

**3-1.10 Nuisance Noise Type.**

In addition to the types of noises set forth within the body of this section, the following activities have been determined to be of a nuisance noise type and, as such, enforcement may be carried out by Noise Control Officers and/or any member of the Police Department:

## POLICE REGULATIONS

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e. Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that it is plainly audible at a residential property line between the hours of 10:00 p.m. and 8:00 a.m.;

f. Personal vehicular music amplification equipment shall not be operated in such a manner as to be plainly audible at a distance of fifty (50) feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m.;

g. Personal, portable, hand-held music or sound amplification or reproduction equipment shall not be operated on a public space or public right-of-way in such a manner as to be plainly audible at a distance of fifty (50) feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m. Between the hours of 10:00 p.m. and 8:00 a.m., sound from such equipment shall not be plainly audible by any person other than the operator;

h. Plainly audible sound levels shall be prohibited between residential units within the same multi-dwelling building between the hours of 10:00 p.m. and 8:00 a.m.

Violation of any provision of this subsection shall be cause for an enforcement document to be issued to the violator by the Noise Control Officer or member of the Police Department according to the procedures set forth at N.J.A.C. 7:29-1.6. The recipient of an enforcement document shall be entitled to a hearing in municipal court having jurisdiction to contest such action. Any person who violates any provision of this subsection shall be liable, upon conviction, to the penalty stated in Chapter 1, Section 1-5. If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate, and distinct offense. No provision of this portion of the subsection shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this subsection or from other law. (1972 Code § 6-2.9; New; Ord. No. O-01-47)