

ORDINANCE

ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER III (POLICE REGULATIONS), AS IT APPLIES TO GENERAL NOISE PROHIBITIONS

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

Section 1. Section 3-14.12 entitled, “Specific Noise Prohibitions”, is hereby amended to delete subsections b and c and insert in their place the following:

“b. Sound reproducing devices. The using, operating or permitting to be played of any radio receiving set, musical instrument, phonograph, live band, speaker system or other machine or device for the producing or reproducing of sound in such a manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or, at any time, with louder volume than is necessary for the convenient hearing of the person or persons who are in the room, vehicle or chamber in which such machine or devices operate and who are voluntary listeners thereto. The operation of any such instrument as enumerated heretofore between the hours of 10:00 p.m. and 8:00 a.m. Monday through Friday, and 10:00 p.m. and 9:00 a.m. Saturday and Sunday in such a manner as to be plainly audible at a distance of one hundred (100’) or more from the vehicle or structure within which the same is located shall be prima facie evidence of a violation of this section.”

“c. Yelling and shouting. Yelling, shouting, hooting, whistling or singing on public streets, particularly between the hours of 10:00 p.m. and 8:00 a.m. Sunday through Friday, and 11:00 p.m. and 8:00 a.m. on Saturdays or at any time or place as to annoy or to disturb the quiet, comfort or repose of persons in any office or in any dwelling or other type of residence or of any persons in the vicinity.”

Section 2. Section 3-14.13 entitled, “Exceptions”, is hereby amended at subsection a to read as follows:

“a. The use of chimes by churches.”

Section 3. This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

Section 4. This Ordinance shall take effect immediately.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Borough Council of the Borough of Beachwood, in the County of Ocean, held on the 17th day of August , 2011 and will be considered for second reading and final passage at a regular meeting of said governing body to be held on the 21st day of September , 2011 at 7:00 p.m. at the Beachwood Municipal Complex, 1600 Pinewald Road, Beachwood, New Jersey at which time and place any person desiring to be heard upon the same will be given an opportunity to be so heard.

ELIZABETH A. MASTROPASQUA, Clerk