

**TOWN OF ORANGE
NOTICE OF PUBLIC HEARING
ON PROPOSED ORDINANCE**

Notice is hereby given to the legal voters and those qualified to vote in Town Meetings of the Town of Orange, that in accordance with Section 3.4 of the Charter of the Town of Orange, the Board of Selectmen will hold a Public Hearing on Wednesday, September 18, 2002 at 7:30 p.m. in the lower level meeting room of the Town Hall, 617 Orange Center Road, Orange, CT on the proposed ordinance set forth below:

**ORDINANCE REGULATING ACTIVITIES CREATING
EXCESSIVE NOISE AND THE ADMINISTRATION THEREOF**

NOW, THEREFORE, BE IT ORDAINED, by the Board of Selectmen of the Town of Orange that the following ordinance be and hereby is adopted pursuant to Section 3.2 of the Orange Charter. The Ordinance will Amend the Code of the Town of Orange by adding a new Chapter 290, to be entitled Ordinance Regulating Activities Creating Excessive Noise and the Administration Thereof, and to read as follows:

- Section 290-1. Findings
- Section 290-2. Definitions
- Section 290-3. Prohibited Noise Activities
- Section 290-4. Enforcement
- Section 290-5. Penalties for offenses

**CHAPTER 290
ORDINANCE REGULATING ACTIVITIES CREATING
EXCESSIVE NOISE AND THE ADMINISTRATION THEREOF**

Section 290-1 : Findings

- A. Inadequately controlled noise presents a growing danger to the health and welfare of the residents of the Town of Orange.
- B. The residents of the Town have a right and should be ensured an environment free from excessive sound and vibration that may jeopardize their health, safety, or welfare, or degrade the quality of life.
- C. Certain activities by their nature create excessive noise and vibration, which if left unregulated, affect the health, safety and welfare and quality of life of the residents of the Town of Orange,
- D. The Town of Orange seeks to protect, preserve or promote the health, safety, welfare and quality of life of its residents by the regulation of certain uses, which by their nature, create excessive noise.

Section 290-2: Definitions

As used in this chapter the following terms shall have the meanings indicated:

CHIEF OF POLICE - the Chief of Police of the Town of Orange or its designated officer or officers.

CONSTRUCTION - any and all physical activity of the site necessary or incidental to the erection, placement, demolishing, assembling, altering, blasting, cleaning, repairing, installing or equipping of buildings or other structures, public or private highways, roads, premises, parks, utility lines or other property, and shall include but be not limited to land clearing, grading, excavating, filling and paving.

PERSON - any individual, firm, partnership, association, syndicate, company, trust, corporation, municipality, agency or political or administrative subdivision of the state or other legal entity of any kind.

Section 290-3: Prohibited Noise Activities

The following acts, and/or the causing thereof, are hereby declared to be in violation of this chapter:

- A. **Refuse.** No person shall operate a refuse-collection vehicle designed for the mechanical lifting and dumping of dumpsters or other trash containers within the Town of Orange between the hours of 10:00 p.m. and 7:00 a.m. of the following day on weekdays and between the hours of 10:00 p.m. and 9:00 a.m. on Saturdays, Sundays or holidays.
- B. **Construction.** No person shall operate outside of a fully enclosed building or structure or permit the operation of any tools or equipment used in construction, drilling or demolition work or for cleaning and sweeping operations between the hours of 7:00 p.m. and 7:00 a.m. the following day on weekdays, and before 9:00 a.m. and after 5:00 p.m. on Saturdays, Sundays or holidays, except for the use of domestic power tools.
- C. **Domestic power tools.** No person shall operate or permit the operation of any mechanically powered saw, drill, sander, grinder, home lawn or garden tool or other tool other than snow removal equipment between the hours of 9:00 p.m. and 7:00 a.m. the following day.

D. Deliveries. No delivery of goods for outside storage shall be made between the hours of 10:00 p.m. and 7:00 a.m. on the following day on weekdays and before 9:00 a.m. and after 6:00 p.m. on Saturdays and Sundays.

Section 290-4: Enforcement

The Chief of Police shall enforce the provisions of this chapter.

Section 290-5: Penalties for offenses

Any person who violates any provision of this chapter shall be subject to arrest and prosecution by the proper authorities and may be fined one hundred and 00/100 (\$100.00) dollars for each offense. Each day in which violation of this chapter shall occur shall constitute a separate offense.

RESOLVED: This ordinance shall become effective on the twenty-first (21st) day after its publication in accordance with Section 3.4 of the Town Charter.

Notice of Public Hearing on Proposed Ordinance dated at Orange, CT this 4th day of September, 2002.

TOWN OF ORANGE, BOARD OF SELECTMEN

BY: _____

Mitchell R. Goldblatt,
First Selectman

ATTEST: Patrick B. O'Sullivan,
Town Clerk

