

ASSEMBLY, No. 2587

STATE OF NEW JERSEY

INTRODUCED DECEMBER 16, 1996

By Assemblymen WEINGARTEN and O'TOOLE

1 AN ACT concerning municipal noise control ordinances, and amending
2 P.L.1971, c.418.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. Section 21 of P.L.1971, c.418 (C.13:1G-21) is amended to read
8 as follows:

9 21. No existing civil or criminal remedy now or hereafter available
10 to any person shall be superseded by this act or any code, rules,
11 regulations or orders promulgated pursuant thereto.

12 No ordinances or resolutions of any governing body of a
13 municipality or county or board of health which establish specific
14 standards for the level or duration of community noise more stringent
15 than this act or any code, rules, regulations or orders promulgated
16 pursuant thereto shall be superseded. Nothing in this act or in any
17 code, rules, regulations or orders promulgated pursuant thereto shall
18 preclude the right of any governing body of a municipality or county
19 board of health, subject to the approval of the department, to adopt
20 ordinances, resolutions or regulations which establish specific
21 standards for the level or duration of community noise more stringent
22 than this act or any code, rules or regulations promulgated pursuant
23 thereto. Municipal ordinances establishing maximum noise levels for
24 lawn mowers and trimmers, leaf blowers and vacuums, chain saws,
25 lawn tractors, snow blowers and plows, any other similar yard
26 maintenance machinery or equipment, and any other similar source of
27 noise for which the State or the federal government has not established
28 specific standards shall not be subject to approval by the department.
29 (cf: P.L.1971, c.418, s.21)

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31 2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

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STATEMENT

This bill would allow the governing body of a municipality to adopt ordinances establishing maximum noise levels for lawn mowers and trimmers, leaf blowers and vacuums, chain saws, lawn tractors, snow blowers and plows, any other similar yard maintenance machinery or equipment, and any other similar source of noise for which the State or the federal government has not established specific standards without being subject to approval by the Department of Environmental Protection.

Allows municipalities to adopt certain noise control ordinances without DEP approval.