

ORDINANCE NO. 471 OF THE CITY OF BUCKHANNON, AN ORDINANCE  
AMENDING AND CLARIFYING ORDINANCE NO. 365 OF THE CITY OF  
BUCKHANNON, COMMONLY KNOWN AS THE “NOISE ORDINANCE” OF THE CITY  
OF BUCKHANNON; CLARIFYING THAT THE OPERATION OF A PORTABLE  
GENERATOR IS NOT EXEMPT THEREFROM UNDER CERTAIN CIRCUMSTANCES.

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WHEREAS, the City of Buckhannon enacted its Ordinance No. 365 on June 21, 2012; and,

WHEREAS, since that time, the benefit of experience had demonstrated that certain clarifications to Ordinance No. 365 would enhance the positive effect of the Ordinance upon the environment of the community; and,

WHEREAS, one of those clarifications concerns the operation of domestic portable electric generators within residential areas of the city on an extended basis; and,

WHEREAS, the Council of the City of Buckhannon acknowledges that at some times, the loss of electric utility service generally within the City may require the temporary use of such generators to preserve life or property, and,

WHEREAS, at such other times that electric utility service is generally available within the City, the use of such portable generators, which create loud and otherwise offensive sounds and emissions within areas where neighbors live in close proximity, should not be permissible under the City’s Noise Ordinance; and,

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COUNCIL OF THE CITY OF BUCKHANNON, AS FOLLOWS:

ORDINANCE NO. 365, ARTICLE III, SECTION (C)(1)(e) IS HEREBY AMENDED AS FOLLOWS:

PORTABLE ELECTRIC GENERATORS:

Portable electric generators are not considered “domestic power tools” during such times as electric utility service is generally available to the property; *Provided*, that use of said generators for maintenance or upkeep, for a period of time not exceeding fifteen (15) minutes during a calendar day, may be undertaken between the hours of 9:00am and 7:00pm.


EFFECTIVE DATE: This Ordinance shall be deemed effective thirty (30) days following the third (3rd) reading, passage and adoption by the Council of the City of Buckhannon, i.e., June 28, 2025.

FIRST READING:	May 8, 2025
AMENDED ON SECOND READING:	May 22, 2025
THIRD READING, PASSAGE AND ADOPTION:	May 29, 2025

  
Robert N. Skinner, III, Mayor

CERTIFICATE OF ENACTMENT

I, Randall H. Sanders, City Recorder, do hereby certify that the foregoing Ordinance No. 471 was lawfully ordained and enacted by the Council of the City of Buckhannon at a special session of the said Council assembled on May 29, 2025.

  
Randall H. Sanders, City Recorder