

**ARTICLE I**  
**General Provisions**

\* \* \*

**Chapter 2**  
**Construction of Language and Definitions**

\* \* \*

**12-10**  
**DEFINITIONS**

\* \* \*

**Sidewalk cafe**

A "sidewalk cafe" is a portion of an eating or drinking place that is located on a public sidewalk, as defined in Section 20-223, subdivision (a), of the Administrative Code, and is either an #enclosed#, #unenclosed# or small #sidewalk cafe#, as defined herein.

**Sidewalk cafe, enclosed**

An "enclosed sidewalk cafe" is a #sidewalk cafe# that is contained within a structure constructed predominantly of light materials such as glass, slow-burning plastic, or lightweight metal.

**Sidewalk cafe, small**

A "small sidewalk cafe" is an #unenclosed sidewalk café# containing no more than a single row of tables and chairs adjacent to the #street line# where such tables and chairs occupy a space on the sidewalk no greater than 4½ feet from the #street line#.

**Sidewalk cafe, unenclosed**

An "unenclosed sidewalk cafe" is a space on the sidewalk that contains readily removable tables, chairs or railings with no overhead coverage other than umbrellas or a retractable awning that is affixed to the building wall and does not extend further than the width of the #unenclosed sidewalk cafe#.

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## **Chapter 4 Sidewalk Cafe Regulations**

### **14-00 GENERAL PURPOSES**

The sidewalk cafe regulations as established in this Resolution are city-wide regulations, designed to encourage sidewalk cafes in locations where they are appropriate, discourage them in locations where they are inappropriate, and promote and protect public health, safety, general welfare and amenity. These general goals include, among others, the following specific purposes:

- (a) To ensure adequate space for pedestrians on the sidewalk adjacent to sidewalk cafes.
- (b) To promote sidewalk cafes as visual amenities that better relate to the streetscape.
- (c) To preserve and enhance the character of neighborhoods throughout the City.
- (d) To simplify administrative regulations and strengthen enforcement procedures for sidewalk cafes and ensure that such requirements are effective, efficient and enforceable.
- (e) To promote the most desirable use of land and thus to conserve the value of land and buildings and thereby protect the City's tax revenues.

### **14-01 General Provisions**

In harmony with the general purpose and intent of this Resolution, and the general purposes of the #sidewalk cafe# regulations, certain specified regulations concerning area eligibility, sidewalk locational criteria and physical criteria for #sidewalk cafes#, in general, and specifically for #enclosed sidewalk cafes#, are herein established.

The three types of #sidewalk cafes# that are permitted by the regulations of this Chapter and defined in Section 12-10 (DEFINITIONS) are #enclosed sidewalk cafes#, #unenclosed sidewalk cafes# and #small sidewalk cafes#.

The amendments to Article I, Chapter 4, adopted by the City Council on January 29, 2003, shall become effective March 27, 2003.

Physical criteria, including structural and operational requirements for #sidewalk cafes#, and #unenclosed sidewalk cafes# in particular, shall be regulated by the Department of Consumer Affairs and found in Title 6, Chapter 2, Subchapter F., of the Rules of the City of New York. Licenses for all #sidewalk cafes# must be obtained from the Department of Consumer Affairs, or its successor.

### **14-011**

## **Sidewalk cafe locations**

#Sidewalk cafes# may be located in all R10H Districts, in all #Commercial Districts# other than C3 Districts and in all #Manufacturing Districts# other than M1-5A or M1-5B Districts south of Houston Street, except in those areas where #sidewalk cafes# are specifically prohibited or permitted, as provided in Section 14-40 (AREA ELIGIBILITY FOR SIDEWALK CAFES).

The following Sections identify #streets#, areas, special districts and malls or portions of #streets# for which special area eligibility regulations apply:

- Section 14-41 - (Locations Where Certain Sidewalk Cafes Are Not Permitted)
- Section 14-42 - (Locations Where Enclosed Sidewalk Cafes Are Not Permitted)
- Section 14-43 - (Locations Where Only Small Sidewalk Cafes Are Permitted)
- Section 14-44 - (Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted)
- Section 14-45 - (Street Malls Where Certain Sidewalk Cafes Are Permitted).

#Sidewalk cafes# shall be permitted in Historic Districts or in designated Landmark Buildings only if such #sidewalk cafe# is approved by the Landmarks Preservation Commission.

### **14-10 ENCLOSED SIDEWALK CAFES**

#### **14-11 Locational Criteria for Enclosed Sidewalk Cafes**

The regulations of this Section, governing clear path, clearance at intersection of #streets#, clearance from large obstructions and minimum distance between two cafes shall apply to all #enclosed sidewalk cafes#.

(a) Clear path

There shall be a minimum of 8 feet, 0 inches clear distance or 50 percent of the sidewalk width, whichever is greater, free of all obstructions, in order to allow adequate pedestrian movement.

The minimum distance shall be measured from the portion of the #enclosed sidewalk cafe# frontage that is nearest either the curb line or the nearest obstruction. In no event

may recesses in the #enclosed sidewalk cafe# frontage be used to satisfy this unobstructed width requirement, except that the corners of the #enclosed sidewalk cafe# may be rounded or mitered. A clearance of 8 feet, 0 inches shall be maintained around the corners of #enclosed sidewalk cafes#, measured in radius.

For the purpose of the minimum clear path, but not the clearance from corners of #enclosed sidewalk cafes#, parking meters, traffic signs, and trees that have gratings flush to grade, without fences or guards, shall not count as obstructions.

In the case of a #street# for which a mall plan or other special plan has been adopted, the clear path requirements pursuant to this Section shall be deemed satisfied if there is not less than an 8 feet, 0 inches clear path.

(b) Clearance at intersections of street line

There shall be a minimum of 9 feet, 0 inches clearance, free of all obstructions with no exception, measured from the outer edge of the #enclosed sidewalk cafe# to the curbside obstacle. The corner of the #enclosed sidewalk cafe# wall may be rounded or mitered. Such distance shall be measured from the outer edge of the #enclosed sidewalk cafe# to either the curb line or the nearest obstruction.

(c) Clearance from large obstructions

All #enclosed sidewalk cafes# shall be a minimum of 15 feet from large obstructions. For the purposes of this Section, large obstructions shall be bus stop shelters, newsstands, subway entrances or any other object greater than 15 square feet in area. The closed end of a subway entrance located along the #front lot line# may abut an #enclosed sidewalk cafe#.

(d) Minimum distance between enclosed sidewalk cafes

There shall be a minimum distance of 40 feet between the near end walls of two #enclosed sidewalk cafes# if an entrance to a ground floor #commercial use#, other than an entrance to the eating or drinking place associated with either #enclosed sidewalk cafe#, is located between them.

There shall be a minimum distance of 15 feet between the near end walls of two #enclosed sidewalk cafes# if an entrance to a ground floor non-#commercial use#, or a #use# located above or below the ground floor, other than an entrance to the eating or drinking place associated with either #enclosed sidewalk cafe#, is located between them.

## 14-12

### Physical Criteria for Enclosed Sidewalk Cafes

## 14-121

### Structural requirements for enclosed sidewalk cafes

The regulations of this Section governing certain structural and operational requirements shall apply to all #enclosed sidewalk cafes#.

(a) Ceiling

The ceiling of an #enclosed sidewalk cafe# shall be of incombustible materials, including colored or colorless safety glass or fabric which has been treated to be fire resistant as approved by the Department of Buildings.

At no point shall the height of the ceiling of an #enclosed sidewalk cafe# be lower than 7 feet, 0 inches above the floor of the #sidewalk cafe#.

(b) Transparency - exterior walls

An #enclosed sidewalk cafe# may provide a base wall of opaque material up to a maximum height of 12 inches from the finished floor level. The base wall shall include any horizontal structural members that support transparent materials above.

All enclosing walls, doors and windows, except for the structural members, above finished floor level or base wall as provided in this Section, up to a height of 7 feet, 0 inches above finished floor level, must be of colorless, untinted, non-reflective, transparent material, as approved by the Department of Buildings. In order to maximize transparency, the horizontal as well as vertical structural members shall not be sized more than 10 inches wide.

At least 50 percent of the walls, up to a height of 7 feet, 0 inches above finished floor level, shall consist of operable transparent windows.

(c) Elevation

The #enclosed sidewalk cafe# floor shall not be more than seven inches above the level of the adjoining sidewalk.

In the event of a major grade change, however, the City Planning Commission may, by certification, permit the floor level to be more than seven inches above the level of the adjoining sidewalk.

(d) Designated boundaries

No portion of #enclosed sidewalk cafes#, such as doors, windows, walls or any objects placed within an #enclosed sidewalk cafe#, shall swing or project beyond the designated exterior perimeter of the #enclosed sidewalk cafe#. However, fire exit doors that are used exclusively as emergency fire exit doors shall be exempt from this provision.

(e) Fixtures

The furnishings of the interior of an #enclosed sidewalk cafe# shall consist solely of moveable tables, chairs and decorative accessories. No objects, except lighting fixtures and HVAC installations, may be permanently affixed onto any portion of the wall of the #enclosed sidewalk cafe#. In no event shall such objects penetrate the exterior perimeter of the wall or the roof of the #enclosed sidewalk cafe# or impede the transparency as required by this Chapter. The exhaust for such HVAC installations on the adjacent walls shall not be less than 10 feet above #curb level#.

(f) Refuse storage area

No structure or enclosure to accommodate the storage of garbage may be erected or placed adjacent to or separate from the #enclosed sidewalk cafe# on the public right-of-way.

**14-122**

**Access for persons with physical disabilities**

An #enclosed sidewalk cafe# or its restaurant shall be directly accessible to persons with physical disabilities. In the event the main restaurant has provided such access, the #enclosed sidewalk cafe# shall be accessible to persons with disabilities from the interior of the restaurant.

In order to ensure access for persons with physical disabilities:

- (a) at least one door leading into the #enclosed sidewalk cafe# or restaurant from the adjoining sidewalk shall be not less than three feet wide, clear; and
- (b) a ramp with non-skid surface, if there is change of grade, having a minimum width of three feet and a slope of not greater than 1 in 12, shall be provided. Such ramp may be of portable type for #enclosed sidewalk cafes# that are six feet wide or less, except if such #sidewalk cafe# is at least 180 square feet in area.

**14-123**

**Signage**

No #signs# are permitted on an #enclosed sidewalk cafe#, except that the name and type of establishment may be placed upon the glass wall but shall not obscure the required transparency.

#### **14-124**

##### **Music and noise amplification**

Musical instruments or sound reproduction devices shall not be operated or used within an #enclosed sidewalk cafe# for any purpose.

#### **14-13**

##### **Special Permit Modifications of Locational or Physical Criteria for Enclosed Sidewalk Cafes**

In all #Commercial# or #Manufacturing Districts#, where #enclosed sidewalk cafes# are permitted in accordance with the provisions of this Chapter, the City Planning Commission may permit, upon application, modifications to the locational or physical criteria regulations for #enclosed sidewalk cafes#, except that there shall be no modification of Sections 14-41 (Locations Where Certain Sidewalk Cafes Are Not Permitted), 14-42 (Locations Where Enclosed Sidewalk Cafes Are Not Permitted), 14-44 (Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted) and 14-45 (Street Malls Where Certain Sidewalk Cafes Are Permitted), provided the Commission finds that:

- (1) the #enclosed sidewalk cafe# is developed consistent with the general purposes and objectives of this Chapter;
- (2) any proposed modification to the requirements of this Chapter will result in good overall design and enhance the general character of the #street# and the neighborhood;
- (3) any proposed modifications to the requirements of this Chapter will not cause a serious adverse effect on pedestrian traffic;
- (4) the restaurant or #enclosed sidewalk cafe# provides access for persons with disabilities;
- (5) where a proposed #enclosed sidewalk cafe# is located between two existing stoops, it will not project beyond the stoops; and
- (6) modifications to the provisions of paragraph (a) of Section 14-11 (Locational Criteria for Enclosed Sidewalk Cafes) shall be limited to the minimum clear path for a proposed #enclosed sidewalk cafe# that would be located on a #street# with a special pedestrian plan.

#### **14-20**

##### **UNENCLOSED SIDEWALK CAFES**

Physical criteria for #unenclosed sidewalk cafes#, including structural and operational requirements, shall be regulated by the Department of Consumer Affairs pursuant to the Rules of the City of New York as described in Section 14-01 (General Provisions). #Small sidewalk cafes#, however, shall also conform to the requirements of Section 14-30.

#### **14-30**

## **SMALL SIDEWALK CAFES**

#Small sidewalk cafes# shall be subject to the regulations of Section 14-01 (General Provisions), and, in addition, shall comply with the requirements for the definition of #small sidewalk cafes# in Section 12-10 as well as the following physical criteria:

- (a) no form of serving station or any other type of furniture, other than the single row of tables and chairs set adjacent to the #street line#, may be placed within that space occupied by a #small sidewalk cafe#;
- (b) there shall be no railing, structure or other form of barrier between a #small sidewalk cafe# and the remaining area of the sidewalk; and
- (c) there shall be no overhead coverage other than a retractable awning that is affixed to the building wall and does not extend further than 4½ feet.

#Small sidewalk cafes# are permitted wherever #sidewalk cafes# may be located pursuant to the requirements of 14-011. Section 14-43 (Streets Where Only Small Sidewalk Cafes Are Permitted) lists specific #streets# and areas where no #sidewalk cafes# other than #small sidewalk cafes# may be located.

### **14-40 AREA ELIGIBILITY FOR SIDEWALK CAFES**

In addition to the general eligibility criteria for #sidewalk cafes# in Section 14-011 (Sidewalk cafe locations), this Section identifies those locations where specific area eligibility regulations apply, subject to the underlying zoning.

#Enclosed# and #unenclosed sidewalk cafes# are not permitted on the streets and areas listed in Sections 14-41 (Locations Where Certain Sidewalk Cafes Are Not Permitted) and #enclosed sidewalk cafes# are not permitted on the streets listed in 14-42 (Locations Where Enclosed Sidewalk Cafes Are Not Permitted).

In all special zoning districts, #enclosed# and #unenclosed sidewalk cafes#, other than #small sidewalk cafes# pursuant to Section 14-43 (Locations Where Only Small Cafes Are Permitted), shall not be permitted, except as indicated in Section 14-44 (Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted).

In addition to the #streets# where all #sidewalk cafes# may be located as listed in Section 14-011, #small sidewalk cafes# shall be permitted on the #streets#, portions of #streets#, areas and special zoning districts listed in Section 14-43.

For the purposes of this Chapter, the length of a #street# shall run the full #block# to the nearest intersections with cross #streets#, unless otherwise stated.

Areas bounded by #streets# shall include both sides of such #streets# and shall be subject to the regulations of this Chapter pertaining to such areas, subject to the underlying zoning. When a #street# forms the boundary of a special district, however, only that side of the street located within the special district shall be subject to the regulations pertaining to the special district.

#### **14-41**

#### **Locations Where Certain Sidewalk Cafes Are Not Permitted**

No #enclosed# or #unenclosed# sidewalk cafes shall be permitted on any of the following #streets#, portions of #streets# and areas, except that #small sidewalk cafes# may be permitted pursuant to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

#### **City Wide**

All #streets# with elevated rail transit lines, unless specifically permitted in Section 14-43.

#### **Manhattan**

All streets bounded by 38th Street on the south, 59th Street on the north, Third Avenue on the east and Eighth Avenue on the west

Bowery - from East Broadway to Canal Street

Elizabeth Street - from Bayard Street to Canal Street

Pell Street - the entire length

Mott Street - from Park Row to Canal Street

Mulberry Street - from Worth Street to Canal Street

Bayard Street - the entire length

Doyers Street - the entire length

All streets facing Chatham Square

Canal Street - the entire length

Orchard Street - from Canal Street to Houston Street

Delancey Street - from Norfolk Street to Bowery

Eighth Street - from Avenue A to Sixth Avenue

14<sup>th</sup> Street - from Second Avenue to Eighth Avenue

23<sup>rd</sup> Street - from the East River to Eighth Avenue

31<sup>st</sup> Street - from Fifth Avenue to Eighth Avenue

32<sup>nd</sup> Street - from Fifth Avenue to Eighth Avenue

33<sup>rd</sup> Street - from Fifth Avenue to Eighth Avenue

34<sup>th</sup> Street - from the East River to Eighth Avenue

42<sup>nd</sup> Street - from the East River to Eighth Avenue

All #streets# or portions of #streets# bounded by 43<sup>rd</sup> Street on the south, 45<sup>th</sup> Street on the north, Eighth Avenue on the east and, on the west, a line 150 feet west of Eighth Avenue

57<sup>th</sup> Street - from the East River to Eighth Avenue

58<sup>th</sup> Street - from the East River to Eighth Avenue

59<sup>th</sup> Street - from the East River to Fifth Avenue

59<sup>th</sup> Street - from Sixth Avenue to Columbus Circle

All streets bounded by 59<sup>th</sup> Street on the south, 61<sup>st</sup> Street on the north, Fifth Avenue on the west and a line 125 feet east of Fifth Avenue on the east

60<sup>th</sup> Street - from Third Avenue to Fifth Avenue  
61<sup>st</sup> Street - from Third Avenue to Fifth Avenue  
62<sup>nd</sup> Street - from Second Avenue to Fifth Avenue  
63<sup>rd</sup> Street - from Second Avenue to Fifth Avenue  
68<sup>th</sup> Street - from First Avenue to Fifth Avenue  
72<sup>nd</sup> Street - from the East River to Fifth Avenue  
77<sup>th</sup> Street - from First Avenue to Fifth Avenue  
79<sup>th</sup> Street - from the East River to Fifth Avenue  
86<sup>th</sup> Street - from the East River to Fifth Avenue  
116<sup>th</sup> Street - from Malcolm X Boulevard to Frederick Douglass Boulevard  
First Avenue - from 48<sup>th</sup> Street to 59<sup>th</sup> Street.  
Third Avenue - from 59<sup>th</sup> Street to 62<sup>nd</sup> Street  
Lexington Avenue - the entire length  
Park Avenue - the entire length from 38<sup>th</sup> Street, northward  
Madison Avenue - the entire length  
Fifth Avenue - from Washington Square North to 61<sup>st</sup> Street  
Sixth Avenue - from 31<sup>st</sup> Street to 38<sup>th</sup> Street  
Broadway - from 31<sup>st</sup> Street to 38<sup>th</sup> Street  
Seventh Avenue - from 31<sup>st</sup> Street to 38<sup>th</sup> Street  
Eighth Avenue - from 31<sup>st</sup> Street to 38<sup>th</sup> Street  
Herald Square.

### **Brooklyn**

13th Avenue - from 39th Street to New Utrecht Avenue  
86th Street - from 3rd Avenue to Gowanus Expressway  
Court Street - from Schermerhorn Street to Montague Street.

### **Queens**

82nd Street - from 34th Avenue to 41st Avenue  
Austin Street - from Yellowstone Boulevard to Ascan Avenue  
Junction Boulevard - from Northern Boulevard to 41st Avenue  
Roosevelt Avenue - from Union Street to Prince Street .

### **14-42**

#### **Locations Where Enclosed Sidewalk Cafes Are Not Permitted**

No #enclosed sidewalk cafe# shall be permitted on any of the following #streets#:

### **Manhattan**

Bleecker Street - from Bank Street to Mercer Street  
Central Park South - from Fifth Avenue to Sixth Avenue

Park Avenue South and Park Avenue - from 31<sup>st</sup> Street to 38<sup>th</sup> Street.

## **14-43**

### **Locations Where Only Small Sidewalk Cafes Are Permitted**

#Small sidewalk cafes# may be located wherever #sidewalk cafes# are permitted, pursuant to Section 14-011 (Sidewalk cafe locations). In addition, only #small sidewalk cafes# shall be allowed on the following #streets#, subject to the underlying zoning:

#### **Manhattan**

Orchard Street - from Canal Street to Houston Street

Delancey Street - from Norfolk Street to the Bowery

Centre Street - from Canal Street to Spring Street

Lafayette Street - from Canal Street to Houston Street

Sixth Avenue - from Canal Street to a line 100 feet south of Spring Street

Special Union Square Special District\*

14<sup>th</sup> Street - from Second Avenue to Irving Place

14<sup>th</sup> Street - from a line 100 feet west of University Place to Eighth Avenue

23<sup>rd</sup> Street - from the East River to Eighth Avenue

31<sup>st</sup> Street - from Fifth Avenue to a line 200 feet east of Broadway

Special Jacob K. Javits Convention Center District

34<sup>th</sup> Street - from the East River to Fifth Avenue

35<sup>th</sup> Street - from a line 150 feet east of Fifth Avenue to a line 150 feet east of Sixth Avenue

36<sup>th</sup> Street - from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue

37<sup>th</sup> Street - from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue

37<sup>th</sup> Street - from a line 150 feet east of Sixth Avenue to Broadway

38<sup>th</sup> Street - from Third Avenue to Seventh Avenue

39<sup>th</sup> Street - from Exit Street to Seventh Avenue

40<sup>th</sup> Street - from a line 100 feet east of Exit Street to Broadway

41<sup>st</sup> Street - from a line 100 feet east of Exit Street to Third Avenue

42<sup>nd</sup> Street - from the First Avenue to Third Avenue

42<sup>nd</sup> Street - from Fifth Avenue to a line 275 feet east of Sixth Avenue

All #streets# bounded by 43<sup>rd</sup> Street on the south, 46<sup>th</sup> Street on the north, a line 200 feet east of Third Avenue on the east and Third Avenue on the west

43<sup>rd</sup> Street - from Fifth Avenue to Sixth Avenue

44<sup>th</sup> Street - from Fifth Avenue to Sixth Avenue

45<sup>th</sup> Street - from Fifth Avenue to Sixth Avenue

46<sup>th</sup> Street - from Fifth Avenue to Sixth Avenue

47<sup>th</sup> Street - from a line 200 feet east of Third Avenue to Third Avenue

48<sup>th</sup> Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

49<sup>th</sup> Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

50<sup>th</sup> Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

51<sup>st</sup> Street - from a line 150 feet east of Third Avenue to Eighth Avenue

52<sup>nd</sup> Street - from a line 160 feet east of Third Avenue to Eighth Avenue

53<sup>rd</sup> Street - from a line 160 feet east of Third Avenue to Eighth Avenue  
 54<sup>st</sup> Street - from a line 150 feet east of Third Avenue to Eighth Avenue  
 55<sup>th</sup> Street - from a line 100 feet west of Second Avenue to Eighth Avenue  
 56<sup>th</sup> Street - from a line 100 feet west of Second Avenue to Eighth Avenue  
 57<sup>th</sup> Street - from the East River to Eighth Avenue  
 58<sup>th</sup> Street - from the East River to Eighth Avenue  
 59<sup>th</sup> Street - from the East River to Second Avenue  
 59<sup>th</sup> Street (Central Park South) - from Sixth Avenue to Columbus Circle  
 60<sup>th</sup> Street - from Lexington Avenue to Fifth Avenue  
 61<sup>st</sup> Street - from Third Avenue to Fifth Avenue  
 62<sup>nd</sup> Street - from Second Avenue to Fifth Avenue  
 63<sup>rd</sup> Street - from Second Avenue to Fifth Avenue  
 116<sup>th</sup> Street - from Malcolm X Boulevard to Frederick Douglass Boulevard  
 First Avenue - from 48<sup>th</sup> Street to 56<sup>th</sup> Street  
 Third Avenue - from 38<sup>th</sup> Street to 62<sup>nd</sup> Street  
 Lexington Avenue - from a line 100 feet south of 23<sup>rd</sup> Street to a line 100 feet north of 34<sup>th</sup> Street  
 Lexington Avenue - the entire length from a line 100 feet north of 96<sup>th</sup> Street, northward  
 Park Avenue - from 38<sup>th</sup> Street to 40<sup>th</sup> Street  
 Park Avenue - from 48<sup>th</sup> Street to 60<sup>th</sup> Street  
 Park Avenue - the entire length from a line 100 feet north of 96<sup>th</sup> Street, northward  
 Madison Avenue - from 23<sup>rd</sup> Street to 38<sup>th</sup> Street  
 Madison Avenue - from 59<sup>th</sup> Street to 61<sup>st</sup> Street  
 Special Madison Avenue Preservation District \*\*  
 Madison Avenue - the entire length from a line 100 feet north of 96<sup>th</sup> Street, northward  
 Fifth Avenue - from 12<sup>th</sup> Street to 33<sup>rd</sup> Street  
 Fifth Avenue - from 59<sup>th</sup> Street to 61<sup>st</sup> Street  
 Sixth Avenue - from 36<sup>th</sup> Street to 42<sup>nd</sup> Street  
 Sixth Avenue - from 150 feet north of 42<sup>nd</sup> Street to 48<sup>th</sup> Street  
 Sixth Avenue - from 50<sup>th</sup> Street to Central Park South  
 Seventh Avenue - from 50<sup>th</sup> Street to Central Park South  
 Broadway - from 36<sup>th</sup> Street to 40<sup>th</sup> Street  
 Broadway - from 50<sup>th</sup> Street to Columbus Circle  
 Columbus Circle - from Eighth Avenue, westward, to Broadway.

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\* #Small sidewalk cafes# are not allowed on 14<sup>th</sup> Street

\*\* #Small sidewalk cafes# are not allowed on 86<sup>th</sup> Street

#### 14-44

#### **Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted**

#Enclosed# or #unenclosed# #sidewalk cafes# shall be permitted, as indicated, in the following special zoning districts, where allowed by the underlying zoning. #Small sidewalk cafes#, however, may be located on #streets# or portions of #streets# within special zoning districts pursuant to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

Manhattan	Enclosed Sidewalk Cafe	Unenclosed Sidewalk Cafe
Battery Park City District	Yes	Yes
Clinton District	Yes	Yes
Limited Commercial District	No	No*
Lincoln Square District	No	Yes
Little Italy District	No	Yes
Lower Manhattan District	No	Yes**
Transit Land Use District	Yes	Yes
Tribeca Mixed Use District	Yes	Yes
United Nations Development District	No	Yes

\* #Unenclosed sidewalk cafes# are allowed on Greenwich Avenue

\*\* #Unenclosed sidewalk cafes# are not allowed on State, Whitehall or Chambers Streets or Broadway

Brooklyn	Enclosed Sidewalk Cafe	Unenclosed Sidewalk Cafe
Bay Ridge District	Yes	Yes
Coney Island Mixed Use District	Yes	Yes
Downtown Brooklyn District	Yes	Yes
Franklin Street Mixed Use District	Yes	Yes
Northside Mixed Use District	Yes	Yes
Ocean Parkway District*	Yes	Yes
Sheepshead Bay District	No	Yes

\* #Sidewalk cafes are not allowed on Ocean Parkway

Bronx	Enclosed Sidewalk Cafe	Unenclosed Sidewalk Cafe
City Island District	No	Yes

Staten Island	Enclosed Sidewalk Cafe	Unenclosed Sidewalk Cafe
South Richmond Development District	Yes	Yes

## 14-45

### Street Malls Where Certain Sidewalk Cafes Are Permitted

#Sidewalk cafes# are permitted as indicated in the following malls where allowed by the underlying zoning:

Manhattan	Enclosed Sidewalk Cafe	Unenclosed Sidewalk Cafe
Mulberry Street Mall	No	Yes
Nassau Street Mall	No	Yes

<u>Brooklyn</u>	<u>Enclosed Sidewalk Cafe</u>	<u>Unenclosed Sidewalk Cafe</u>
Fulton Street Mall*	No	Yes

\* #Enclosed sidewalk cafes# are allowed along DeKalb Avenue

<u>Queens</u>	<u>Enclosed Sidewalk Cafe</u>	<u>Unenclosed Sidewalk</u>
Far Rockaway Beach 20th Street	<u>Cafe</u> No	Yes