

**LOCAL LAW NO. ____ OF 2026,
AMENDING ARTICLE III (PARKS AND
RECREATION AREAS), OF CHAPTER 250
(PARKS AND RECREATION), OF THE CODE
OF THE VILLAGE OF NYACK, SO AS TO
PROHIBIT THE OPERATION OF ALL TYPES
OF MOTOR VEHICLES, SUCH AS CARS, VANS,
TRUCKS, MOTORCYCLES, MOPEDS,
MOTORIZED SCOOTERS, E-BIKES, ATVs AND
UTVs, IN MEMORIAL PARK.
(08/07/2026 DRAFT)**

Be it enacted by the Board of Trustees of the Village of Nyack as follows:

Section 1 - Legislative Authority, Purpose and Intent:

This Local Law is adopted pursuant to New York State (“NYS”) Municipal Home Rule Law (“MHRL”) §10, and §1640(a)(13) of the NYS Vehicle and Traffic Law; and in accordance with the procedures prescribed in MHRL §20, and NYS Village Law §21-2100. The purpose and intent of this Local Law is to adopt amendments to Article III (Parks and Recreation Areas), of Chapter 250 (Parks and Recreation), of the Code of the Village of Nyack, so as to prohibit the operation of all types of motorized vehicles (whether powered by gasoline or electric), including, but not limited to, automobiles, cars, vans, trucks, motorcycles, mopeds, motorized scooters (Vespas), electric kick scooters, bicycles with no pedals equipped with an integrated electric motor that assists with propulsion (pedal-less e-bikes), throttle-propelled/throttle-only assist/throttle-equipped e-bikes, all-terrain vehicles (ATVs), utility terrain vehicles (UTVs), and snowmobiles; which amendments, the Board of Trustees of the Village of Nyack (“Village”) finds, and deems, to be necessary to preserve, protect, enhance and improve the quality of life of Village residents and businesses, and their guests, invitees and customers, and the tourists of the Village.

Section 2 – §250-13 (Traffic), of Article III (Parks and Recreation Areas), of Chapter 250 (Parks and Recreation), of the Code of the Village of Nyack, is amended to the extent only of adding a new Paragraph “H,” which new Paragraph “H” shall read as follows:

H. Prohibited within Memorial Park is the operation of any type of motorized vehicle (whether powered by gasoline or electric), including, but not limited to, the below-listed motorized vehicles; except for the exceptions set forth herein further below.

(1) Prohibited motorized vehicles include, but are not limited to:

- (a) automobiles;
- (b) cars;
- (c) vans;
- (d) trucks;
- (e) motorcycles;
- (f) mopeds;

- (g) motorized scooters (e.g., Vespas);
- (h) electric kick scooters a/k/a e-scooters;
- (i) bicycles with no pedals that are equipped with an integrated electric motor that provides propulsion, a/k/a pedal-less e-bikes;
- (j) e-bikes with pedals that are equipped with an integrated electric motor that provides propulsion without any pedaling, a/k/a throttle-propelled, throttle-only assist or throttle-equipped e-bikes;
- (k) all-terrain vehicles (ATVs);
- (l) utility terrain vehicles (UTVs); and
- (m) snowmobiles.
- (n) all of those motorized vehicles specified as prohibited in the immediately preceding paragraph "G."

(2) Exceptions to the foregoing prohibitions are limited to the following only:

- (a) Motorized vehicles that are being operated by the organizer, or as authorized by the organizer, in connection with an event approved by the Village Board of Trustees.
- (b) Electric skateboards.
- (c) Hoverboards.
- (d) Mobility devices operated by persons with disabilities.
- (e) E-bikes with motorized assistance only while the rider is actively pedaling (pedelecs).
- (f) Village-owned or Village-operated vehicles.
- (g) Emergency, first-responder, firefighting, and police/law/code enforcement, vehicles.
- (h) All motorized vehicles are permitted within Nyack Marina, and on the driveways and designated parking areas within Memorial Park, except for those motorized vehicles specified as prohibited in the immediately preceding paragraph "G."

Section 3 – Severability.

If any part or provision of this Local Law, or the application thereof to any person or circumstance, is adjudged invalid or unconstitutional by a court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law, or the application thereof to other persons or circumstances. The Village Board of Trustees hereby declares that it would have enacted the remainder of this Local Law even without any such invalid or unconstitutional part, provision or application.

Section 4 – Effective Date.

This Local Law shall take effect immediately upon the filing of a copy with the NYS Secretary of State in the manner prescribed by NYS Municipal Home Rule Law §27.