

## **LOCAL LAW 18 – 2023**

### **A Local Law to amend Chapter 254 of the Code of the Village of Mamaroneck regarding the use of leaf blowers.**

**BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MAMARONECK  
AS FOLLOWS:**

#### **Section 1.**

Section 254-3 subsection R of the Code of the Village of Mamaroneck is amended as follows:

##### **§ 254-3. Specific Prohibitions.**

The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this chapter, but said enumeration shall not be deemed to be exclusive, namely:

##### **R. Leaf blowers.**

- (1) Gasoline-powered leaf blowers prohibited. Commencing May 15, 2024, it is a violation of this subsection to use or cause another person to use a gasoline-powered leaf blower in the Village of Mamaroneck.
- (2) The operation of leaf blowers in the Village of Mamaroneck is permitted from October 1 through May 14 of each year. It is a violation of this subsection to operate a leaf blower or cause another person to operate a leaf blower in the Village of Mamaroneck from May 15 through September 30 of each year, on Sundays, or on the following holidays: New Year's Day, Martin Luther King's Birthday, Presidents' Day, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Yom Kippur, Rosh Hashanah, Thanksgiving and Christmas, or, on those days when leaf blowers are permitted to be used, to operate or cause another person to operate a leaf blower before 8:00 a.m. or 6:00 p.m. on weekdays and before 10:00 a.m. or after 4:00 p.m. on Saturdays, except that, the Village Manager is authorized to permit the use of leaf blowers between May 15 and September 30 of each year after significant storm events and other emergencies for periods of not more than seven consecutive days.
- (3) Only one leaf blower is permitted to be operated at any time on property with an area of 5,000 square feet or less. No more than three leaf blowers are permitted to be operated at any time on any property.
- (4) The use of leaf blowers is permitted on Village properties and public school district properties at any time.
- (5) It is an affirmative defense to liability under this subsection that the person operating the leaf blower was doing so at the direction of another person.

**Section 2.**

If any section, subsection, clause, phrase or other portion of this local law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, the portion of the law declared to be invalid will be deemed a separate, distinct and independent portion and the declaration will not affect the validity of the remaining portions hereof, which will continue in full force and effect.

**Section 3.**

This local law is adopted pursuant to the authority granted by Municipal Home Rule Law § 10(1)(e)(3). It supersedes the provisions of the Village Law to the extent that they are inconsistent with this local law.

**Section 4.**

This local law will take effect immediately upon its filing in the office of the Secretary of State in accordance with Municipal Home Rule Law § 27.