

**CAPA REGULATORY AGENDA FY 2027
DEPARTMENT OF TRANSPORTATION**

Pursuant to section 1042 of the New York City Charter, the New York City Department of Transportation (DOT) sets forth below its regulatory agenda for the City’s fiscal year of 2027:

DIVISION OF TRANSPORTATION PLANNING AND MANAGEMENT

1. SUBJECT: Cyclist Permission to Deviate from Some Traffic Control Devices

A. Anticipated contents: Amend section 4-12(p) allowing cyclists to:

- Follow Pedestrian Control Signals when crossing an intersection, except where otherwise indicated by traffic control devices, and provided that the cyclist yields to pedestrians in the crosswalk.
- Turn on Red Signal: Cyclist must stop and yield to pedestrians and, if merging into a travel lane, yield to oncoming traffic on the intersecting street turning onto an intersecting street during a steady red light. Under this proposed rule, a cyclist may not turn across opposing lanes of traffic.
- Proceed through red signal/stop signs at “Top of the T”: Cyclist must stop and yield to pedestrians before being allowed to proceed through red signal indication or Stop sign at “top of the T” locations.

B. Reason: Enhance safety for cyclists.

C. Objectives: To formalize existing behavior after successful 2018 pilot indicating that these “permissions” do not increase the number of crashes. To provide consistency between the NYC Administrative Code and the Traffic Rules.

D. Legal basis: Section 2903(a) of the New York City Charter.

E. Other relevant laws: Section 19-195.1 of the NYC Administrative Code (Local Law 154 of 2019), New York Vehicle & Traffic Law Section 1111.

F. Types of individuals and entities likely to be affected: Cyclists, drivers, and the general public.

G. Approximate schedule: Second Quarter of FY 2027.

Agency Contact: Carl Sundstrom
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DIVISION OF SIDEWALK MANAGEMENT AND INSPECTION

2. SUBJECT: Updates to Newsrack Rules

- A. Anticipated contents: Amend the Highway Rules to update newsrack dimensions, construction materials, location, and placement standards; update penalty schedule.
- B. Reason: Newsrack rules have not been updated since 2016 and do not align with Local Law and current department practices.
- C. Objectives: Clarify and update obligations of newsrack owners and create a streamlined process to enforce against violations.
- D. Legal basis: Section 2903(a) of the New York City Charter.
- E. Other relevant laws: Local Law 120 (2024), Intro.69-A, and Section 19-128.1 of the NYC Administrative Code.
- F. Types of individuals and entities likely to be affected: Publishers and newsrack owners.
- G. Approximate schedule: Second Quarter of FY 2027.

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DIVISION OF LEGAL AFFAIRS-
OFFICE OF CITYSCAPE AND FRANCHISES

3. SUBJECT: Adopt-A-Planting

- A. Anticipated contents: Amend the Highway Rules to allow volunteers and/or sponsors to “adopt” and maintain certain planted areas within the right-of-way and establish an Adopt-A-Planting program similar to DOT’s Adopt-A-Highway program.
- B. Reason: As part of Vision Zero and the NYC Streets Plan, DOT currently manages multiple landscape maintenance contracts to maintain planted areas in medians/triangles, along bus corridors, and on step streets throughout the City. However, these contracts are at capacity, which prevents increasing the number of planted areas within the right-of-way. Sponsors and volunteers who participate in this proposed program would offset the cost associated with the maintenance of existing planted areas and allow DOT to utilize its limited maintenance resources where most needed. This proposed rule would allow for the beautification of new areas in the right-of-way, assist in storm water management, and enhance the quality of life for local residents and businesses nearby.
- C. Objectives: Create Adopt-A-Planting program requirements including application process and maintenance obligations and define areas eligible for adoption.
- D. Legal basis: Section 2903(a) of the New York City Charter.

- E. Other relevant laws: None.
- F. Types of individuals and entities likely to be affected: General public (volunteers), businesses (sponsors), and landscape maintenance contractors (providers).
- G. Approximate schedule: Second Quarter of FY 2027.

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4. SUBJECT: Updates to Dining Out NYC Rules

- A. Anticipated contents: Amend various sections of Chapter 5 of Title 34 of the Rules of the City of New York relating to revocable consents.
- B. Reason: As the Dining Out NYC enters its second full season, DOT has identified several potential improvements to the existing program rules based on experience to date. In addition, the NYC Council is contemplating an expansion of the Dining Out NYC program which, if passed, will necessitate updates to the existing rules.
- C. Objectives: To clarify and update the rules regarding sidewalk and roadway cafes.
- D. Legal basis: Section 364 of the New York City Charter, Local Law 121 of 2023.
- E. Other relevant laws: Local Law 121 of 2023.
- F. Types of individuals and entities likely to be subject to the proposed rule: Current and prospective participants in the Dining Out NYC program.
- G. Approximate schedule for adopting the proposed rule (e.g. first quarter of FY 2027): Third Quarter of FY 2027.

Agency Contact: Michelle Craven
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5. SUBJECT: Update Revocable Consent Rules

- A. Anticipated contents: Amend various sections of Chapter 7 of Title 34 of the Rules of the City of New York relating to revocable consents.
- B. Reason: The current DOT Revocable Consent Rules require updating, such as adding clearer and more concise language and clarifying certain categories of revocable consents. Some of these updates were identified through the City's Retrospective Rules Review; others were identified as part of a New York State Comptroller's audit of the Revocable Consents unit. In addition, the annual fees and filing fees need to be updated because they have not been updated for approximately twenty years.

- C. Objectives: To clarify and update the rules on revocable consents.
- D. Legal basis: Section 364 of the New York City Charter.
- E. Other relevant laws: None.
- F. Types of individuals and entities likely to be affected: Current revocable consent holders and prospective revocable consent holders.
- G. Approximate schedule: Third Quarter of FY 2027.

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**DIVISION OF THE CHIEF STRATEGY OFFICER-
SUSTAINABLE DELIVERY UNIT**

6. SUBJECT: Commercial Bicyclist Rules

- A. Anticipated contents: Amend the section 3-01 (“Penalty Schedule”) and section 4-12 of the Traffic Rules to include regulations applicable to businesses using bicycles for commercial purposes and delivery cyclists in the Title 34 of the Rules of the City of New York.
- B. Reason: Updates to the Commercial Bicycling Law (Local Law 133 (2025)) went into effect in April 2026 and include new regulations regarding bicycle safety courses, requirements for the commercial cyclist roster, standards for worker identification numbers, and new penalties for businesses that do not comply with the law. Rulemaking is needed to clarify how these legislative changes will be implemented.
- H. Objectives: Promulgate rules to align the Traffic Rules with the NYC Administrative Code and update the penalties associated with violations of those rules.
- C. Legal basis: Section 2903(a) of the New York City Charter.
- D. Other relevant laws: Local Law 133 (2025) and Section 10-157 of the NYC Administrative Code.
- E. Types of individuals and entities likely to be affected: Delivery cyclists and current and future businesses that employ or contract delivery cyclists.
- F. Approximate schedule for adopting the proposed rule: First Quarter of FY 2027.

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