The Ordinances published herewith was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Belmar in the County of Monmouth, New Jersey held on August 11, 2026 at 6:30 PM. It will be further considered for public hearing at a meeting of said Council to be held in the Council Chambers on August 25, 2026 at 6:30 PM 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, 601 Main St., Belmar, N.J. between the hours of 9AM to 4:30 PM to the members of the general public who shall request the same.

ORDINANCE NO. 2026-19

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTERS 16-3, 19-7 AND 27-4 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND ESTABLISHING TIMES FOR CONSTRUCTION IN THE BOROUGH

WHEREAS, the Borough Council of the Borough of Belmar has caused its ordinances of a general and permanent nature to be compiled and revised and embodied in a revision and codification known as "The Revised General Ordinances of the Borough of Belmar, 1994"; and,

WHEREAS, pursuant to N.J.S.A. 40:48-2 the Borough Council is granted the power to adopt, amend and repeal all ordinances not contrary to State and Federal law as it deems necessary for good government; and,

WHEREAS, the Borough Council has determined that it is in the best interest of the Borough to amend its ordinances to establish times for work and repose and to establish consistency regarding the same,

NOW, THEREFORE, BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION I.

A. That Borough Ordinance 16-3.2 "Definition of Noise" shall be amended at item (k)as follows:

k. The erection ~~(including excavation)~~, demolition, alteration, work, repair or excavation made, performed or conducted in reference to ~~of~~ any building, structure or property is prohibited, except the same is permitted:

1.
Between the hours of ~~7:00 a.m.~~ 8:00 a.m. to ~~6:00 p.m~~. 5:00 p.m Monday through ~~Friday~~ Saturday, excluding Federal Holidays which Federal Holidays shall be subject to and controlled by Paragraphs 2 and 3 of this section as enumerated immediately below. ~~however any operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam hoist or other similar appliances or any powered saw, sander, drill, grinder, garden equipment or tools of like nature shall not occur until 8:00 a.m. Monday through Friday; and between the hours of 8:00 a.m. to 5:00 p.m. on Saturdays.~~

2.
Between the hours of 8:00 a.m. to 5:00 p.m. on Sundays and ~~holidays~~ Federal Holidays only by homeowners performing routine repair and maintenance on the interior or exterior of any building.

3.
Between the hours of 8:00 a.m. to 5:00 p.m. on Sundays and ~~holidays~~ Federal Holidays by contractors provided that all work is performed on the interior of an enclosed building.

B. That Borough Ordinance 19-7 "Traffic Controls for Street and Highway Construction and Maintenance Operations for Municipal Roads" shall be amended as follows:

19-7.4 Hours.

There shall be no construction, maintenance operations, or utility work on any roadway in the Borough on Sundays and Federal Holidays or before the hour of ~~9:00 a.m.~~ 8:00 a.m. or after ~~4:00 p.m~~ 5:00 p.m on Mondays through Saturdays. ~~The officer in charge of the Borough Police Department may adjust this time limit permit work prior to 9:00 a.m. or after 4:00 p.m. If the officer in charge determines that the construction or maintenance operations prior to 9:00 a.m. or after 4:00 p.m. would substantially delay traffic or cause a safety or health hazard, the work shall then be permitted only between 9:00 a.m. or after 4:00 p.m.~~

C. That Borough Ordinance 27-4 Safe Movement of Traffic During Periods of Construction shall be amended as follows:

§ 27-4.4 Hours.

There shall be no construction, maintenance operations, or utility work on any roadway in the Borough on Sundays and Federal Holidays or before the hour of ~~7:00 a.m.~~ 8:00 a.m. or after ~~6:00 p.m.~~ 5:00 p.m. on Mondays through Saturdays. ~~This time limit may be adjusted to permit work prior to 7:00 a.m. or after 6:00 p.m. by the Officer in charge of the Traffic Bureau of the Belmar Police Department. If it is determined by that Officer that the construction or maintenance operations prior to 7:00 a.m. or after 6:00 p.m. would substantially delay traffic or cause a safety or health hazard, the work shall then be permitted only between 7:00 a.m. and 6:00 p.m.~~

SECTION II. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudicated and the remainder of the Ordinance shall be deemed valid and effective.

SECTION III. All Ordinances or parts of ordinances inconsistent with or in conflict with the ordinance are hereby repealed to the extent of such inconsistency.

SECTION IV. This Ordinance shall take effect 20 days after final passage, adoptions and publication according to law.