

PROPOSED LOCAL LAW A – 2021

A Proposed Local Law to amend Chapter 326 of the Code of the Village of Mamaroneck (Permit Parking Areas) regarding permit parking.

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

*(Language in strike-through ~~abcedefghijk~~ to be deleted; language in **bold** is to be added)*

Section 1.

Section 326-39 of the Code of the Village of Mamaroneck is amended as follows:

§ 326-39. Areas established.

- A. The following permit parking areas are hereby established, which areas shall be designated as "Permit Parking Areas RR," as shown on a map on file in the Village Clerk's office:
- (1) The area adjacent to the southwest corner of Jefferson Avenue and Station Plaza, running 170 feet along the westerly side of Station Plaza, thence along the northerly and easterly side of the Mamaroneck River to Jefferson Avenue, and thence along Jefferson Avenue approximately 325 feet to its intersection with Station Plaza.
 - (2) The area adjacent to the southwest corner of Jefferson Avenue and Van Rant Place, running along the southeasterly side of Jefferson Avenue to the Mamaroneck River, thence along the Mamaroneck River and the northeasterly side of Columbus Park to Van Rant Place, thence along Van Rant Place to its intersection with Jefferson Avenue.
 - (3) The northerly side of Bishop Avenue adjacent to the railroad tracks, beginning approximately 253 feet from the easterly side of Fenimore Road and extending easterly a distance of approximately 605 feet.
 - (4) The area on the southerly side of Bishop Avenue extending easterly from Maple Avenue a distance of approximately 245 feet.
 - (5) The northerly side of Bishop Avenue adjacent to the railroad tracks, beginning approximately 153 feet from the easterly side of Fenimore Road and extending easterly a distance of approximately 450 feet.
- B. The following permit parking areas are hereby established, which areas shall be designated as "Permit Parking Areas GP," as shown on a map on file in the Village Clerk's office:
- (1) The area adjacent to the northwest corner of Spencer Place and Ward Avenue, running along Spencer Place a distance of approximately 200 feet, thence running northeasterly 87.5 feet parallel with Ward Avenue, thence running along an irregular course a distance of approximately 200 feet, thence along the southwesterly side of Ward Avenue approximately 100 feet to its intersection with Spencer Place, which area shall also be known as "Spencer Lot," but only so much of said area as may be designated by signs as a permit parking area.
 - (2) The area located generally to the rear of the Playhouse Theater, northwesterly from Mamaroneck River and lying between East Prospect Avenue and Spencer Place, but only so much thereof as may be designated by signs as a permit parking area, which area shall also be known as "Playhouse Lot."

- (3) The area on East Prospect Avenue between the street and Mamaroneck River, bounded at the two ends by Tompkins Avenue and 151 East Prospect Avenue, which area shall also be known as "Prospect Lot," but only so much of said area as may be designated by signs as a permit parking area.
- (4) The area on the northerly side of Prospect Avenue beginning 118.06 feet east of the intersection of Prospect Avenue and Mount Pleasant Avenue and extending approximately 200 feet on Prospect Avenue, but only so much of said area as may be designated by signs as a permit parking area (Hunter Tier Parking Facility), which area shall also be known as "Hunter Lot."
- (5) The area on the westerly side of Library Lane, located in a southerly direction from Johnson Avenue Lot, but only so much of said area as may be designated by signs as a permit parking area, which area shall also be known as "Johnson Lot."
- (6) The northerly side of Bishop Avenue adjacent to the railroad tracks extending easterly a distance of approximately 153 feet from the easterly side of Fenimore Road, which area shall also be known as "Bishop Lot."
- (7) The area formerly known as "Johnson Avenue," directly behind the Village of Mamaroneck Municipal Building, commencing at Library Lane and running west to the intersection with Mount Pleasant Avenue, with the exception of the area designated for the parking of police vehicles and the Village of Mamaroneck senior bus and its driver, which area shall also be known as "Johnson Avenue Lot."
- (8) The area adjacent to the south bank of the Sheldrake River and Fenimore Road, running from the river bank in a southerly direction along Fenimore Road for a distance of approximately 75 feet, thence running westerly and parallel to the property line of 700 Fenimore Road for a distance of approximately 220 feet, thence running northerly for a distance of approximately 45 feet to a point 30 feet south of the Sheldrake River bank, thence running irregular along the south bank of the Sheldrake River for a distance of approximately 205 feet to its intersection with Fenimore Road, which area shall also be known as "Fenimore Road Lot."**
- (9) The area adjacent to the northeast corner of the intersection of Stuart Avenue and East Boston Post Road, running 213 feet parallel to the southerly side of Stuart Avenue, thence running southeasterly for 212 feet, thence running northeasterly 215 feet, thence running in a direction parallel to East Boston Post Road to the point where it intersects with Stuart Avenue, which area shall also be known as "Continental View Lot."**
- (10) The upper level of The Regatta parking garage, but only so much of said area as may be designated by signs as said permit parking area.**

C. The following permit parking areas are hereby established, which areas shall be designated as "Permit Parking Areas NRR," as shown on a map on file in the Village Clerk's office:

- (1) The northerly side of Bishop Avenue adjacent to the railroad tracks, beginning approximately 153 feet from the easterly side of Fenimore Road and extending easterly a distance of approximately 365 feet.
- (2) The area on the northerly side of Prospect Avenue beginning 118.06 feet east of the intersection of Prospect Avenue and Mount Pleasant Avenue and extending approximately 200 feet on Prospect Avenue, but only so much of said area as may be designated by signs as a permit parking area (Hunter Tier Parking Facility), which area shall also be known as "Hunter Lot."

D. The following permit parking areas are hereby established, which areas shall be designated as "Permit Parking Areas MTA," as shown on a map on file in the Village Clerk's office:

- (1) Station Plaza between the west side of the railroad station building and Mamaroneck Avenue, but only so much of said area as may be designated by signs as a permit parking area, which area shall also be known as "Station Plaza Lot."
- (2) The area adjacent to and on the northerly side of the Metro North railroad tracks, but only so much of said area as may be designated by signs as a permit parking area, which area shall also be known as "Station Platform Lot."

~~E. The following permit parking areas are hereby established, which areas shall be designated as "Permit Parking Areas GP-I," as shown on a map on file in the Village Clerk's office:~~

- ~~(1) The area adjacent to the south bank of the Sheldrake River and Fenimore Road, running from the river bank in a southerly direction along Fenimore Road for a distance of approximately 75 feet, thence running westerly and parallel to the property line of 700 Fenimore Road for a distance of approximately 220 feet, thence running northerly for a distance of approximately 45 feet to a point 30 feet south of the Sheldrake River bank, thence running irregular along the south bank of the Sheldrake River for a distance of approximately 205 feet to its intersection with Fenimore Road, which area shall also be known as "Fenimore Road Lot."~~

F E. In addition to the RR, GP, NRR, **and** MTA ~~and GP-I~~ Permit Parking Areas, the following permit parking areas, as shown on a map on file in the Village Clerk's office, are hereby established:

- (1) The area adjacent to Mount Pleasant Avenue between the street and Village Hall, which area is designated as "Permit Parking Area M."
- (2) The area located generally to the rear of the Hook and Ladder Firehouse at 147 Mamaroneck Avenue, commencing approximately 71 feet from the intersection of East Prospect Avenue and the twenty-foot right-of-way, known as "Section 9, Block 51, Lot 7B and part of Lot 8A," which area is designated as "Permit Parking Area FD."
- ~~(3) The area adjacent to the northeast corner of the intersection of Stuart Avenue and East Boston Post Road, running 213 feet parallel to the southerly side of Stuart Avenue, thence running southeasterly for 212 feet, thence running northeasterly 215 feet, thence running in a direction parallel to East Boston Post Road to the point where it intersects with Stuart Avenue, which area is designated as "Permit Parking Area CV" and shall also be known as "Continental View Lot."~~
- ~~(4) The upper level of The Regatta parking garage, which area is designated as "Permit Parking Area RP," but only so much of said area as may be designated by signs as said permit parking area.~~
- (5) **(3)** The area along the west side of the upper level of The Regatta parking garage, which area is designated as "Permit Parking Area RM (Zone 1)," but only so much of said area as may be designated by signs as said permit parking area.
- (6) **(4)** The area along the west and north sides, as well as the area at the center, of the upper level of The Regatta parking garage, which area is designated as "Permit Parking Area RM (Zone 2)," but only so much of said area as may be designated by signs as said permit parking area.

G F. Harbor Island Park permit parking area and requirements. Harbor Island Park is hereby established as an area where a permit is required for parking in relation to use of the Harbor Island boat ramp, the Harbor Island Beach, and the sports and tennis facilities. Specially

designated parking areas for vehicles with boat trailers are established for use of the Harbor Island boat ramp, defined by appropriate signage along the roadway and parking area between Boston Post Road and the Harbor Island pavilion. Rules and regulations for use of these areas apply as further set forth in Chapter 240, Management of Coastal Zone, Harbor and Watercraft, and Chapter 260, Parks.

Section 2.

Section 326-40 of the Code of the Village of Mamaroneck is repealed.

Section 3.

Section 326-41 of the Code of the Village of Mamaroneck is amended as follows:

§ 326-41. Decals required.

Parking in permit parking areas established by this article or which may hereafter be established shall be regulated by the issuance of decals by the Village Clerk for each area. Persons to whom decals have been issued may park in the area designated on the decal during the hours from 8:00 a.m. to 6:00 p.m., with the exception of persons to whom decals have been issued for parking in the following areas:

- A. Commuter parking areas known as "RR," where such decal holders may park between the hours of 7:00 a.m. and 7:00 p.m.
- B. Permit Parking Area M, where such decal holders may park between the hours of 8:00 a.m. and 5:00 p.m.
- ~~C. Only ON decal holders shall park in the GP permit parking areas known as "Hunter Lot" (lower level), "Spencer Lot" and "Prospect Lot" between the hours of 6:00 p.m. and 8:00 a.m. of the next succeeding day.~~
- ~~D~~ **C.** Permit Parking Area FD, where such decal holders may park between the hours of 8:00 a.m. and 2:00 a.m. of the next succeeding day.
- ~~E~~ **D.** The GP Permit Parking Areas known as "Johnson Avenue Lot," **"Fenimore Road Lot," "Continental Review Lot," and the upper level of the Regatta parking garage** where such decal holders may park **for 24 hours per day** ~~between the hours of 8:00 a.m. and 6:00 p.m., Monday through Friday.~~
- ~~F~~ **E.** Permit Parking Areas MTA, where such decal holders may park between the hours of 7:00 a.m. and 7:00 p.m., Monday through Friday.
- ~~G. Permit Parking Area CV, where such decal holders may park at any time.~~
- ~~H~~ **F.** Permit Parking Area RM (Zone 1), where such decal holders may park at any time.
- ~~I~~ **G.** Permit Parking Area RM (Zone 2), where such decal holders may park between the hours of 8:00 a.m. and 6:00 p.m., Monday through Friday, excluding holidays as designated by the Village Manager.
- ~~J. Permit Parking Area RP, also known as "Permit Parking Area RM (Zone 2)," where such decal holders may park between the hours of 6:00 p.m. and 8:00 a.m., Monday through Friday, and at any time on Saturday, Sunday and holidays as designated by the Village Manager.~~
- ~~K. Permit Parking Area RP, also known as "Metered Parking Zones 23(a), 23(b) and 23(c)," where such decal holders may park at any time.~~

~~L. Parking Permit Area GP-I, where such decal holder may park between the hours of 8:00 a.m. and 6:00 p.m., Monday through Saturday.~~

Section 4.

Section 326-42 of the Code of the Village of Mamaroneck is amended as follows:

§ 326-42. **Issuance of decals.**

- A. Decals may be issued to residents only, as defined in this article, with respect to Permit Parking Areas RR, which are hereby designated as commuter areas. Village businesses, as defined in this article, shall not be entitled to secure decals for the parking of vehicles in a commuter area.
- B. Decals may be issued to residents, Village businesses and nonresident employees with respect to all Permit Parking Areas GP and ~~GP-I~~ which ~~are~~ **is** designated as **a** general areas.
- C. Decals for Permit Parking Area M may be issued to Village employees only, as that term is defined in § 326-38 herein.
- D. Decals may be issued to any nonresident, as defined in this article, with respect to Permit Parking Areas NRR, which are hereby designated as the nonresident commuter areas.
- E. Decals for Permit Parking Area FD may be issued to members of the Village of Mamaroneck Volunteer Fire Department only and shall become invalid upon termination of said membership.
- F. Decals for Permit Parking Areas MTA may be issued to any resident or nonresident.
- ~~G. Decals for Permit Parking Area CV may be issued to any resident or nonresident, but in no event shall more than two such permits be issued per household.~~
- ~~H~~ **G.** Decals for Permit Parking Area RM (Zone 1) may be issued only to the Village Manager, the Clerk-Treasurer, the Mayor, the members of the Board of Trustees and the Village Assessor of the Village of Mamaroneck.
- ~~†~~ **H.** Decals for Permit Parking Area RM (Zone 2) may be issued to Village employees only, as that term is defined in § 326-38 herein.
- ~~J. Decals for Permit Parking Area RP may be issued to any resident or nonresident, but in no event shall more than two such permits be issued per household.~~

Section 5.

Section 326-43 of the Code of the Village of Mamaroneck is amended as follows:

§ 326-43. **Decal effective dates; annual fee.**

- A. Unless otherwise provided for herein, decals shall be issued on an annual basis with an effective date as follows:
 - (1) Areas RR, NRR, M, MTA, ~~RP~~ and RM (Zone 1 and Zone 2): March 1, expiring at the end of February of the following year.
 - (2) Areas GP, ~~GP-I~~ and ~~ON~~: June 1, expiring at the end of May of the following year.
 - ~~(3) Area CV: September 1, expiring at the end of August of the following year.~~
- B. Annual fees. The annual fees for the issuance of decals shall be as set from time to time by resolution of the Village Board of Trustees. Said fees shall be prorated on a monthly basis, at a fee established by the Village Clerk.

- C. In the event that the Village Board of Trustees deems it appropriate, said Board may, by resolution, provide for the issuance of such decals for a duration of less than one year, and the fee for the same shall be set forth in said resolution.

Section 6.

Section 326-44 of the Code of the Village of Mamaroneck is amended as follows:

§ 326-44. Handicapped permit parking.

- A. The following spaces are hereby designated as handicapped parking spaces in permit parking areas, pursuant to § 1203(a) of the Vehicle and Traffic Law of the State of New York:

- (1) In the permit parking area known as "Playhouse Lot - Area GP," the first space along the fence at the rear of 265 Mamaroneck Avenue, adjacent to the driveway at the rear of 247-255 Mamaroneck Avenue.
- (2) In the permit parking area known as "Station Platform Lot - Area MTA," two spaces adjacent to the westbound railroad station platform, next to the stairway leading to the tunnel.
- (3) In the permit parking area known as "Johnson Avenue Lot - Area GP," the first space on the south side of lot, west of Library Lane.
- (4) In the permit parking area known as "Hunter Lot - Area GP" (lower level of parking tier), the first, fourth, fifth, seventh and eighth spaces on the south side of the lot west of the entrance.
- (5) In the permit parking area known as "Fenimore Road Lot - Area ~~GP-I~~ GP," the first two spaces west of the entrance to parking lot from Fenimore Road.
- (6) In the permit parking area known as "Continental View Lot - Area ~~CV~~ GP," the four parking spaces closest to the building on the southerly side of the interior island of the parking lot.
- (7) In the permit parking area known as "Jefferson Avenue Large Commuter Lot - Area RR," the first two parking spaces adjacent to the entrance along the southern edge of the lot, adjacent to Station Plaza.
- (8) In the permit parking area known as "Jefferson Avenue Large Commuter Lot - Area RR" the first two parking spaces adjacent to the entrance along the eastern edge of the lot, adjacent to Jefferson Avenue.
- (9) In the permit parking area known as "Bishop Avenue Lot," the first two spaces along the northerly side (track side) closest to Mamaroneck Avenue.
- (10) In the permit parking area known as "Bishop Avenue Lot," the first two spaces along the southerly side closest to Mamaroneck Avenue.

- B. Notwithstanding any other provisions contained in this article to the contrary:

- (1) A separate decal is required to be issued for handicapped permit parking. The provisions of the Vehicle and Traffic Law of the State of New York, § 1203(a), and the provisions of this article regarding application, issuance and display of decals apply hereto.
- (2) Decals for handicapped parking shall be issued to residents only, and a maximum of one said decal shall be issued to each handicapped person.

- (3) Handicapped persons desiring a handicapped parking decal shall apply for the same through the Village of Mamaroneck Police Department on forms prescribed by the State of New York.

Section 7.

Section 326-49 of the Code of the Village of Mamaroneck is amended as follows:

§ 326-49. **Prohibited acts.**

It is a violation of this article:

- A. To park in any permit parking area, except Permit Parking Area M, Permit Parking Areas RR, the GP Permit Parking Area known as "Johnson Avenue Lot," Permit Parking Areas MTA, the lower level of GP Permit Parking Area known as "Hunter Lot," ~~"Permit Parking Area CV," Permit Parking Area RP and Permit Parking Area RM (Zone 1 and Zone 2)~~ without a decal for 24 hours per day ~~during the period from 8:00 a.m. to 6:00 p.m.,~~ except on Sundays and all holidays as designated by the Village Manager.
- B. To park in Permit Parking Area M without a decal during the period from 8:00 a.m. to 5:00 p.m., except on Saturdays, Sundays and all holidays as designated by the Village Manager.
- C. To park in Permit Parking Area RR without a decal during the period from 7:00 a.m. to 7:00 p.m., except on Saturdays, Sundays and all holidays as designated by the Village Manager.
- D. To park in a permit parking area, except ~~Overnight Permit Area ON, Permit Parking Area CV, Permit Parking Area RP and Permit Parking Area RM (Zone 1),~~ during the period from 2:00 a.m. to 8:00 a.m. or when parking has been prohibited by the Village Manager.
- E. To park a vehicle in any permit parking area so that all wheels are not within the pavement markings.
- ~~F. To park in the overnight parking permit area in Permit Parking Area ON, without an overnight parking decal issued under this article, during the period from 6:00 p.m. to 8:00 a.m. of the next succeeding day. Except that "ON" permits are required for parking at meters in the Spencer Lot between the hours of 12:00 a.m. (midnight) and 8:00 a.m. Parking by the general public is allowed at Spencer Lot meters only during the hours of 8:00 a.m. to 12:00 a.m. (midnight).~~
- ~~G.~~ F. To park in any handicapped permit parking area without an authorized handicapped parking decal issued under § 326-44 above or issued by another municipality.
- ~~H.~~ G. For any person issued a decal to transfer the same or cause the same to be transferred to any other person or vehicle in violation of this article. This violation shall apply to both the person so transferring and the person so receiving or benefiting from the transfer.
- ~~I.~~ H. To park in Permit Parking Area FD without a decal during the period from 8:00 a.m. to 2:00 a.m. of the next succeeding day.
- ~~J.~~ I. To park in the GP Permit Parking Areas known as "Johnson Avenue Lot," **"Fenimore Road Lot," "Continental Review Lot," and the upper level of the Regatta parking garage** without a decal **for 24 hours per day** ~~during the period from 8:00 a.m. to 6:00 p.m.,~~ except on Saturdays, Sundays and all holidays as designated by the Village Manager.
- ~~K.~~ J. To park in Permit Parking Area MTA without a decal during the period from 7:00 a.m. to 7:00 p.m., except on Saturdays, Sundays and all holidays as designated by the Village Manager.
- ~~L.~~ K. To do repair work on or to wash a vehicle in any permit area.

~~M L.~~ To park in the lower level of GP Permit Parking Area known as "Hunter Lot" without a decal every day **for 24 hours per day** ~~during the period from 8:00 a.m. to 6:00 p.m.~~

~~N.~~ To park in Permit Parking Area CV at any time without a decal.

~~O.~~ To park in Permit Parking Area RP, in the area also known as "Metered Parking Zones 23(a), 23(b) and 23(c)," without an "RP" decal at any time, unless the fee if required by Article V of this chapter has been deposited in the parking meter.

~~P.~~ To park in Permit Parking Area RP, in the area also known as "Permit Parking Area RM (Zone 2)," without an "RP" decal during the period from 6:00 p.m. and 8:00 a.m., Monday through Friday, or at any time on Saturdays, Sundays and all holidays as designated by the Village Manager.

~~Q~~ **M.** To park in Permit Parking Area RM (Zone 1) without an "RM" decal at any time.

~~R~~ **N.** To park in Permit Parking Area RM (Zone 2) without an "RM" decal during the period from 8:00 a.m. to 6:00 p.m., Monday through Friday, except all holidays as designated by the Village Manager.

Section 8.

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 continue in full force and effect.

Section 9.

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

Section 10.

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.