

**ORDINANCE NO. 284**

**AN ORDINANCE OF THE TOWNSHIP OF PARADISE, MONROE COUNTY, PENNSYLVANIA, AMENDING CHAPTER 160, ZONING, ADOPTED BY THE BOARD OF SUPERVISORS OF PARADISE TOWNSHIP ON JUNE 5, 2007, BY ORDINANCE NO. 159 AND SUBSEQUENT AMENDMENTS BY: 1) DELETING EXISTING §160-19.B NOISE CONTROL IN ITS ENTIRETY AND REPLACING IT WITH NEW §160-19.B NOISE CONTROL WHICH CONTAINS PROVISIONS FOR SOUND LEVELS AT SPECIFIC TIMES, ESTABLISHING PARAMETERS FOR SOUND LEVEL TESTING, EXCEPTIONS TO SOUND LEVELS, ADDITIONAL REQUIREMENTS FOR GENERAL INDUSTRIAL USES; AND 2) ADDING PROVISIONS FOR SEVERABILITY, REPEALER AND AN EFFECTIVE DATE.**

**WHEREAS**, Paradise Township is a Second Class Township, organized under the Second Class Township Code, 53 P.S. §65101, et seq. (the “Township”); and

**WHEREAS**, the Township has the authority to pass ordinances, pursuant to 53 P.S. §66601 of the Second Class Township Code; and

**WHEREAS**, the Township is vested with corporate powers to provide for the peace, good government, health, and welfare of the Township, its citizens, trade, commerce, and manufacturers, pursuant to 53 P.S. §66506.

**AND NOW**, the Board of Supervisors of Township hereby enacts and ordains, and it is hereby ENACTED and ORDAINED, as follows:

**SECTION 1. Ordinance Amendments.** Existing Chapter 160 Zoning is amended by deleting and replacing existing Subsection B Noise Control of §160-19 Nuisance control with the following provisions, to wit:

**§ 160-19. Nuisance control.**

- B. Noise control. No person shall operate or cause to be operated on private or public property any source of continuous sound (any sound which is steady, fluctuating or intermittent with a recurrence greater than one time in any fifteen-second interval) in such a manner as to create a sound level which exceeds the limits set forth for the receiving land use category in the following table when measured at or beyond the property boundary of the receiving land use.

Continuous Sound Levels by Receiving Land Use		
Receiving Land Use Category	Time	Sound Level Limit (dBA)
Residential, public space, open space, or agricultural	6:00 a.m. to 9:00 p.m.	60
	9:00 p.m. to 6:00 a.m.	50
	plus Sundays and legal holidays	
Commercial or business	6:00 a.m. to 9:00 p.m.	65

	9:00 p.m. to 6:00 a.m. plus Sundays and legal holidays	60
Industrial	At all times	70

- (1) For any source of sound which emits a pure tone, the maximum sound level limits set forth in the above table shall be reduced by five dBA. For any source of sound which emits an impulsive sound (a sound of short duration, with an abrupt onset and rapid decay and an occurrence of not more than one time in any fifteen-second interval), the excursions of sound pressure level shall not exceed 20 dBA over the ambient sound pressure level regardless of time of day or night or receiving land use, using the fast meter characteristic of a Type II meter, meeting the ANSI specifications S1.4-1971.
- (2) The maximum permissible sound levels by the receiving land use category as listed in the previous table shall not apply to any of the following noise sources:
  - (a) The emission of sound for the purpose of alerting persons to the existence of an emergency.
  - (b) Emergency work to provide electricity, water or other public utilities when public health or safety are involved.
  - (c) Domestic power tools between the hours of 6:00 a.m. and 9:00 p.m.
  - (d) Construction operations between the hours of 6:00 a.m. and 9:00 p.m.
  - (e) Agriculture.
  - (f) Motor vehicle operations.
  - (g) Public celebrations specifically authorized by the Township.
  - (h) Surface carriers engaged in commerce by railroad.
  - (i) The unamplified human voice in residences.
  - (j) Periodic school activities.
- (3) Additional requirements for General Industrial Uses. It shall be demonstrated through a series of sound studies conducted by a professional acoustical expert and reviewed and accepted by the Township professional acoustical expert, that the sound generated by a General Industrial Use during normal operations and testing and maintenance operations (i.e. all standby emergency equipment, including by not limited to generators) will comply with the sound limits cited above. Such sound study or studies shall be conducted using Sound level Meters described in ANSI S1.4-2014 and using generally accepted criteria. The sound

studies shall be conducted at the following phases. The preparation of such studies, and the review of such studies by the Township, shall be at the expense of the applicant.

- (a) A preliminary sound study for the General Industrial Use shall be conducted as part of the Conditional Use process. The preliminary sound study shall recommend any sound reducing materials or systems needed to meet the aforesaid sound limits.
- (b) An interim sound study shall be conducted during the building permit process based upon the proposed user or users of the General Industrial Use depicted on the building plans. Any sound reducing materials or systems recommended by the interim sound study shall be incorporated into the construction plans for the General Industrial Use.
- (c) An as-built sound study shall be conducted six (6) months after issuance of the certificate of habitability for any General Industrial Use prior to the final escrow release for any General Industrial Use land development phase.
- (d) The Township may require additional sound studies upon documentation of noncompliance with the previously provided study or upon documentation of detrimental effect to adjoining property and its occupants.
- (e) If it is determined by an as-built sound study or any subsequent sound study that there is a violation of the aforesaid sound limits, then the owner or occupant of the General Industrial Use shall remediate the violation within 90 days of notification of the violation.
- (f) In the event of a failure by the owner or occupant to remediate a sound violation within 90 days of notification of the violation, the Township may revoke any zoning permit(s) previously issued for the General Industrial Use.

**SECTION 2. Severability.** The provisions of this Ordinance shall be severable. If any of the provisions hereof shall be invalid or unenforceable, the remaining provisions of the Ordinance shall remain in full force and effect.

**SECTION 3. Repealer.** All ordinances or parts of ordinance conflicting with or inconsistent with the provisions of this Ordinance are hereby repealed, but only insofar as the same are in direct conflict or directly inconsistent with this Ordinance.

**SECTION 4. Effective Date.** This Ordinance shall be effective five (5) days after enactment.

**ORDAINED AND ENACTED** into an ordinance at the regular meeting of the Paradise Township Board of Supervisors, Monroe County, this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

ATTEST:

PARADISE TOWNSHIP

\_\_\_\_\_  
(Assistant) Secretary

By: \_\_\_\_\_  
Chair

By: \_\_\_\_\_  
(Vice) Chair

By: \_\_\_\_\_  
Supervisor

**SECRETARY’S CERTIFICATE**

I hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by a majority vote of the Paradise Township Board of Supervisors at a meeting of said Board duly held on \_\_\_\_\_, 2026. Present at the meeting were and a record of their vote was as follows:

	<b>Present</b>	<b>Aye</b>	<b>Nay</b>
Peter Gonze	_____	_____	_____
Reda Briglia	_____	_____	_____
Michael Stein	_____	_____	_____

Further be it certified that public notice of said meeting was given in the manner provided by law; that said Ordinance shall be duly recorded upon the Minutes of the Board, has not been amended or rescinded, and is in full force and effect this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Tina Transue, Secretary

(Township Seal)