

Ordinance of the City of Jersey City, N.J.

File No. Ord. 21-046
Agenda No. 3.6 (1st Reading)
Agenda No. 4.5 (2nd Reading and Final Passage)



AN ORDINANCE AMENDING CHAPTER 242 (PEACE AND GOOD ORDER) OF THE MUNICIPAL CODE REQUIRING OUTDOOR BUSINESSES IN INDUSTRIAL AND LIGHT INDUSTRIAL ZONES WITHIN FIFTEEN HUNDRED FEET OF RESIDENTIAL ZONES TO LIMIT OPERATIONS BETWEEN SEVEN O’CLOCK IN THE EVENING AND SIX O’CLOCK IN THE MORNING.

COUNCIL AS A WHOLE offered and moved adoption of the following ordinance:

WHEREAS, the City of Jersey City desires to minimize the exposure of citizens to excessive noise and light in order to protect, promote and preserve the public health, comfort, convenience, safety, and welfare; and

WHEREAS, the City recognizes the importance of protecting the tranquility of its citizens while promoting the commercial use of industrial properties; and

WHEREAS, from evidence provided by residents of the neighborhoods in the vicinity of light and heavy industrial zones, the City finds that excessive noise and light pollution are frequently interrupting citizens of Jersey City during hours of relaxation and sleep, are a visual and audial nuisance, and are patently offensive to the quality of life of the affected residents; and

WHEREAS, it is desirable to address frequent noise complaints caused by repetitive and excessive noise and light pollution at night by limiting the operation of loud machinery and lights during hours of sleep and repose; and

WHEREAS, it is necessary to amend the City Code as follows to meet these goals.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JERSEY CITY AS FOLLOWS:

1. Chapter 242 (Peace and Good Order) of the Jersey City Code is hereby supplemented as follows:
Article IX.

§242-12. Outdoor Work Near Residential Zones Prohibited During Certain Hours


- A. Subject to Subsection B, industrial use businesses that are located within fifteen hundred (1,500) feet of a residential zone, measured from the edges of the respective lots, shall not conduct any business between the hours of 7:00 p.m. and 6:00 a.m. of the next day.
- B. The restriction upon business hours imposed by Subsection A shall not apply to operations conducted in an indoor, structurally enclosed area.

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.


3. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible repeals of existing provisions.

4. This ordinance shall take effect at the time and in the manner provided by law.

APPROVED AS TO LEGAL FORM



Business Administrator



Corporation Counsel

An Ordinance Amending Chapter 242 (Peace And Good Order) Of The Municipal Code Requiring Outdoor Businesses In Industrial And Light Industrial Zones Within Fifteen Hundred Feet Of Residential Zones To Limit Operations Between Seven O’clock In The Evening And Six O’clock In The Morning.

NOTE: All new material is underlined words ~~struck through~~ are omitted. For purposes of advertising only, new matter is **boldface** and repealed by *italics*.

An Ordinance Amending Chapter 242 (Peace And Good Order) Of The Municipal Code Requiring Outdoor Businesses In Industrial And Light Industrial Zones Within Fifteen Hundred Feet Of Residential Zones To Limit Operations Between Seven O’clock In The Evening And Six O’clock In The Morning.

RECORD OF COUNCIL VOTE ON INTRODUCTION – Jun 16 2021						
RIDLEY	AYE	SALEH	AYE	LAVARRO	AYE	9-0
PRINZ-AREY	AYE	SOLOMON	AYE	RIVERA	AYE	
BOGGIANO	AYE	ROBINSON	AYE	WATTERMAN, PRES	AYE	


RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING – Jun 30 2021						
RIDLEY	AYE	SALEH	AYE	LAVARRO	AYE	8-0
PRINZ-AREY	AYE	SOLOMON	AYE	RIVERA	AYE	
BOGGIANO	AYE	ROBINSON	AYE	WATTERMAN, PRES.	ABSENT	

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY –						
RIDLEY		SALEH		LAVARRO		
PRINZ-AREY		SOLOMON		RIVERA		
BOGGIANO		ROBINSON		WATTERMAN, PRES.		


RECORD OF FINAL COUNCIL VOTE – Jun 30 2021						
RIDLEY	AYE	SALEH	AYE	LAVARRO	AYE	8-0
PRINZ-AREY	AYE	SOLOMON		RIVERA	AYE	
BOGGIANO	AYE	ROBINSON	AYE	WATTERMAN, PRES.	ABSENT	

Adopted on first reading of the Council of Jersey City, N.J. on **Jun 16 2021**
Adopted on second and final reading after hearing on **Jun 30 2021**

This is to certify that the foregoing Ordinance was adopted
by the Municipal Council at its meeting on Jun 30 2021




City Clerk



Joyce E. Watterman, President of Council
Approved: Jun 30 2021

Amendment(s):



Steven M. Fulop, Mayor
Date to Mayor: Jul 1 2021
Approved: Jul 1 2021

An Ordinance Amending Chapter 242 (Peace And Good Order) Of The Municipal Code Requiring Outdoor Businesses In Industrial And Light Industrial Zones Within Fifteen Hundred Feet Of Residential Zones To Limit Operations Between Seven O’clock In The Evening And Six O’clock In The Morning.

FACT SHEET -

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the ordinance.

Project Manager

John Metro, Acting Business Administrator		2015475147	JMetro@jcnj.org
Division	Office of the Business Administrator		

Note: Project Manager must be available by phone during agenda meeting (Wednesday prior to council meeting @ 1:00 p.m.)

Purpose

Ordinance Supplementing Chapter 242 (Peace And Good Order) Of The Municipal Code- Adding Requirement for Outdoor Businesses In Industrial And Light Industrial Zones Within Fifteen Hundred Feet Of Residential Zones To Limit Operations Between Seven O’clock In The Evening And Six O’clock In The Morning.
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Cost (Identify all sources and amounts)

0

Contract term (include all)

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Approved by
John McKinney, Attorney
Peter Baker, Corporation Counsel
Amy Forman, Attorney
Nick Strasser, Attorney
Norma Garcia, Attorney
Ray Reddington, Attorney
Jeremy Jacobsen, Attorney
Sapana Shah, Attorney
Elizabeth Barna, Assistant Corporation Counsel
John Metro, Acting Business Administrator

Status:
None
None
None
Approved - Jun 11 2021
None
None
None
None
None
None
Approved - Jun 11 2021