

PUBLIC NOTICE

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Sagaponack on the 16th day of February, 2021 adopted the following Local Law:

LOCAL LAW NO. 1 OF 2021

**A LOCAL LAW ENACTING VILLAGE CODE § 30-9(I)
REGULATING LEAF BLOWERS AND HEDGE TRIMMERS**

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

SECTION 1. PURPOSE.

The purpose of this local law is to regulate the use of leaf blowers and hedge trimmers upon a finding that the noise emanating from the operation of leaf blowers and hedge trimmers on certain days and times is an unreasonable annoyance and an unnecessary and avoidable disturbance of expected peace and quiet.

SECTION 2. AMENDMENTS.

A. Section 30-9(I) is enacted as follows:

I. The use of gas powered leaf blowers and gas powered hedge trimmers is limited as follows:

1. The use of such equipment is prohibited on weekdays prior to 8:00 A.M. and after 6:00 P.M., on Saturdays prior to 9:00 A.M. and after 1:00 P.M. and all day on Sundays and all federal and state holidays.

2. The prohibitions herein apply to any use of such equipment by one or more independent contractors or employees working pursuant to an oral or written agreement or understanding for compensation and do not apply to a homeowner's or

tenant's personal use of such equipment on his/her/its private property.

B. Section 30-20(C) is enacted as follows:

C. Any person committing an offense against any provision of subsection 30-9(I) shall, upon conviction thereof, be guilty of a violation pursuant to the Penal Law of the State of New York, punishable by a fine not exceeding \$1,000 or by imprisonment for a term not exceeding 15 days, or by both such fine and imprisonment. The continuation of an offense against the provisions of said subsection shall constitute, for each day the offense is continued, a separate and distinct offense hereunder.

SECTION 3. SEQRA.

This is a Type II action under 6 NYCRR 617.5(c)(26).

SECTION 4. SEVERABILITY.

Should any part or provision of this local law be decided by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the local law as a whole nor any part thereof other than the part so decided to be unconstitutional or invalid.

SECTION 5. EFFECTIVE DATE.

This local law shall take effect immediately upon filing with the Secretary of State as provided by law.

Dated: February 16, 2021

BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF SAGAPONACK
Rosemarie Cary Winchell, CMC
Village Clerk-Treasurer