

LOCAL LAW 16-2014

A Local Law to Amend Chapter 254, Noise, of the Code of the Village of Mamaroneck, to amend the provisions regarding the use of leaf blowers

Be it enacted by the Board of Trustees of the Village of Mamaroneck, as follows:

SECTION I. Section 254-3.R. is amended to read as follows:

§254-3.R. Leaf blowers: the operation of leaf blowers is prohibited between May 15 and September 30. From October 1 through May 14, when the use of leaf blowers is permitted, use of leaf blowers is permitted only between the hours of 8:00 a.m. and 6:00 p.m. on weekdays and between the hours of 10:00 a.m. and 4:00 p.m. on Saturday. No such activity shall be permitted on Sunday or on any of 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. No more than one leaf blower may be operated at any time on property with an area of 5,000 square feet or less. No more than three leaf blowers shall be operated at any time on any property. From May 15 to September 30 after significant storm events or during other emergency circumstances, the supervisor of the Mamaroneck Department of Public Works will determine whether the use of leaf blowers by the general public shall be permitted; in that case, the period of time for such use shall not exceed seven days. The provisions of this subsection R shall not apply to electric leaf blowers. The provisions hereof shall not be deemed to prevent the use of leaf blowers on municipal or public school district owned property by municipal or school district staff at any time. Any violation issued under this subsection R shall be issued to the property owner or the owner of the business undertaking the leaf blowing operations, at the discretion of the enforcement officer issuing the violation.

SECTION 2. SEVERABILITY

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, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

SECTION 3. EFFECTIVE DATE

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.