

Check One:

New Application

Renewal

## LANDSCAPER'S LICENSE APPLICATION

Town of Babylon – 200 East Sunrise Highway, Lindenhurst, NY 11757 – 631-957-3026

**OWNER INFORMATION:**

Last Name \_\_\_\_\_ First Name \_\_\_\_\_ Middle Initial \_\_\_\_ Cell Phone \_\_\_\_\_

Address \_\_\_\_\_ City/State \_\_\_\_\_ Zip \_\_\_\_\_

**BUSINESS INFORMATION:**

Business Name \_\_\_\_\_ Business Phone \_\_\_\_\_ Email \_\_\_\_\_

Address \_\_\_\_\_ City/State \_\_\_\_\_ Zip \_\_\_\_\_

\_\_\_\_\_

OWNER SIGNATURE

**OFFICE USE ONLY**

**DATE:**

**RECEIVED:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**ISSUED:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**EXPIRES:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_

- |  |   |
|--|---|
| <input type="checkbox"/> Comprehensive Liability & Personal Injury (\$1,000,000 / \$2,000,000) | <input type="checkbox"/> Proof of Storage Address                               |
| <input type="checkbox"/> Property Insurance (\$1,000,000)                                      | <input type="checkbox"/> Application Fee (\$150)                                |
| <input type="checkbox"/> Property Damage (\$50,000)  | <input type="checkbox"/> License/Renewal Fee (\$150)                            |
| <input type="checkbox"/> Worker's Compensation   | <input type="checkbox"/> Decal Fee (\$5 per vehicle)                            |
| <input type="checkbox"/> Disability Insurance  | <input type="checkbox"/> Proof of Asian Long Horned Beetle Compliance Agreement |
| <input type="checkbox"/> Proof of Business Address   | <input type="checkbox"/> Adopt – A – Spot Contract (For license fee waiver)     |
| <input type="checkbox"/> Vehicle Registration  | <input type="checkbox"/> Notarized Application                                  |
| <input type="checkbox"/> Vehicle Insurance   |   |

# Affidavit

Do you currently hold a landscaping license in any of the following Villages:  
Please check as many as apply.

- Village of Amityville
- Village of Babylon
- Village of Lindenhurst

Have you ever received a summons from the Town of Babylon for any violation of the Landscapers Code? Yes   
No

Are there any uncorrected violations existing against your prior work as a Landscaper? Yes  No

\*If you answered yes to any of the above, you must attach a statement giving dates, violations and disposition.

I understand this application is to be filed with the Town Clerk and that the information will be relied upon by the Town of Babylon in granting this license. *I swear that all statements are true and that I have read in full the Babylon Town Code Chapter 144 (attached).*

**Owners Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

SWORN TO ME ON THE \_\_\_\_\_ DAY  
OF \_\_\_\_\_ 20 \_\_\_\_.

\_\_\_\_\_  
NOTARY:

**TOWN OF BABYLON  
LANDSCAPER'S LICENSE FACT SHEET**

**A. REQUIREMENTS FOR SUBMITTING AN APPLICATION:**

1. Completed application for license.
2. Proof of comprehensive liability & personal injury \$1,000,000 / \$2,000,000.
3. Proof of property insurance in the amount of \$1,000,000.
4. Proof of property damage in the amount of \$50,000.  
*\*\*\*Town of Babylon must be listed as additional insured\*\*\**
5. Proof of worker's compensation.
6. Proof of disability insurance.
7. Proof of business address for the landscaping business.
8. Proof of address where equipment and vehicles are stored.
9. Proof of current vehicle registration.
10. Proof of current vehicle insurance.
11. \$150 application fee
12. \$150 license fee.
13. \$5 decal fee for each vehicle.  
*\*\*\*All fees must be made in the form of cash or check made out to the Town of Babylon\*\*\**
14. Proof of adopt-a-spot contract (for license fee waiver only).  
for information on adopt-a-spot contracts, please contact Viscel Moore at (631) 587-3752 (ext 6012).
15. In addition to the enclosed requirements, the Town of Babylon requires landscapers to provide us with an Asian Long Horned Beetles Compliance Agreement, form (PI-103 ALB) from the State of New York Department of Agriculture and

Markets.

For more information and training schedules please contact 631-288-1751.

**B. REVIEW**

Your application will be reviewed, and you will be notified within seven (7) days that a decision has been made.

**Chapter 144**  
**LANDSCAPERS**

**§ 144-1. License required; exception.**

No person shall perform any landscaping functions in the Town of Babylon without a license obtained from the Town Clerk in accordance with this chapter. Landscaping functions, however, may be performed without a license by the owner or occupant of the property on which the work is performed.

**§ 144-2. Activities regulated.**

The landscaping functions referred to herein shall include but are not limited to the cutting and maintenance of grass, the trimming, pruning and maintenance of shrubs, plants, trees or other foliage, the spraying of chemicals, including the application of pesticides, and the removal of trees and/or tree stumps. A person who engages in such landscaping functions in the Town of Babylon shall hereinafter be referred to as a "landscaper."

**§ 144-3. Work done without license prohibited; responsibility for obtaining license.**

**§ 144-4. Application procedure; insurance required. [Amended 5-14-2008 by L.L. No. 14-2008]**

Any landscaper desiring a license in accordance with this chapter shall make application on forms prescribed by the Town Clerk of the Town of Babylon or its designees. Such application shall include proof of comprehensive liability and property insurance in an amount of \$1,000,000 personal injury/\$2,000,000 aggregate and \$50,000 property damage. Such application shall also include proof of Worker's Compensation and disability insurance in amounts in compliance with state law. Such application shall also provide the office address of the landscaping business, the address where the vehicles and equipment are being stored and proof that the property contains the necessary permits and approvals if trucks are stored within the Town of Babylon.

**§ 144-5. Fees. [Amended 4-13-2004 by L.L. No. 8-2004]**

Each applicant for a license shall pay a nonrefundable application fee with the application in the amount of \$150. The applicant shall also pay to the Town Clerk or his or her designee upon the issuance of the license a license fee in an amount of \$150. The applicant shall also pay to the Town Clerk or his or her designee a yearly decal fee of \$1 for each vehicle used by the applicant. Landscapers may provide services in the form of contracting with the Town of Babylon in a form acceptable to the Town Attorney to "adopt-a-spot" in lieu of paying the license fee and/or renewal fee.

No landscaper shall perform any landscaping functions within the Town of Babylon without first obtaining a license to do so from the Town Clerk. All landscaping work by an unlicensed landscaper is prohibited. No property owner or occupant shall permit any unlicensed landscaper to perform any landscaping function on his or her property.

A.

Licenses shall be obtained by the proprietor of the landscape business or by a corporate officer.

B.

144:1

**§ 144-6. Expiration of license; renewal. [Amended 3-19-2008 by L.L. No. 6-2008]**

All licenses issued pursuant to this chapter shall expire on the last day of December in the year in which they have been issued. Licenses may be renewed upon payment of an annual renewal fee in an amount of \$150. Said renewal fee must be paid before the first day of January of each year. If the licensee fails to make proper, timely application for renewal, he or she shall be required to

pay the renewal fee, plus a penalty fee of \$150 as set forth in § 144-5 upon the issuance of the renewed license.

**§ 144-7. Regulations.**

The following rules and regulations shall apply:

**§ 144-8. (Reserved)1**

No person shall engage in the application of pesticides unless that person has in his possession his certificate and possesses a valid pesticide business registration and displays vehicle triangles, duly issued by the New York State Department of Environmental Control, authorizing him to engage in such activity.

A.

Application of pesticides and insecticides by anyone by means of engine-powered spraying or dusting devices shall not take place prior to 8:00 a.m. on any day that landscaping work is permitted.

B.

Landscaping work may be performed by landscapers only during the hours of 8:00 a.m. through 7:30 p.m. Monday through Saturday and 11:00 a.m. through 5:00 p.m. on Sundays.

C.

No landscaper shall scatter, nor in using any mechanical or electrical blower, cause to be scattered, any garbage, refuse, cuttings, leaves or other waste materials on any public street, road or public property without removing and/or cleaning the same immediately; nor shall any of such material be allowed to enter any storm drains, canals, rivers or other waterways.

D.

No one shall spill or dump oil, gasoline or other petroleum products or any pesticides on a public street, road or highway or right-of-way or on the ground. No equipment shall be filled or refilled except over a drop cloth or other device designed to catch and retain any accidental spillage.

E.

All vehicles and trailers are to be properly parked at a minimum of 30 feet from the corner of any intersection. Hazard warning cones are to be placed at the front and rear of any landscaping vehicles and/or trailers that are parked in or alongside the roadway.

F.

All commercial vehicles used in connection with the landscaping business shall be clearly marked in two-inch letters with the name of the company and the origin of the vehicle and include a decal, which shall include the appropriate year, issued by the Town Clerk.

**[Amended 4-13-2004 by L.L. No. 8-2004]**

G.

No landscaper shall conduct business in the Town of Babylon unless that business has a current valid compliance agreement with the New York State Department of Agriculture and Markets to work within areas of the Asian Longhorned Beetle Quarantine. **[Added 6-25-2008 by L.L. No. 16-2008]**

H.

**1. Editor's Note: Former § 144-8, Penalties for offenses, as amended, was repealed 6-22-2010 by L.L. No. 14-2010. See**

**now Ch. 1, General Provisions, Art. II, General Penalties.**

§ 144-6 BABYLON CODE § 144-9

144:2

**§ 144-9. Revocation and suspension of license.**

In addition to the penalties set forth in § 144-8, the Town Board may revoke or suspend any license issued pursuant to this chapter for good cause shown after notice to the licensee and a public hearing.

**§ 144-10. License to be in possession of person performing work.**

The license issued pursuant to this chapter or a photocopy signed by the licensee shall be at all times in the actual possession of the person performing the work at the site.

**§ 144-11. Effective date.**

This chapter shall take effect January 1, 2003.

§ 144-9 LANDSCAPERS § 144-11

144:3