



Village of Mamaroneck  
**Parks & Recreation**

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Jason Pinto  
**Superintendent of Recreation**

Jeff Ahne  
**General Foreman of Parks**

**Offices located in the**  
Stephen E. Johnston Beach Pavilion  
Harbor Island Park

Parks & Recreation Commission Meeting – February 1, 2023 – 7:00 p.m.

## **Agenda**

VILLAGE COURTROOM - 169 MOUNT PLEASANT AVENUE, MAMARONECK, NY 10543

### INFORMATIONAL ITEMS:

1. Parks and Recreation Community Needs Survey
2. Parks & Recreation Master Plan Discussion – Update
3. Review of Village Code Chapter 260 (Parks) - Code Attached
4. Revenue Discussion Update
5. Dog Park Update - Additional athletic field space
6. Parks Department Update
7. Recreation Department Update

### ACTION MAY BE REQUIRED:

- Approve January 2023 Minutes

### **Upcoming Events:**

March Parks & Recreation Commission meeting to be held on March 1, 2023, at 7:00 p.m.

## Chapter 260. Parks

[HISTORY: Adopted by the Board of Trustees of the Village of Mamaroneck 9-14-1988 by L.L. No. 15-1988, effective 9-19-1988. Amendments noted where applicable.]

### § 260-1. Applicability.

This chapter shall apply to all parks owned, operated, licensed, used or otherwise under the control or supervision of the Village of Mamaroneck.

### § 260-2. Hours.

Village parks shall open at 7:00 a.m. and shall close at 10:00 p.m.

### § 260-3. Prohibitions.

The following acts are prohibited within Village parks, and no person shall:

- A. Cut, break or in any way injure or deface grass, shrubs, flowers, trees, plants, posts, railings, chains, lamps, lampposts, benches, signs, tree guards, buildings, structures or any other property in or upon any Village park or of any paths, roads or roadways upon or across the same.
- B. Distribute or display any commercial advertising material or post any sign or placard of any type whatsoever in any Village park without previous permission therefor from the Recreation and Parks Commission.
- C. Have or carry while in a park, whether concealed on his person, any pistol, air rifle, spring gun or other instrument or other weapon in which the propelling force is air or a spring other than an explosive, without previous permission therefor from the Recreation and Parks Commission.
- D. Operate any hand sleds, bobs, carts, snowmobiles or similar type vehicles, motorcycles, minibikes, trailbikes, motor scooters, all-terrain vehicles or other vehicles on wheels or runners in any park, except at such places as may be designated therefor.
- E. Use any bathing beach, tennis court, athletic field, parking space or other park facilities without the permission of the Recreation and Parks Commission.
- F. Cause or permit any dog or other animal owned by him/her or under his/her custody or control to be in or upon any public park, recreation area, athletic field or beach in the Village of Mamaroneck, except as follows:  
[Amended 12-15-1998 by L.L. No. 13-1998, effective 12-21-1998; 3-10-2003 by L.L. No. 1-2003, effective 3-20-2003<sup>[1]</sup>; 3-27-2013 by L.L. No. 4-2013, effective 4-4-2013; 10-13-2020 by L.L. No. 3-2020, effective 10-20-2020]
  - (1) In Harbor Island Park, between May 1 and November 1, a person holding a valid mooring or municipal dock permit may escort the dog or other animal directly to and from a boat, on a leash not exceeding six feet in length.
  - (2) In Harbor Island Park, year round, between 7:00 a.m. and dusk, dogs are permitted in all areas of the park other than the playing fields, playgrounds and the beach when under the supervision of a person having custody or control of the dog and on a leash not exceeding six feet in length.

(3) In Harbor Island Park and in Columbus Park, Village-issued volunteer or contracted "Goose Corps" licensed dogs are allowed to run off-leash to chase geese and other nuisance animals out of the parks, and Goose Corps dogs are allowed on the Harbor Island Beach for this purpose.

(4) Police dogs are exempt from any prohibitions under this chapter.

[1] *Editor's Note: By resolution adopted 6-25-2012 (a complete copy of which is on file in the Village offices), certain dog walking prohibitions in Harbor Island Park were suspended through 6-30-2013, unless extended or rescinded.*

- G. Permit any animal owned, kept or harbored by him to soil, deface or commit any nuisance in any public park or recreation area located within the Village of Mamaroneck.
- H. Use, ride or drive a horse in any Village park.
- I. Throw, drive, cast, catch, kick or strike any ball of any kind or other object, except in areas designated or maintained therefor.
- J. Use ice skates or roller skates in the parks, except at such places as may be designated therefor.
- K. Remain on the beach, bathe, wade or swim in any park waters or waters adjacent thereto, except at such times and in such places as the Recreation and Parks Commission may designate and unless so covered with a bathing suit as to prevent any indecent exposure of the person.
- L. Dress or undress in the parks, except in such bathhouses as may be maintained by the Recreation and Parks Commission or at such places as may be designated for that purpose by the Commission.
- M. Be entitled to use the facilities of any of the parks of the Village which require a permit, pass or ticket therefor, without first having a valid permit, pass or ticket issued to him. If such a permit holder causes or allows such a permit, pass or ticket issued to him to be used by any person not lawfully entitled to use same, such permit, pass or ticket shall be forfeited.
- N. Have charge of, run or drive a boat propelled by steam, naphtha, gasoline, diesel, propane, electric or other motor or engine in, on or upon any waters subject to the jurisdiction of the Recreation and Parks Commission, unless he shall first have obtained a permit therefor from the Commission.
- O. Row or paddle a boat, canoe or raft in or upon any waters subject to the jurisdiction of the Recreation and Parks Commission, unless he shall first have obtained a permit therefor from the Commission.
- P. Burn or allow or permit the burning of an outdoor fire, gas grill, charcoal or wood stove, with the exception of recreational fires which have been approved in advance by the Recreation and Parks Commission and/or the Village Manager.
- Q. Conduct any commercial enterprise without the advance written approval of the Village Manager.  
[Added 9-26-1994 by L.L. No. 8-1994, effective 10-3-1994]
- R. Feed any geese or other waterfowl.  
[Added 9-26-1995 by L.L. No. 12-1995, effective 10-2-1995]
- S. Smoke or burn tobacco, a tobacco substitute, or cannabis or concentrated cannabis as defined in Cannabis Law § 3; carry burning tobacco, a tobacco substitute, or concentrated cannabis as defined in Cannabis Law § 3 in the form of a cigarette, cigar, pipe or any other smoke-producing product or device; use electronic cigarettes, vapes, or other similar products that rely on vaporization or aerosolization; or dispose of tobacco or cannabis products, lit or unlit, including cigarette butts, cigar butts, electronic cigarettes, vapes, or other similar products, except in containers designated for that purpose.  
[Added 4-16-2014 by L.L. No. 6-2014, effective 4-30-2014; amended 2-14-2022 by L.L. No. 3-2022, effective 2-28-2022]

## § 260-4. Restricted conduct.

- A. Any person who, with intent to provoke a breach of the peace or whereby a breach of the peace may be occasioned, commits any of the following acts within a Village park shall be deemed to have committed the offense of disorderly conduct:

- (1) Congregates with others, or who is alone in a park, and refuses to move on when ordered by any police officer, park patrolman or any peace officer.
- (2) By his actions causes a crowd to collect, except when a permit has been issued to address such a crowd.
- (3) Stations himself in a park or follows pedestrians or passengers in any vehicle for the purpose of soliciting contributions in a park without a permit.
- (4) Throws stones or other objects.
- (5) Interferes with, encumbers, obstructs or renders dangerous any drive, path, walk, lawn, park or public place.
- (6) Climbs upon any wall, fence, shelter, seat, statue, tree, shrubbery or other objects.
- (7) Enters or leaves, except at designated entranceways or exits.
- (8) Introduces, carries or fires any firecrackers, torpedoes, fireworks or pistols without possession of a valid permit.
- (9) Plays games of chance, except by permit.
- (10) Participates in the conduct of a lottery without a permit.
- (11) Uses or operates any slot machine, gaming table or instrument of chance without a permit.
- (12) Tells fortunes or futures.
- (13) Spits upon any walk, crossing, safety zone or the floors of any structures, bridge, platform or stairway.
- (14) Casts, throws or deposits on any drive, walk, crossing, path, safety zone, floor park surface or bathing beach any food, glass, paper or other litter.
- (15) Leads, takes, allows or permits any dog or other animal on any bathing beach or in the waters adjacent thereto, notwithstanding the provisions of Subsection **A(6), (7) and (8)** of this section.<sup>[1]</sup>

[1] *Editor's Note: By resolution adopted 6-25-2012, certain dog walking prohibitions in Harbor Island Park are suspended through 6-30-2013, unless extended or rescinded. A complete copy of the resolution is on file in the Village offices.*

- (16) Possesses any open container containing any alcoholic beverage other than at a Village-approved function where prior approval to have alcoholic beverages has been given and subject to any requirements of the New York State Liquor Authority.
- B. No person shall remain in any park in a vehicle or otherwise between the hours of 10:00 p.m. and 7:00 a.m., except at a Village-approved function and no later than 30 minutes after the closing of such function.
- C. No person shall, without the permission of the Recreation and Parks Commission, erect in any park any structure, stand or platform, hold any meetings, picnics, perform any ceremony, make a speech, address, harangue or exhibit to the public any dramatic performance or the performance in whole or in part of any play, farce, minstrelsy, dancing, entertainment, motion pictures, circus or any other exhibition of acrobatics; engage in any parade, drill, maneuver or civic or other procession; or run or race any horse or other animal or, being in a vehicle, race with another vehicle or horse, whether such race is founded on any stake, bet or otherwise.
- D. No person, except by printed or written sign or signs, the form thereof to be approved by the Recreation and Parks Commission, shall solicit passengers for any automobile, coach, taxicab, omnibus or other vehicle.
- E. No person shall eat any basket lunch or hold, conduct or participate in a basket party on any part of the beach or elsewhere in a park, except in such portions designated and allotted for such purposes by the Recreation and Parks Commission.

- F. No person shall fail, neglect or refuse to comply with or obey the lawful direction or command of any park patrolman, official or attendant of any instruction, direction, regulation, warning or prohibition written or printed, displayed or appearing in a park or in any enclosure, building or other structure or in any part thereof.
- G. No person shall sell or offer for sale any object or merchandise or any other thing, whether tangible or intangible, nor perform any personal service for hire in any park, except under a written permit by the Recreation and Parks Commission and then only at the place or places designated in the permit.
- H. No person shall engage in toy or model aviation or radio-controlled aircraft or rockets and parachutes, model boating or model automobiling, except at such times and at places designated and maintained therefor by permit.
- I. No unauthorized person shall harm, disturb or annoy any wildlife which may exist in the parks.

## § 260-5. Vehicles.

- A. The Village shall have the authority to regulate vehicular traffic around Village park areas.
- B. No vehicles shall be allowed in a park, except at places designated therefor.
- C. No person shall drive, operate or cause to remain in a park during any part of the period between 10:00 p.m. and 7:00 a.m. any vehicle, the lights of which are not displayed in the same manner as lights are required to be displayed upon vehicles when used on public highways.
- D. Whenever any park patrolman, official or attendant shall indicate or direct by gesture or otherwise that the speed of a vehicle shall be checked or stopped or its course altered, the driver thereof shall immediately obey such direction.
- E. No person shall fail, neglect or refuse to comply with any instruction, direction or regulation displayed upon any post, standard sign or marking on any drive or other device installed or placed for the regulation of traffic in a park.
- F. No person shall cause or permit a vehicle in tow of another vehicle to enter a park or proceed therein, except that, in case of a breakdown, a disabled vehicle may be towed to the nearest exit.
- G. No person shall ride a bicycle, tricycle or other self-propelled or motor-driven vehicle or toy upon any walk or footpath.
- H. No person shall operate or park a motor vehicle in a park with any object placed or hung in or upon the vehicle, except required or permitted equipment of the vehicle, in such a manner as to obstruct or interfere with the view of the occupants through the windshield or to prevent them from having a clear and full view of the area surrounding such vehicle.
- I. No person shall operate or drive a motor vehicle, trailer, snowmobile, all-terrain vehicle or motorbike over any grass area in any park in the Village or park a motor vehicle, trailer, snowmobile, all-terrain vehicle or motorbike upon any grass area in any park in the Village, except by permission received from the Village Manager or by Village employees engaged in park maintenance.
- J. No person shall park any motor vehicle upon any road, path or place in any Village park, except in such places therein designated as parking areas.
- K. Parking permit areas are established within the Harbor Island Park, with fees as set forth in Chapter **A347** of the Village Code for such permits, with penalties as set forth in § **326-66**.  
[Added 5-27-2010 by L.L. No. 15-2010, effective 6-11-2010]
  - (1) Parking permits are required for all vehicles parking for the following uses and the following time frames:
    - (a) Parking for use of the Harbor Island boat ramp from January 1 through December 31.
    - (b) Parking for use of the Harbor Island Beach starting on the Saturday immediately preceding Memorial Day through Labor Day.

(2) Parking permits may be required for trips originating from and returning to Harbor Island Park for special events and trips, at rates established by the Village Manager.

L. Exceptions to parking permit requirements within Harbor Island Park may be authorized by the Village Manager upon request.

[Added 5-27-2010 by L.L. No. 15-2010, effective 6-11-2010]

## § 260-6. Aircraft.

A. No person shall bring, land or cause to descend or alight within or upon a park or any portion thereof any airplane, helicopter, flying machine, balloon, parachute or other apparatus for aviation.

B. No person shall operate any airplane, flying machine, balloon or other apparatus for aviation over any park of the Village of Mamaroneck at an altitude of less than 1,000 feet above the ground.

C. No person operating any airplane, flying machine, balloon or other apparatus for flying shall engage in any stunt flying or in the giving of any aerial exhibition over any park in the Village of Mamaroneck without first obtaining a permit therefor from the Recreation and Parks Commission.

## § 260-7. Enforcement.

[Amended 3-27-2013 by L.L. No. 4-2013, effective 4-4-2013]

A. Members of the Village of Mamaroneck Police Department and any other police agency or peace officer acting under authority of the Village of Mamaroneck Police Department, and the Village of Mamaroneck Harbor Master, shall, in connection with their duties imposed by law, diligently enforce the provisions of this chapter.

B. The Chief of Police, or his designated representative, and the Village Manager, or his designated representative, shall, in the interest of public safety, have the authority to close a park to the public in the event of an emergency.

C. Members of the Village of Mamaroneck Police Department and any other police agency or peace officer acting under authority of the Village of Mamaroneck Police Department, and the Village of Mamaroneck Harbor Master, shall have the authority to eject from a park any person acting in violation of this chapter.

D. Any police officer, auxiliary police officer or peace officer acting under authority of the Village of Mamaroneck Police Department shall have the power to seize and confiscate any property, contraband, thing or device in a park, which is used in violation of this chapter.

E. The Village of Mamaroneck reserves the right to revoke any permit issued, as provided for herein, if the permittee is determined to be in violation of any of the provisions of this chapter by the Recreation and Parks Commission, after a hearing upon due notice to the permit holder, who shall be afforded an opportunity to be heard in his defense.

## § 260-8. Penalties for offenses.

[Amended 3-27-2013 by L.L. No. 4-2013, effective 4-4-2013]

A. A violation of any provision of this chapter shall be punishable by a fine not to exceed \$250, or by imprisonment for not more than 15 days, or both. Further, where appropriate, those found guilty of committing acts of defacement or vandalism may be required to restore the property so damaged.

B. In addition, a violation of this chapter shall constitute disorderly conduct, and the person violating same shall be a disorderly person.

**Parks and Recreation Commission Meeting - December 7, 2022, 7:00 PM**

**Village Courtroom 169 Mount Pleasant Ave, Mamaroneck, NY 10543**

Attendees: Tina Maresca, Brittany Ross, Tim O'Connor, Randi Robinowitz, Eric Williams, Kristen Barnard, Kristen Vetter, Carlo Reca, Karrie Sergio

Present: Manny Rawlings, Jason Pinto, Jeff Ahne, Nora Lucas

**Opening/Approval of Minutes:**

Tina was appointed as the commission chair, Randi was appointed vice chair, and Karrie was appointed secretary. Tina made a motion to approve the November 2022 minutes, all approved.

**Harbor Island Park Rushmore Ave Playground presentation by Christine Belsito:**

Christine Belsito, Beth O'Connor, and Andrew Spatz gave a presentation proposing a new playground for the Orienta neighborhood. The current playground, which is about 2500 sq. ft., is deteriorating. The proposal is for a new 7900 sq ft. playground, three times the current size. The equipment they picked out would be ADA compliant and increase the user age group. Their vision is for the playground to be user friendly, safe, in taste of what is there now, and to be enjoyed by other neighborhoods in the Village in addition to Orienta. They would like to both fundraise and have the Village fund the new playground together. The general consensus of the commission is that while a new playground is long overdue, as are many others we are working on trying to upgrade, the scope of the proposed project is far too large for the area and with no parking we would not want it to turn into a destination playground. The main playground at Harbor Island is literally falling apart and the cost to replace that is upwards of a quarter of a million dollars so funding is always an issue. As we are able to upgrade our parks the intent is for them to all be ADA compliant. The next step would be to meet with Jeff and go over what they can do and what the Village is and isn't looking for going forward with parks. Also to note, the Harbor Island Conservancy sent an email, they are not in favor of the proposed expansion to the Rushmore playground when the HI playground is in such dire need of renovation.

**Dog Park Update:**

The subcommittee met and revisited the flagpole site they had previously looked at and are waiting on info from the county. They looked at Greenhaven again, and residents from Greenhaven attended the last meeting to oppose. We are still waiting on confirmation of whether the Village owns the piece of land that Mangone's is encroaching on or if it belongs to the Town of Rye. They looked at Continental View parking lot and then information came out that had been withheld from the committee which they should have been made aware of, so that site doesn't look to be a viable option but nothing has been ruled out and nothing has been decided by the committee. It was stated that there really needs to be a master plan for the Harbor and we need to stop just throwing stuff here and there. The bottom line is there are three locations on the table: Greenhaven, the flagpole, and BPR. The committee is meeting again next week.

In speaking about a master plan the question was asked if Sportime still has a contract and when it expires. Their contract was extended for two years during the pandemic. It was then asked if leasing to Sportime

is considered parkland alienation? Nora explained the original Sportime contract had a proposal that they would be able to build a new facility and Sportime said their contract didn't start until they built it. There was a mediation provision in breaking the deal which the Village pushed because they said they could not give Sportime exclusive use of property. Now they have a contract where Sportime does not have exclusive use of the property in perpetuity, the Village gets rent and revenue share (20%), VOM residents get a 10% discount on Sportime programs, and the Village can bring in someone and run programs. Another question was asked that with the way the new contract works how easy or hard would it be to turn the outdoor court that is hardly used into a basketball court?

#### **Harbor Island Park East Basin Main Playground discussion:**

Jeff went over the plans for the new HI playground. They will be repurposing the gazebo. They are getting away from wood and using all metal/plastic. They are getting away from trees in playgrounds because roots go towards water and rubber surfaces drain a lot of water, so they will be using shade structures instead. He asked about including exercise equipment and the commission felt that exercise equipment does not belong in the playground area, that would be better along the walking paths. They could also incorporate America ninja warrior style/parkour equipment. There will be new walkways and new aluminum fencing. It will be ADA compliant and incorporate sensory items, as well as imagery sign boards to be inclusive of everyone.

#### **Inclusive Programming for Children with Special Needs:**

Jason said he and Tina met with Dr. Nora Mazzone, Head of Special Ed in Mamaroneck, and they worked out a program before the regular holiday program from 3-5pm just for the special needs kids in contained classrooms. Tina said there are close to 400 kids in Mamk school district that are autistic and in self-contained classes. They distributed a flyer and have about 20 families signed up. It was asked if we were going to create a subcommittee so we could do more of these kinds of programs. A subcommittee would have to go before the Board and need a resolution. Maybe we can continue to do these types of small events for the next few months, see how it goes and then revisit the need for a subcommittee.

#### **Recreation Update:**

Jason said the holiday event is coming up. The candy cane run is Saturday morning, the tree lighting is Saturday night, and Sunday is the drive-thru. There are about 100 cars signed up for the drive-thru. The Lanza field lights were delivered and they should be installed in the next week or so.

#### **Parks Update:**

Jeff said they have the holiday event, they set up decorations on the Ave, mulching parks, and planted trees. Jefferson Ave Park is still due in April/May.

#### **Code Enforcement Update:**

Tina let us know that she received a follow up email regarding park rangers from Lt. Gatta stating that there is no specific route that park rangers follow. This is done so their route cannot be predicted. Time spent at a specific park is also not predetermined, each park needs may be different. In addition, as their tour ends the park rangers are responsible to clear and secure all six public restrooms at the Harbor. They



are also responsible to fuel, clean and sanitize their vehicles, and return equipment to police headquarters. It was suggested that we have an update about the health and wellbeing of all our parks on our agenda every month. If there is a safety issue discovered we should be notified.

**Community Survey:**

Carlo just wanted to reiterate that those who sat on the Year-Round Ad-Hoc Committee were supposed to send out a survey to see what the community wants as a whole, it was never sent and it should be. This would help us know the priorities of the community specific to recreation and parks, different from the comprehensive plan survey.

**County Pier Update:**

Jeff stated they had a meeting with Westchester County about the county pier. The DEC gave them their permits back and they're in the process of securing a contractor, that process is 6-8 months, then 18 months for construction because of the fish cycle.

**Closing:** Tina made a motion to adjourn the meeting, Karrie seconded. Meeting adjourned.

Next meeting is January 4, 2023.