

LOCAL LAW #3 OF 2020

AMENDING THE ZONING CODE TO ADD STANDARDS FOR LIGHTING  
TO SITE DEVELOPMENT PLAN REVIEW AND SIGN REGULATIONS  
(December 17, 2019)

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

Section 1: Section 224-69.D(9) of the Irvington Code (Site Development Plan Approval, Information to be submitted, Development data) is hereby amended as follows (new language in *italics*):

- (9) The proposed location, direction, *fixtures*, power and time of operation of proposed outdoor lighting, *along with a demonstration that the proposed lighting meets the requirements of § 224-72.C.*

Section 2: Section 224-70.C of the Irvington Code (Duties of Planning Board) is hereby amended as follows (new language in *italics*):

The Planning Board is hereby empowered to conduct field inspections of any site for which it has received or approved any application for site development plan approval or amendment thereto to review site conditions and as-built development. It may require minor modifications to parking, landscaping, signs, drainage, access, paving, *lighting* and other similar requirements and site plan details as may in its judgment be necessary in the interest of safety, convenience, enjoyment of peace and quiet of adjacent neighbors and aesthetics.

Section 3: Section 224-72.C of the Irvington Code (Standards for Approval) is hereby amended by adding the following new paragraph:

- (4) *Exterior lighting.*

- (a) *All lighting shall be dark-sky compliant. All lighting fixtures shall be full cut off and shall utilize light shields as necessary to reduce light trespass and glare. Lighting shall be designed to the minimum level required for health and safety and shall not exceed 5 foot candles, except:*

- [1] *At or beyond a property line abutting a residential parcel or public right-of-way, it may not exceed .1 footcandles, as*

*measurable from any orientation of the measuring device, except at the entrance to a driveway or walkway, so long as the lighting is at the minimum level required for safety.*

[2] *At or beyond a property line abutting a non-residential property, it may not exceed .3 footcandles, as measurable from any orientation of the measuring device, except at the entrance to a driveway or walkway, so long as the lighting is at the minimum level required for safety.*

(b) *Exceptions. The limitations of this subsection shall not apply to:*

[1] *Low voltage landscape lighting aimed away from adjacent properties, and*

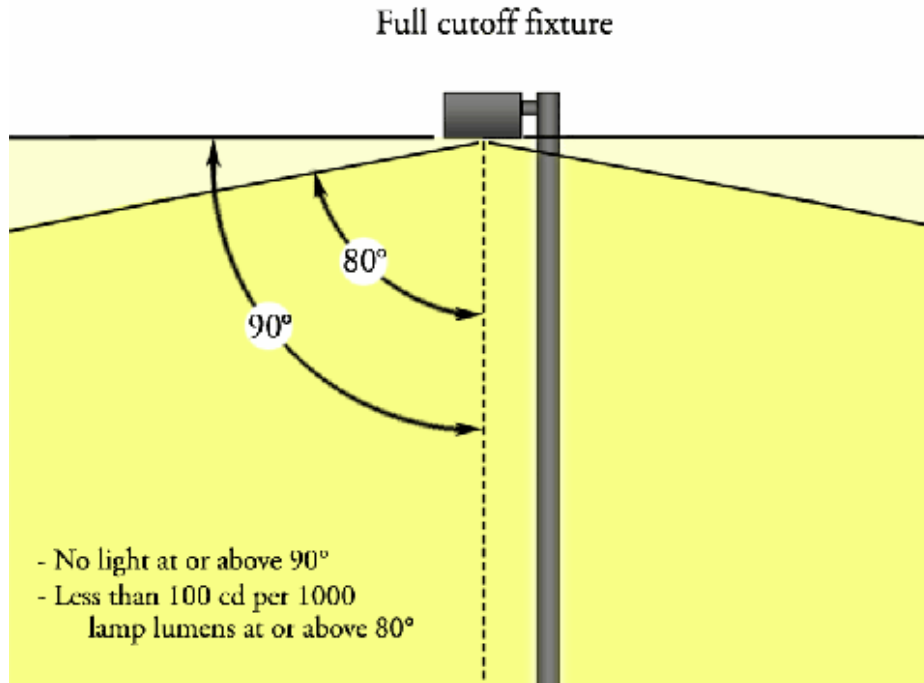
[2] *Lighting installed with a vacancy sensor, where the sensor extinguishes the light no more than 15 minutes after the area is vacated.*

Section 4: Subsections (4) through (14) of § 224-72.C are hereby redesignated subsections (5) through (15), respectively.

Section 5: Section 224-3 of the Irvington Code (Definitions) is hereby amended by adding the following definitions:

*FOOTCANDLE – The unit of measurement used to quantify the amount of light falling on a surface. One footcandle is the illuminance produced by a candle on a surface one foot square from a distance of one foot.*

*FULL CUT OFF FIXTURE – A lighting fixture that does not allow light to be emitted above the fixture and limits the light output to less than 10% of total lumens at and below 10 degrees under the horizontal line of the fixture. See illustration below:*



*GLARE* – A visual effect produced when a light source within the field of view is brighter than the level to which the eyes are adapted. Glare may cause annoyance, discomfort, loss of visual acuity, or momentary blindness.

*LIGHT TRESPASS* – Light projected onto a property or into the public right-of-way from a light source on a different property.

Section 6: Section 224-193.C (12) of the Irvington Code (Signs on business establishments, Architectural Review Board guidelines) is hereby amended as follows (new language *in italics*):

(12) The brilliance, degree, intensity and type of illumination shall be the minimum necessary for the purpose of such illumination, consistent with public safety and welfare *and shall be dark-sky compliant, as detailed in § 224-72.C (4)(a) of this chapter.*

Section 7: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 8: This local law shall take effect immediately upon filing in the office of the New York Secretary of State.