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ENVIRONMENTAL PROTECTION

OFFICE OF LEGAL AFFAIRS

Notice of Receipt of Petition for Rulemaking

N.J.A.C. 7:29-1.2

Noise Control rules

Request for Amendments to Industrial, Commercial, or Community Service Facilities

Petitioner: Amy Black

Take notice that on April 5, 2017, the Department of Environmental Protection (Department) received a petition for rulemaking from Amy Black (petitioner). The petitioner requests that the Department amend the Noise Control rules, N.J.A.C. 7:29, in particular N.J.A.C. 7:29-1.2, Industrial, commercial, or community service facilities, to apply the sound level limits to noise from residential properties. Petitioner further asks that the Department amend the rules to allow the sound level limits from industrial, commercial, and community service facilities, and residential properties to be based on measurements at the property line to protect people in the public right of way. Petitioner states that measuring the decibel level from the facility's or residence's property line, rather than from another property, would better protect the public. Petitioner is primarily concerned with noise from commercial yard equipment and leaf blowers.

This notice and the full text of the petition filed in this matter are available on the Department's website at <http://www.nj.gov/dep/rules/petition.html>.

In accordance with N.J.A.C. 1:30-4.2, the Department will subsequently mail to the petitioner and file with the Office of Administrative Law a notice of action on the petition.