

VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
PUBLIC HEARING NO. 1
APRIL 15, 2008

A Public Hearing was held by the Board of Trustees on Tuesday, April 15, 2008 at 8:20 p.m. in the Meeting Room, Municipal Building, 7 Maple Avenue.

PRESENT: Mayor Wm. Lee Kinnally, Jr., Trustee Peter Swiderski, Trustee Jeremiah Quinlan, Trustee Diggitt McLaughlin, Trustee Danielle Goodman, Village Manager Francis A. Frobel, Village Attorney Marianne Stecich, and Village Clerk Susan Maggiotto.

CITIZENS: Sixty (60).

Mayor Kinnally declared the Board in session for the purpose of conducting a Public Hearing in accordance with the legal notice that appeared in the April 12, 2008 issue of *The Rivertowns Enterprise* to consider the advisability of adopting Proposed Local Law No. 2 of 2008 amending the Code of the Village of Hastings-on-Hudson, Westchester County, New York, Chapter 217 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:
(new language *in italics*):

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, *in either of the following situations:*

(1) *If the Village Manager determines that an emergency situation exists in the Village.*

(2) *If a Village resident or property owner has a medical condition requiring a leaf blower to clean up leaves and other yard debris and presents the Village Manager with a letter from a physician*

stating that such medical necessity exists. In such a situation, only one leaf blower may be used per property and may not be operated concurrently with any other electric or fuel-powered yard maintenance equipment.

Mayor Kinnally: This was suggested by Trustee Goodman after we were discussing the leaf blower local law that was enacted earlier this year. This being a public hearing, anyone wishing to speak either in favor of or in opposition to the proposed local law, please come forward, give your name and address for the record.

Hearing no public comments, Mayor Kinnally asked for a motion to adjourn the Public Hearing.

CLOSE OF PUBLIC HEARING

On MOTION of Trustee Quinlan, SECONDED by Trustee McLaughlin with a voice vote of all in favor, Mayor Kinnally closed the Public Hearing at 8:25 p.m.