

**OFFICE OF THE MAYOR**

**MAYOR'S OFFICE OF CITYWIDE EVENT COORDINATION AND MANAGEMENT**

**STREET ACTIVITY PERMIT OFFICE**

**NOTICE OF ADOPTION**

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE Office of Citywide Events Coordination and Management by Executive Order No. 105 of 2007, and in accordance with Section 1043 of the Charter, that the Office of Citywide Events Coordination and Management amends Chapter 1 of Title 50 of the Official Compilation of Rules of the City of New York relating to street activity permits.

Notice regarding a public hearing about the amendment was first published on October 27, 2022, with a hearing held November 28, 2022, and the agency accepting comments until November 28, 2022. The agency was prepared to make available for public inspection all written and oral comments it received on the matter, within a reasonable time after receipt, between the hours of 9:30 A.M. and 4:30 P.M. at the Office of Citywide Events Coordination and Management, 253 Broadway, 6th Floor, New York, New York 10007.

This amendment will take effect immediately.

**Statement of Basis and Purpose of Rule**

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

Each year SAPO issues 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 street fairs in 2023, other than those that occurred in the year 2022. Street fairs that received permits in calendar year 2022 may be eligible to receive permits again in calendar year 2023.

CECM and SAPO received 36 comments online on the NYCRules webpage, 7 comments via email, and 2 comments during the public hearing. Among all comments, some people misunderstood the proposed rule and thought that SAPO would deny all events in calendar year

2023 instead of newly proposed street fairs; we also received comments from some community organizations and residents in support of the extension of this existing street fair moratorium. Notwithstanding the comments, the considerations articulated earlier in the Statement of Basis and Purpose compel the continuation of the moratorium.

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 [2022]2023, the Director shall deny applications for street activity permits for street fairs not held in the calendar year [2019]2022.

## **Statement of Substantial Need for Earlier Implementation**

I hereby find, pursuant to Section 1043(f)(1)(c) of the New York City Charter, that there is a substantial need for the immediate implementation upon its final publication in The City Record of a rule to extend, for a one-year period, the authority of the Street Activity Permit Office (SAPO), under the authority of the Director of the Office of Citywide Event Coordination and Management (CECM), set forth in section 1-05(d) of chapter 1 of Title 50 of the Rules of the City of New York, to deny applications for street event permits for street fairs not held in the preceding calendar year of January 1, 2022 through December 31, 2022.

Up to 200 SAPO-permitted street fairs and over 5,000 events occur annually within the City. Almost all of these events involve permits for 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. Such events require additional police presence and thus increase overtime expenditure by the City. In order to effectively deploy police resources, the New York City Police Department has requested for the calendar year 2023 that SAPO exercise its discretion temporarily to deny applications for any new street fairs not held during the year 2022 to avoid placing an excessive burden on police resources and diverting uniformed personnel from core crime fighting, public safety and counter-terrorism duties.

In the interests of protecting the City and its inhabitants, this rule will authorize SAPO to deny applications to any street fair not held during the year 2022.

s/s  
Dawn Tolson, Executive Director  
Office of Citywide Event  
Coordination and Management

Approved: s/s  
Eric Adam, Mayor

Date: 12 /21/ 22