



# BOROUGH OF RIVERDALE NEW JERSEY



## ORDINANCE NO. 08-2023

### ORDINANCE AMENDING CHAPTER 119 "NOISE CONTROL" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE AND CLARIFYING THE LIMITATION ON ACCEPTABLE HOURS FOR THE USE OF COMMERCIAL OR INDUSTRIAL POWER TOOLS AND LANDSCAPING AND YARD MAINTENANCE EQUIPMENT

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**BE IT ORDAINED** by the Mayor and Council of the Borough of Riverdale, in the County of Morris and State of New Jersey, as follows:

**Section 1.** Chapter 119, Section 119-5 entitled "Restricted Uses and Activities" shall be amended by the following amendment to Subsection B (1) which shall read, in its entirety, as follows:

B. Notwithstanding the provisions of Tables I and II, the following standards shall apply to the activities or sources of sound set forth below:

(1) Commercial or industrial power tools and landscaping and yard maintenance equipment, excluding emergency work, shall not be operated on a residential property or within 250 feet of a residential property line when operated on commercial or industrial property 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 weekends or federal holidays. In addition, commercial or industrial power tools and landscaping and yard maintenance equipment, excluding emergency work, utilized on commercial or industrial property shall meet the limits set forth in Tables I and II between the hours of 10:00 p.m. and 7:00 a.m. All motorized equipment used in these activities shall be operated with a muffler. At all other times, the limits set forth in Tables I and II do not apply to commercial or industrial power tools and landscaping and yard maintenance equipment.

**Section 2.** If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

**Section 3.** All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 4.** This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

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Abubakar Jalloh, Borough Clerk

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Paul Carelli, Mayor

### NOTICE OF PENDING ORDINANCE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Borough of Riverdale, a municipal corporation of the State of New Jersey, held on October 11, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at Borough Hall, in the Borough on November 8, 2023 at 7:30 o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's office to the members of the general public who shall request the same.

Abubakar Jalloh, Borough Clerk