

## Proposed Leaf Blower Noise Reduction Warrant Article

To see if the Town will vote to add to the existing Recodified Town General By-Laws, Section 212 Police Department, Paragraph 212-10 Noise, a sub-paragraph "C" regarding Leaf Blowers as follows:

### C. Combustion and Electric Powered Leaf Blowers

#### (1) Permitted Activity

(i) Leaf blowers (both combustion-powered and electric) may only operate as follows:

- a) between the hours of 8:00 AM and 5:00 PM Monday through Friday;
- b) between the hours of 10:00 AM and 5:00 PM on Saturday;
- c) no use permitted on Sundays or Memorial Day, Fourth of July, Labor Day, Thanksgiving, Christmas; and
- d) no more than 2 leaf blowers may be used simultaneously on the same property.

(ii) Effective 15 March 2028, no combustion powered leaf blower may be used on any property in Town. Until that date, combustion powered leaf blowers may only operate from:

- a) 15 March through 31 May; and
- b) 15 September through 15 December.

(iii) Electric powered leaf blowers may continue to operate as set out in section (1) (i) above provided:

- a) The manufacturer's label is affixed and indicates a decibel rating of not more than 65db; and
- b) All mufflers and extension tubes supplied by the manufacturer for that leaf blower are used during operation.

(2) Definition: Leaf Blower means any device that uses air to move leaves, grass, and other debris.

(3) Responsible parties: The following parties are responsible for any violation of this bylaw:

- (i) the resident operating the leaf blower; and
- (ii) the company who employed the person operating the leaf blower; and
- (iii) the party who owns the property where the violation occurs.

(4) Enforcement

- (i) This bylaw may be enforced by Town Police.

(ii) A person, individually or by his servant or agent, who violates any provision of the bylaw may be penalized by a non-criminal disposition pursuant to G.L. Chapter 40, Section 21D and the Town's non-criminal disposition bylaw. The following penalties apply:

- first violation: Warning
- second violation: \$100
- third and subsequent violations: \$200

Each day the violation continues constitutes a separate violation.

(5) Exemption: The Town shall not be subject to the provisions in section (1)(i) and the seasonal restrictions in (1)(ii) to remediate the impact of a severe weather event or accident.