

STATE OF NEW YORK }
COUNTY OF WESTCHESTER } ss.:
CITY OF WHITE PLAINS }

I, the undersigned, City Clerk, of the City of White Plains, NY, do hereby certify that I have compared the proceeding with the original Ordinance adopted by the Common Council of the City of White Plains, NY, by a vote of the majority of the members of the Common Council at a **Regular Stated** meeting held **January 6, 2025**, and I do hereby certify the same to be a correct transcript therefrom and of the whole of said original.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of White Plains, NY, this

January 7, 2025



CERTIFIED COPY

from the

CITY OF WHITE PLAINS
255 Main Street
White Plains, NY 10601



CERTIFIED COPY

of a(an)

ORDINANCE

**AN ORDINANCE AMENDING
WHITE PLAINS MUNICIPAL CODE
RELATING TO THE OPERATION
OF INTERNAL COMBUSTION
LEAF BLOWERS.**

**ADOPTED BY THE
COMMON COUNCIL**

of the

CITY OF WHITE PLAINS

on

January 6, 2025

**AN ORDINANCE AMENDING WHITE PLAINS MUNICIPAL CODE
RELATING TO THE OPERATION OF INTERNAL COMBUSTION LEAF
BLOWERS**

The Common Council of the City of White Plains hereby ordains and enacts as follows:

Section 1. White Plains Municipal Code Title III, Chapter 3-4, Article I, Section 3-4-5 shall be amended as follows:

Sec. 3-4-5. – Noise generating activities

- (a) Construction, repair and demolition: No person shall operate or permit the operation of any tool or equipment used in construction, repair, demolition or excavation between the hours of 7:00 p.m. and 8:00 a.m. on weekdays and between the hours of 7:00 p.m. and 9:30 a.m. on Saturdays, Sundays and legal holidays.

Such operation does not constitute a violation if used in an emergency, or under special circumstances in which permission has been given by the Commissioner of Building or the Commissioner of Public Works.

When construction, repair or demolition work is planned adjacent to a noise sensitive facility, the person responsible for the activity shall provide no less than two weeks' notice to the affected facility(ies) as defined in section 3-4-3 of this chapter.

- (b) Moveable equipment: No person shall operate any moveable equipment or machinery (excluding landscape maintenance equipment), such as refrigerator units integral to box trucks or tractor trailer containers, chillers, boilers, air- conditioning units, generators, or similar apparatus between the hours of 10:00 p.m. and 8:00 a.m. on any day of the week. Operation of the above equipment outside of the stated hours may be permitted by the Commissioner of Building or the Commissioner of Public Works upon request and review. Sound attenuation may be required in certain instances. This paragraph shall not apply to municipal equipment nor equipment required to maintain services to buildings in the event of a service interruption.
- (c) Fixed equipment: No person shall operate any fixed equipment installed on or attached to a building or structure, such as air-conditioning equipment, generator equipment, or any other type of mechanical equipment or apparatus, that exceeds fifty-five (55) decibels as measured on the "A" weighted scale of a sound level meter (SLM) at a distance of fifteen (15) feet or the nearest property line, whichever is closer to the equipment. If, as a result of testing, the equipment noise exceeds the prescribed levels, sound attenuation may be required. Fixed equipment shall only operate as needed to support the intended function and shall otherwise be powered off.

Noise from fixed emergency generators installed to operate the life safety systems (e.g. smoke/fire alarms, elevators, smoke purge systems, emergency lighting, etc.) associated with a building shall not exceed a sound level of sixty-five (65) decibels as measured

on the "A" weighted scale of the sound level meter (SLM) at a distance of fifteen (15) feet or the nearest property line, whichever is closer to the equipment. If, as a result of testing, the equipment noise exceeds the prescribed levels, sound attenuation may be required. Fixed equipment shall only operate as needed to support the intended function and shall otherwise be powered off.

Emergency generator equipment shall only be permitted to be exercised between the hours of 11:00 a.m. and 5:00 p.m. on any day of the week, except with the permission of the Commissioner of Building.

(d) Landscape maintenance equipment:

(1) Operating Hours: No person shall operate any landscape maintenance equipment, such as lawn mowers, chain saws and trimmers, between the hours of 6:00 p.m. and 8:00 a.m. on weekdays, and between the hours of 6:00 p.m. and 10:00 a.m. on Saturday, Sundays and holidays.

(2) Combustion powered equipment:

- a. No person shall operate any gasoline internal combustion engine powered landscape maintenance equipment, such as lawn mowers, chain saws and trimmers, without factory installed noise reduction equipment in good working condition.
- b. No person shall operate any gasoline internal combustion engine powered landscape maintenance equipment such as lawn mowers, chain saws and trimmers that produce a sound level exceeding eighty-five (85) decibels on the "A" weighted scale at a distance of fifty (50) feet.
- c. All the aforementioned restrictions and prohibitions may be temporarily suspended by the Mayor in the event of an extreme weather event or other emergency to allow the use of combustion powered landscape maintenance equipment for debris clean up.

(e) Leaf Blowers:

(1) Internal combustion leaf blowers:

a. No person shall operate an internal combustion leaf blower after ~~December 15, 2025~~ **December 15, 2024**.

~~[b. Prior to their absolute prohibition after December 15, 2025, the operation of internal combustion leaf blower is restricted as follows:]~~

~~[1. Internal combustion leaf blower may only be used during the period of October 15 through December 15.]~~

~~[2. The simultaneous operation of more than one (1) internal combustion leaf blower on property of five thousand (5,000) square feet or less in area is prohibited.]~~

(2) Operating Hours: No person shall operate any leaf blower between the hours of 6:00 p.m. and 8:00 a.m. on weekdays, and between the hours of 6:00 p.m. and 10:00 a.m. on Saturday, Sundays and holidays.

(3) All the aforementioned restrictions and prohibitions may be temporarily suspended by the Mayor in the event of an extreme weather event or other emergency to allow the use of leaf blowers for debris clean up.

(4) On properties of 50 acres or more, gas-powered turbine debris blowers may be used subject to the provisions of subsection (e) above and the following conditions;

a. Said property is primarily used for recreation

b. The property consists of primarily pervious surfaces

c. The use of the blower will be restricted to pervious areas

Under no circumstances will the use of a backpack or handheld internal combustion leaf blowers be permitted on these properties.

Section 2. This ordinance shall take effect immediately.