

Topic:	Recreational Uses; Open Space Preservation; Natural Resource Protection & Conservation
Resource Type:	Regulations
State:	New York
Jurisdiction Type:	Municipal
Municipality:	Town of Mamaroneck
Year (adopted, written, etc.):	2000
Community Type - applicable to:	Suburban; Rural
Title:	Town of Mamaroneck Conservation Areas Ordinance
Document Last Updated in Database:	May 7, 2017

Abstract

Local Law No. 3-1966 of the Town of Mamaroneck details what types of places or areas within the Town amount to conservation areas. The several parts of § 77 explain what special regulations apply to such areas; § 77-17 sets out the penalty for noncompliance with the rules governing Conservation Areas in Mamaroneck.

Resource

Town of Mamaroneck NY Conservation Areas
Code of the Town of Mamaroneck NY
Chapter 77: Conservation Areas
General Code
[http://www.codes.generalcode.com/codebook_frameset.asp?t=tc&p=0239%2D077%2Ehtm%23Section77%2D6%2E&cn=210&n=\[1\]\[120\]\[210\]](http://www.codes.generalcode.com/codebook_frameset.asp?t=tc&p=0239%2D077%2Ehtm%23Section77%2D6%2E&cn=210&n=[1][120][210])
[HISTORY: Adopted by the Town Board of the Town of Mamaroneck 11-22-1966 as L.L. No. 3-1966 (Ch. 17 of 1975 Code); amended in its entirety 8-23-2000 by L.L. No. 14-2000. Subsequent amendments noted where applicable.]

§ 77-1. Title.

This chapter shall be known and cited as "Local Law No. 3-1966 of the Town of Mamaroneck."

§ 77-2. Definitions.

Unless otherwise expressly stated, whenever used in this chapter, the following terms shall have the meanings indicated:

CONSERVATION AREA — Any place or area in the Town of Mamaroneck legally set apart and accepted as such and placed under the jurisdiction and care of the Town Board, including any lake, pond, pool, river, brook or other body or stream of water, either natural or artificial, located therein.

PERMIT — A written authorization for the exercise of a specified privilege authorized by the Town Board.

PERSONS — Any individual, firm or corporation and all other entities of any kind capable of being sued.

TOWN — The unincorporated area of the Town of Mamaroneck.

§ 77-3. Hours of use.

Conservation areas of the town shall be open to the public from dawn to dusk only. No person shall enter upon the conservation lands at any other time except for emergency purposes, unless by written permit issued by the Town Board or its duly authorized agent.

§ 77-4. Disturbing areas or improvements.

No person shall disturb any conservation lands or take up or remove or in any manner disturb or interfere with any trees, shrubs, plants, soil, sod, compost, gravel, fences, signs or any other property, except by direction of the Town Board and under the supervision of its duly appointed custodian.

§ 77-5. Property damage.

No person shall cut, break, destroy or in any way injure or deface any tree, shrub, plant, grass, fence, post, railing, chain, sign, signpost, tree guard, lamp, lamppost, bridge structure or any other property in or upon any conservation lands nor shall any fallen trees or branches be cut or removed except under emergency circumstances and with the exception of routine maintenance by the town government.

§ 77-6. Wildlife.

No person shall hunt, chase, shoot, trap, catch, discharge or throw missiles at or disturb any living creature in any conservation area.

§ 77-7. Fire prevention.

No person shall make, cause or allow any fire to be set in any part of any conservation area or suffer or permit any person in or under his or her charge, custody or control to make or

cause any fire. All cigarettes, cigars or other such material must be thoroughly extinguished in order to prevent fire, and no stubs, butts, matches or other such materials shall be scattered or disposed of except in designated receptacles placed along the trails in the area.

§ 77-8. Littering.

No person shall throw, place, deposit, drop, excrete, discharge or leave in or on any conservation lands or any waters therein or on any paths, walks, trails or roads thereof any garbage, organic refuse, offal, urine, fecal or other offensive matter, ashes, cinders, stone, dirt, filth, dross, rubbish, grass clippings, leaves, paper, pasteboard, wood, metal, fruits, vegetables or any other foodstuffs, vehicles or any parts thereof or any manufacturing, trade or household waste or any other refuse material or any substance or material of any nature whatsoever.

§ 77-9. Sports.

No person shall wade or bathe in or enter in or upon the waters in any conservation area; or place or enter or operate any raft, float or similar object thereon; or place or operate any toy boat or similar device thereon. No person shall skate, ski, toboggan, sleigh or indulge in any of the so-called "winter sports" in or on any conservation area or any of the waters therein, except within such areas as the Town Board may, in its discretion, from time to time designate and set apart for such purpose and then only at such times, in such manner and subject to such regulations as said Board may direct and determine.

§ 77-10. Camping and picnicking.

No person shall camp, bivouac, pitch tent, picnic, feast or consume food or beverages in or upon any conservation area or on any of the waters, paths or trails thereof.

§ 77-11. Games.

No person shall throw, cast, catch, kick or strike with any implement whatsoever any baseball, golf ball, football or other object or play at any game in or upon any conservation lands.

§ 77-12. Animal damage to plantings.

No person shall tie any animal to any tree, plant or shrub in or upon any conservation area or, having charge of any such animal, allow or cause it to injure any such tree, plant or shrub.

§ 77-13. Disorderly conduct.

No person shall in any recreation area:

- A. Use any threatening, abusive or insulting language.
- B. Do any obscene or indecent act.
- C. Throw stones or missiles.
- D. Beg or publicly solicit subscriptions or contributions.
- E. Tell fortunes.
- F. Play cards or other games of chance or use or operate any gaming table or instruments.
- G. Climb upon any tree, building, wall, fence, shelter, seat, sign pole or other construction.
- H. Fire or carry any firearms, firecrackers, torpedo or fireworks.
- I. Make a fire.
- J. Do any act tending to a breach of the public peace.
- K. Carry on any commercial activity.

§ 77-14. Traffic regulations.

No person shall operate, drive or propel and no owner thereof shall cause or permit to be operated, driven or propelled on any conservation area any bicycle, motorcycle, motor-tricycle, automobile or other vehicles, however propelled, or any vehicle drawn by horses or other animals, recklessly or negligently or at a speed or in a manner so as to endanger the life, limb or property of any person. No person shall propel, ride, drive or operate on any footpath, walk or elsewhere in any conservation area, other than on the streets and roadways thereof, any bicycle, tricycle, scooter or roller skates or other vehicle of any nature whatsoever other than baby carriages, wheelchairs and similar vehicles designed exclusively for the transportation of infants and of disabled persons. No horseback riding shall be permitted in any conservation area. Nothing in this section shall prevent the operation of the fire-fighting equipment or police vehicles on the trails, nor shall trucks or other equipment operated by duly authorized personnel under the direction of the Town Board be prohibited.

§ 77-15. Parking.

No person shall park a motorcycle, automobile or horse-drawn vehicle in any conservation area except within such area as the Town Board may, in its discretion from time to time,

designate and set apart for such purpose and then only at such times, in such manner and subject to such rules and regulations as said Board may direct and determine. No person shall park, place or leave any bicycle, tricycle, scooter, wheelchair, baby carriage or similar vehicles or any object or thing whatsoever on any footpath, walk, trail or steps or any other place designated for the use of pedestrians in any conservation area or in any place where such objects might or could obstruct or interfere with the free passage of pedestrians therein.

§ 77-16. Advertisements.

No person shall post, affix, place or leave any bill, placard, notice or other paper in or upon any structure, tree, fence, post, railing, bench, rock, article or thing within any conservation area nor paint, write, mark, draw or affix with any substance or material whatsoever thereon or therein any advertisement, notice of exhortation or any other writing, drawing or making of any kind whatsoever, and no person shall distribute, hand out or cast about any card, circular, pamphlet or other printed matter or other property or material of any nature whatsoever within any conservation area.

§ 77-17. Penalties for offenses.

The violation of any provision of this chapter is hereby declared to be a violation, and any person violating the same shall be guilty of a violation and shall, on conviction before a Town Justice, be punished by a fine not exceeding \$250 or by imprisonment not exceeding 15 days, or both.