

**New York City Department of Transportation**  
**Notice of Adoption**

**NOTICE OF ADOPTION** relating to the update of the New York City Department of Transportation's (DOT) "Traffic Rules" contained in Chapter 4 of Title 34 of the Rules of the City of New York.

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN** the Commissioner of the New York City Department of Transportation (DOT) by Sections 1043 and 2903(b) of the New York City Charter and in accordance with the requirements of Section 1043 of the New York City Charter that DOT hereby amends Chapter 4 of Title 34 of the Rules of the City of New York.

This rule was first published in the City Record on March 25, 2026 and a public hearing was held on April 24, 2026. DOT carefully reviewed two written comments that were submitted in response to the proposed rule. One comment posed a question and the other comment provided feedback for an unrelated traffic rule regarding abandoned bicycles. For these reasons, DOT made no changes to the proposed rule after the public hearing.

**Statement of Basis and Purpose of Adopted Rule**

The Commissioner of the New York City Department of Transportation ("DOT") is authorized to promulgate rules regarding parking and traffic operations in the City pursuant to Section 2903(a) of the New York City Charter. The rules that DOT has adopted will be contained within Chapter 4 of Title 34 of the Rules of the City of New York ("Traffic Rules").

The adopted rule addresses two existing and interrelated problems on NYC streets: cluttered sidewalks and the need for additional, secure bicycle and scooter parking. The adopted rule clarifies that a City-owned bicycle rack is exclusively for the parking of bicycles, including e-bikes, and scooters, including electric scooters. The rule also provides an enforcement mechanism by authorizing DOT or its designated agent to remove any personal property, other than a bicycle or scooter, that is attached to a City-owned bicycle rack. Specifically, the adopted amendments are as follows:

- Section 4-01(b) ("Words & Phrases Defined") is amended by adding definitions of "City-owned bicycle rack" and "Scooter."
- Section 4-12(p)(7) is amended by changing "city owned bike-rack" to "City-owned bicycle rack" for consistency purposes and to clarify that this paragraph applies to scooters as well as bicycles.
- Subdivision (p) of Section 4-12 is amended by adding a new paragraph (9) prohibiting a person from securing, leaving, storing, or placing personal property other than a bicycle or scooter on any City-owned bicycle rack.

New material is underlined.

[Deleted material is in brackets.]

**Section 1. Subdivision (b) of section 4-01 of chapter 4 of Title 34 of the Rules of the City of New York is amended by adding new definitions in alphabetical order to read as follows:**

**City-owned bicycle rack.** “City-owned bicycle rack” means a permanent structure installed by the New York City Department of Transportation on the right of way for the purpose of providing temporary secure parking for bicycles and scooters.

**Scooter.** “Scooter” means a device weighing less than one hundred pounds that has handlebars, a floorboard or a seat that can be stood or sat upon by the operator, and can be propelled by human power. For the purposes of these rules, the term scooter includes electric scooters.

**§ 2. Paragraph (7) of subdivision (p) of section 4-12 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:**

(7) No person or such person's agent or employee shall leave unattended, or permit to be left unattended, any bicycle or scooter, whether or not owned by such person, in any [city owned bike-rack] City-owned bicycle rack within the jurisdiction of the [department] Department of [transportation] Transportation in excess of seven consecutive days. A notice may be affixed to any unattended bicycle or scooter advising that the bicycle or scooter must be removed within seven days from the date of the notice. This notice shall also state that the failure to remove the unattended bicycle or scooter within the designated time period will result in the removal of the unattended bicycle or scooter by the [department] Department of [transportation] Transportation, the [police department] Police Department, or any other agency delegated by the [department] Department of [transportation] Transportation. Nothing in this section [shall preclude] precludes the immediate removal of any bicycle or scooter, or the taking of any other action by any agency if the presence of such bicycle or scooter, creates a dangerous condition by restricting vehicular or pedestrian traffic. Bicycles or scooters removed pursuant to this paragraph shall be treated as lost property pursuant to article 7-B of the Personal Property Law.

**§ 3. Subdivision (p) of Section 4-12 of Chapter 4 of Title 34 of the Rules of the City of New York is amended by adding a new paragraph (9) to read as follows:**

(9) No person shall park, leave, store, or otherwise place any personal property, other than a bicycle or scooter, in any City-owned bicycle rack. A notice may be affixed to any personal property in a City-owned bicycle rack advising that the property must be removed within seven days from the date of the notice. This notice shall also state that the failure to remove the property within the designated time period will result in the removal of the property by the Department of Transportation, the Police Department, or any other agency delegated by the Department of Transportation. In the event of construction, street repaving, streetscape redesign, or special events, including but not limited to film shoots, street fairs, parades, races, or block parties, the Department shall make best efforts to provide notice before removing personal property attached to a City-owned bicycle rack but may remove such property without notice where notice is not practicable. Nothing in this section precludes the immediate removal of any personal property or the taking of any other action by any agency with respect to such

property if the presence of such property creates a dangerous condition by restricting vehicular or pedestrian traffic. Personal property removed pursuant to this paragraph shall be treated as lost property pursuant to article 7-B of the Personal Property Law.