the Construction Official may grant a permit for construction activities for a period not to exceed three days for work to be carried on over a twenty-four-hour basis.

(d) Construction, Landscaping, or Lawn-cutting activities within the meaning of this Chapter includes any excavation, demolition, construction, repair, alteration, landscaping, or lawn-cutting work and work performed by plumbing, electrical, landscaping, carpentry, masonry, tile, pool installation and painting contractors.

SECTION 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be 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 hereof.

SECTION 3. This ordinance shall take effect after second reading and publication as required by law.

ATTEST:

APPROVED:

Patricia M. Applegate, Municipal Clerk

William W. Curtis, Mayor

Introduced on First Reading: August 20, 2018
Introduced on Second Reading: September 17, 2018
Approved on Second Reading: September 17, 2018

ATTEST:

APPROVED:

Patricia M. Applegate, Municipal Clerk

William W. Curtis, Mayor