

LOCAL LAW NO. 1 OF 2008

A LOCAL LAW amending Chapter 217 of the Code of the Village of Hastings-on-Hudson, Westchester County, Performance Standards to Limit the Use of Leaf Blowers

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

Section 1: Section 217-6 (Prohibited noises) of the Code of the Village of Hastings-on-Hudson is hereby amended by adding the following new paragraph to the list of acts that are “declared to be loud, disturbing and unnecessary noises in violation of this chapter”:

J. The use of leaf blowers, except between October 15 and May 15, and then only from 9:00 a.m. until 5:00 p.m., provided that they conform to the decibel level restrictions set forth in § 217-5 and to the steady state and impact vibrations restrictions of § 217-8. The Village Manager is authorized to permit the use of leaf blowers between May 16 and October 14, subject to the same time limits and provisos, if (s)he determines that an emergency situation exists in the Village.

Section 2: Section 217-7 (Permitted noises), paragraph C is hereby amended as follows (language to be deleted ~~stricken~~):

C. Sound created by lawn mowers, chain saws, rakers, ~~leaf blowers~~ or similar equipment in use between the hours of 7:30 a.m. and 8:00 p.m., prevailing time, Monday through Saturday, and 10:00 a.m. to 8:00 p.m., prevailing time, Sunday, provided that they conform to the decibel level restrictions set forth in § 217-5 and to the steady state and impact vibrations restrictions of § 217-8.

Section 3: Section 217-16 (Enforcement; notice of violation; noncompliance) is amended as follows (new language in *italics*):

If, in the judgment of the Building Inspector, there is a violation of the performance standards contained in this chapter, *other than of §§ 217-6 or 217-7*, the following procedures shall be followed:

Section 4: The following new section is added to Chapter 217:

§ 217-17. Penalties for offenses of noise provisions.

Any person violating any provision of §§ 217-6 or 217-7 shall be guilty of an offense punishable by a fine of \$50 for the first offense and \$200 for each additional offense in the same calendar year

Section 5: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.