

**OFFICE OF THE MAYOR**  
**MAYOR'S OFFICE OF CITYWIDE EVENT COORDINATION AND MANAGEMENT**  
**STREET ACTIVITY PERMIT OFFICE**

**Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

**What are we proposing?** The Street Activity Permit Office (SAPO) of the Office of Citywide Event Coordination and Management (OCECM) is proposing amendments to extend the existing moratorium on street fair applications to Calendar Year 2021.

**When and where is the Hearing?** SAPO will hold a public hearing on the proposed rule. The public hearing will take place on WebEx on December 7<sup>th</sup>, 2020 at 9:30am. The hearing link is available here: <https://nycmayor.webex.com/nycmayor/j.php?MTID=mcc4959c4e0fc8c2364034406416591a4> .

**How do I comment on the proposed rules?** Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to SAPO through the NYC rules Web site at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules).
- **Email.** You can email written comments to [saporules@cityhall.nyc.gov](mailto:saporules@cityhall.nyc.gov).
- **Mail.** You can mail written comments to Stefan Grybauskas, Director of Street Activity Permit Office, of Citywide Event Coordination and Management at 253 Broadway, 6<sup>th</sup> Floor, New York, NY 10007.
- **By Speaking at the Hearing.** Anyone wishing to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by emailing [saporules@cityhall.nyc.gov](mailto:saporules@cityhall.nyc.gov) by December 6<sup>th</sup> at 5:00pm. You can speak for up to three minutes. Each speaker will be timed. You can also sign up to speak during the hearing.

**Is there a deadline to submit written comments?** Written comments must be received no later than close of business on December 7<sup>th</sup> at 5:00pm.

**What if I need assistance to participate in the Hearing?** Please inform CECM if you need reasonable accommodation, such as a sign language interpreter. Request these services by email or mail at the address given above no later than November 30<sup>th</sup> at 5:00pm.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules). A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at OCECM/SAPO's website.

**What authorizes SAPO to make this rule?** Section 1043 of the City Charter as well as Executive Orders No. 100 and No. 105 authorize SAPO to make this proposed rule. This proposed rule was not included in SAPO's regulatory agenda for this Fiscal Year because it was not contemplated when SAPO published the agenda.

**Where can I find the SAPO rules?** The SAPO rules are in title 50 of the Rules of the City of New York.

**What laws govern the rulemaking process?** SAPO must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043 of the City Charter.

### **Statement of Basis and Purpose of Proposed Rule**

The Office of Citywide Events Coordination and Management (OCECM), Street Activity Permit Office (SAPO) administers New York City's permit system for street activities, block parties and fairs.

Each year apart from 2020, the year of the COVID emergency, SAPO has issued permits to over 200 street fairs and over 5,000 other events, most of which include the use of multiple blocks over several days, the erection of structures, the vending of food, apparel and other goods and the use of amplified sound and the performance of music. Events like these require additional police officers which increases overtime costs to the City. These events also divert police officers from core crime fighting, public safety and counter terrorism duties.

To more effectively deploy police resources and control overtime costs, the New York City Police Department has requested that SAPO exercise its discretion temporarily to deny permits for additional events scheduled for calendar year 2021. The proposed rules will authorize SAPO to deny permits to these events only if the event was not held in the calendar year 2019. Events that received permits in calendar year 2019 will be eligible to receive permits again in calendar year 2021, pending the absence of City- or State-imposed restrictions due to the continued COVID emergency.

SAPO authority for these rules is found in section 1043 of the New York City Charter and Executive Order No. 105 of 2007.

New material is underlined.  
[Deleted material is in brackets.]

“Shall” and “must” denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1-05(d) of Chapter 1 of Title 50 of the Rules of the City of New York is amended to read as set forth below.

(d) For the calendar year [2020] 2021, the Director shall deny applications for street activity permits for street fairs not held in the calendar year 2019.

**NEW YORK CITY MAYOR’S OFFICE OF OPERATIONS  
253 BROADWAY, 10<sup>th</sup> FLOOR  
NEW YORK, NY 10007  
212-788-1400**

**CERTIFICATION / ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE: Continuation of Street Fair Moratorium**

**REFERENCE NUMBER: CECM-SAPO-12**

**RULEMAKING AGENCY: Office of Citywide Event Coordination and Management**

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro  
Mayor’s Office of Operations

November 2, 2020  
Date

**NEW YORK CITY LAW DEPARTMENT  
DIVISION OF LEGAL COUNSEL  
100 CHURCH STREET  
NEW YORK, NY 10007  
212-356-4028**

**CERTIFICATION PURSUANT TO**

**CHARTER §1043(d)**

**RULE TITLE:** Continuation of Street Fair Moratorium

**REFERENCE NUMBER:** 2020 RG 095

**RULEMAKING AGENCY:** Office of Citywide Event Coordination and Management

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN L. GOULDEN  
Acting Corporation Counsel

Date: November 2, 2020