

## TOWNSHIP OF VERNON

### ORDINANCE #24-12

#### ORDINANCE OF THE TOWNSHIP OF VERNON, COUNTY OF SUSSEX, STATE OF NEW JERSEY, AMENDING CHAPTER 374, TITLED “NUISANCES, PUBLIC HEALTH” TO ADDRESS EXTERIOR LIGHTING STANDARDS

**WHEREAS**, various exterior lighting sources within the Township of Vernon have the potential to cause public safety risks and can be a source of nuisance; and

**WHEREAS**, the Township of Vernon seeks to mitigate those risks by regulating exterior lighting standards.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Township of Vernon, County of Sussex, State of New Jersey as follows:

**SECTION 1. Chapter 374, titled “Nuisances, Public Health” is hereby amended and supplemented as follows:**

§ 374-5.1 Exterior lighting standards.

- A. All exterior lighting shall be designed to provide a minimum lighting intensity of five-tenths lumen per square foot. Lighting shall be of a soft or glare-free type and shall not cast an illumination color which shall be distracting, obliterate or obscure the view, be ultraviolet, strobic, pulsating, flashing or of any unnatural kind or create a public nuisance, discomfort or hazard.
- B. All exterior lighting fixtures shall be designed, manufactured, installed, and aimed in such manner as to shield glare from reflecting onto adjacent streets, properties, residences, or public areas.
- C. All lighting fixtures shall conform with all applicable state and federal requirements and industry standards, including, but not limited to, the BOCA Basic Energy Conservation Code and Lighting Power Limit Determination Procedure of the Illuminating Engineer’s Society. [International Building Code/ 2021, NJ Edition, International Energy Conservation Code/ 2021, ASHRAE 90.1-2019, National Electrical Code 2020](#)
- D. All site plans or other development plans proposing the use of exterior lighting, either freestanding or building-mounted, shall include complete data regarding the proposed intensity of illumination, as expressed either in horizontal footcandles or lumens per square foot; the hours of illumination; detail drawings and specifications of lighting fixtures, including but not limited to the type of lighting, fixture details, mounting details, mounting height and lighting isobar patterns; illumination areas as shown on the site plan; and provisions to shield glare from reflecting onto adjacent thoroughfares and properties; and

in addition, any additional specific and special detailed data deemed appropriate for the particular lighting application as required by the Township Engineer, Construction Code Official, Zoning Officer, Planning Board, Environmental Commission, Electrical Subcode Official, Police Department, Zoning Board of Adjustment or other agency.

§ 374-5.2      Effect on other legislation.

The provisions and requirements of Article VII of Chapter 330, Land Development, of the Code of the Township of Vernon shall not be affected by this Chapter.

§ 374-5.3      Violations and penalties.

Any person violating the provisions of this chapter shall be subject to a fine of a minimum of \$100 to a maximum of \$1,000 for the first offense; \$250 to a maximum of \$1,000 for the second offense; and \$500 to a maximum of \$1,000 for the third offense and subsequent offense. In addition, any offense shall be deemed a separate and distinct offense for each and every day such offense occurs and is not abated by such person.

**SECTION 2.              Severability.**

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

**SECTION 3.              Repealer.**


All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

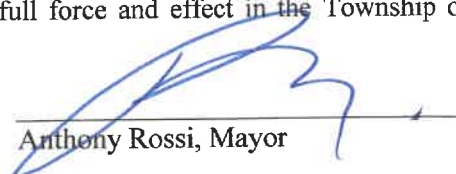
**SECTION 4.              Effective Date.**

This ordinance shall take effect upon final adoption and publication in accordance with law.

**CERTIFICATION**

This is to certify that the above Ordinance was introduced and passed on first reading at the Meeting of the Township Council held on June 10, 2024, and the same came up for final passage and was adopted at the Meeting of the Township Council held on June 24, 2024 at which time all persons interested were given an opportunity to be heard. The above ordinance will be in full force and effect in the Township of Vernon according to law.

  
Marcy Gianattasio, Clerk  
Township of Vernon

  
Anthony Rossi, Mayor

~~Strikeouts~~ are deletions. Underlines are added material.

**Township of Vernon**

**INTRODUCED: June 10, 2024**

| NAME            | M        | S        | YES      | NO | ABSTAIN | ABSENT   |
|-----------------|----------|----------|----------|----|---------|----------|
| Buccieri, N.    |          |          |          |    |         | <b>X</b> |
| DeBenedetto, J. |          | <b>X</b> | <b>X</b> |    |         |          |
| Higgins, W.     |          |          | <b>X</b> |    |         |          |
| Sparta, B.      | <b>X</b> |          | <b>X</b> |    |         |          |
| Rizzuto, P.     |          |          | <b>X</b> |    |         |          |

**ADOPTED: June 24, 2024**

| NAME            | M        | S        | YES      | NO | ABSTAIN | ABSENT |
|-----------------|----------|----------|----------|----|---------|--------|
| Buccieri, N.    |          |          | <b>X</b> |    |         |        |
| DeBenedetto, J. |          |          | <b>X</b> |    |         |        |
| Higgins, W.     |          | <b>X</b> | <b>X</b> |    |         |        |
| Sparta, B.      | <b>X</b> |          | <b>X</b> |    |         |        |
| Rizzuto, P.     |          |          | <b>X</b> |    |         |        |