CITY OF MOUNT VERNON, N.Y.
DEPARTMENT of PUBLIC WORKS

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January 29th, 2025

Honorable City Council
The City of Mount Vernon
Mount Vernon, New York
(Throught he Office of the Mayor)

Re: Amendment to City Code Chapter 227-55 (Driving Vehicles Over Sidewalks _ Added Penalty Provision)

Dear Honorable City Council Members:

The Department of Public Works submits this referral for Council consideration of an amendment to Chapter 227, §227-55 of the City Code concerning vehicles driven over sidewalks.

Section 227-55 establishes restrictions on driving vehicles across sidewalks except where permitted. The section, however, does not currently contain a dedicated penalty provision within its own language. Adding a fixed penalty amount will support more consistent enforcement and provide clear notice of consequence for violations.

This amendment keeps the existing operational language intact and adds a specific fine for violations.

Proposed Code Revision — §227-5

Current Language (to remain):

[No person shall at any time drive any vehicle, whether operated by gasoline, electricity or steam, upon or over any sidewalk or flag walk without first obtaining a permit in writing from the Commissioner of Public Works. This section shall not apply to any driving upon any sidewalk or flag walk which forms part of any authorized driveway leading from any street to the abutting property.

The physical presence of any motor vehicle on any lot or parcel of land abutting a public street, which lot or parcel of land has no driveway leading from any adjoining property or no authorized curb cut abutting said parcel or lot of land, shall be presumptive evidence that the said motor vehicle was driven thereon by the owner of said vehicle under his direction or by his consent in violation of Subsection A of this section. Any person violating this section shall be punishable in accordance with Article II of Chapter 1 of the Code.]

New Language (to add at end of section):

Any person who violates this section by driving or permitting a vehicle to be driven over a sidewalk area without lawful authorization or required permit shall be subject to a fine of $250 for each offense. Each occurrence shall constitute a separate offense.

Requested Action

The Department of Public Works respectfully requests that the City Council approve the amendment to Chapter 227, §227-55 to add the penalty language as set forth above.

Thank you for your consideration.

Respectfully,

Damani L. Bush
Commissioner of Public Works
DB/db