

ORDINANCE #2-2024

Amending Chapter 189 Titled Noise of the Code of the City of Egg Harbor

WHEREAS, the Mayor and Council wish to amend the Code to revise the hours for noise disturbances and the fines and penalties for violations; and

WHEREAS, pursuant to N.J.S.A. 40: 48-2, a municipality may amend an ordinance as it deems necessary and proper for good government, order and protection of persons and property and for the presentation of the public health, safety and welfare of its inhabitants.

NOW, THEREFORE BE IT ORDAINED that § 189 titled Noise is amended as follows:

SECTION 1:

§189-1 Restricted hours during weekdays. Shall be amended to 10:00 pm and 8:00 am any day except Friday and Saturday.

§189-2. Restricted hours during weekends. Shall be amended to 12:00 am and 8:am on Friday and Saturday.

§189-4. Violations. Each and every person violating any of the provisions of this chapter shall be subject upon conviction thereof, to the following fines:

First offense- fine of \$250.00. Second offense- fine of 500.00. Third and subsequent offenses- fine of \$1000.00 and a term of imprisonment not to exceed 90 days.

SECTION 2.

REPEAL OF PRIOR ORDINANCES. All ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

SECTION 3.

SEVERABILITY. To the extent that any part of parts of this Ordinance are repealed or otherwise modified or voided by State Statute or case law, the remaining portions or sections of this Ordinance shall remain in full force and effect. If any section, sentence or any part of this Ordinance is adjudged, unconstitutional or invalid by a Court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder of the Ordinance, but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy in which judgment shall have been rendered.

SECTION 4.

EFFECTIVE DATE. This Ordinance shall take effect after final passage and publication as provided by law.

Introduced: March 14, 2024
Publication: March 20, 2024
Public Hearing: April 11, 2024
Adoption:

Dated:

ATTEST:

CITY OF EGG HARBOR

Meg Steeb, City Clerk, RMC

Lisa Jiampetti, Mayor