

**NOTICE OF ADOPTION
VILLAGE OF NORTH HAVEN**

PLEASE TAKE NOTICE that the Board of Trustees of the Village of North Haven after holding a Public Hearing on March 20, 2024, adopted the following Local Law at their meeting on March 20, 2024.

LOCAL LAW NO. 2 OF 2024

**A LOCAL LAW INTRODUCING VILLAGE CODE CHAPTER 163-10a -
IMPOSITION OF MORATORIUM RELATED TO THE NEW CONSTRUCTION OF
PICKLEBALL OR PADEL COURTS OR CONVERSION OF AN EXISTING TENNIS
OR SPORT COURT OR OTHER PLAYING COURTS INTO PICKLEBALL OR PADEL
COURTS ON RESIDENTIAL PROPERTY**

§163-10a Enactment; authorization; title and purpose.

A. Enactment and authorization.

The Village of North Haven Board of Trustees does hereby ordain and enact the Village of North Haven land use moratorium on the construction of or conversion of tennis courts or other playing courts to pickleball or padel courts on residential property, pursuant to the authority and provisions of § 10 of the Municipal Home Rule Law.

B. Title.

This chapter shall be known as "The Village of North Haven Moratorium on Pickleball and Padel Courts".

C. Purpose.

(1) Given the upsurge in the popularity of pickleball, and padel the noise concerns associated with both sports, which is a matter of community concern, and the various noise mitigation measures available; and

(2) Given the Village Board's desire to prevent hasty decision making that can disadvantage Village residents and the concomitant desire to prevent immediate construction or conversions that might be inconsistent with the provisions of future regulations; and

(3) Given that the Village of North Haven is intending to pass, or has passed, a local law amending Chapter 163-10 of the Code of the

Village of North Haven concerning the area, setback and coverage requirements for tennis courts, playing courts, pickleball and padel courts on residential property, it is the purpose of this chapter to allow the Village of North Haven time to collect and examine data and expert information concerning the noise associated with use of pickleball and padel courts and mitigation measures relating to same and to consider the adoption of appropriate regulations concerning (1) whether the construction of new pickleball and/or padel courts should be permitted, (2) whether conversion of existing tennis courts and other playing courts into pickleball and/or padel courts should be permitted and, if so, (3) under what conditions, if any, such new construction and/or conversions should be permitted.

§163-10a.1 Imposition of moratorium.

For a period of six months after the date of filing of this chapter with the Department of State, no new construction of pickleball or padel courts shall be permitted and no existing tennis court or other playing court located within the Village of North Haven on residential property shall be converted to use as a pickleball or padel court, and no new applications for permits, variances, site plan approval or other approvals or permission related to the new construction of pickleball or padel courts or conversion of an existing tennis or sport court or other playing courts into pickleball or padel courts on residential property shall be processed or approved.

§163-10a.2 Validity.

If any section, sentence, clause or phrase of this chapter is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this chapter.

§163-10a.3 Appeals and variances from the moratorium.

A party aggrieved by the provisions of this chapter may file an application for relief or exemption from the moratorium with the Village of North Haven Board of Trustees. The Board shall act upon an application for an exemption from this chapter in conformance with the procedural requirements and standards of the New York

State Home Rule Law, the Village of North Haven Zoning Code and the Village Law of the State of New York.