

# ZONING RESOLUTION Web Version

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## THE CITY OF NEW YORK



THE CITY OF NEW YORK  
Bill de Blasio, Mayor

CITY PLANNING COMMISSION  
Marisa Lago, Chair

## Article I: General Provisions Chapter 4 - Sidewalk Cafe Regulations

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CITY PLANNING COMMISSION  
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(1/10/80)

**Chapter 4**  
**Sidewalk Cafe Regulations**

(5/5/04)

**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.

(5/5/04)

**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.

(5/5/04)

#### **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# only where eating or drinking establishments are permitted, as modified by special eligibility regulations set forth in Sections 14-40 through 14-45, inclusive. These sections identify #streets#, areas, special districts and malls or portions of #streets# for which special area eligibility regulations apply:

Section 14-40 - (AREA ELIGIBILITY FOR SIDEWALK CAFES)

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.

(5/5/04)

#### **14-10**

##### **ENCLOSED SIDEWALK CAFES**

(2/2/11)

#### **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.

(5/5/04)

**14-12**

**Physical Criteria for Enclosed Sidewalk Cafes**

(5/5/04)

**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.

(5/5/04)

**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.

(5/5/04)

**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.

(5/5/04)

**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.

(5/5/04)

**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:

- (a) the #enclosed sidewalk cafe# is developed consistent with the general purposes and objectives of this Chapter;
- (b) 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;



- (c) any proposed modifications to the requirements of this Chapter will not cause a serious adverse effect on pedestrian traffic;
- (d) the restaurant or #enclosed sidewalk cafe# provides access for persons with disabilities;
- (e) where a proposed #enclosed sidewalk cafe# is located between two existing stoops, it will not project beyond the stoops; and
- (f) 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.

(5/5/04)

#### **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.

(5/5/04)

#### **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 4 feet, 6 inches.

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

(5/5/04)

#### **14-40**

##### **AREA ELIGIBILITY FOR SIDEWALK CAFES**

Sections 14-40 through 14-45 identify those locations where specific area eligibility regulations apply.

For the purposes of Sections 14-40 through 14-45, 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. 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.

#Sidewalk cafes# shall only be allowed to locate along the length of a #street# or within the area bounded by #streets#, as set forth in Sections 14-40 through 14-45, where the applicable #use# regulations of the district allow eating and drinking establishments, either as-of-right, by certification or by authorization or special permit.

(7/28/11)

#### **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).

Citywide:

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  
All #streets# within the M1-5A and M1-5B Districts south of Houston Street

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 the Bowery

Eighth Street – from Avenue A to Sixth Avenue

14th Street – from Second Avenue to Eighth Avenue

23rd Street – from the East River to Eighth Avenue

31st Street – from Fifth Avenue to Eighth Avenue

32nd Street – from Fifth Avenue to Eighth Avenue

33rd Street – from Fifth Avenue to Eighth Avenue

34th Street – from the East River to Eighth Avenue

42nd Street – from the East River to Eighth Avenue

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

57th Street – from the East River to Eighth Avenue

58th Street – from the East River to Eighth Avenue

59th Street – from the East River to Fifth Avenue

59th Street – from Sixth Avenue to Columbus Circle

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

60th Street – from Third Avenue to Fifth Avenue

61st Street – from Third Avenue to Fifth Avenue

62nd Street – from Second Avenue to Fifth Avenue

63rd Street – from Second Avenue to Fifth Avenue

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

Brooklyn:

13th Avenue – from 39th Street to New Utrecht Avenue  
86th Street – from Third 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  
Skillman Avenue – from 43rd Street to 56th Street.

(5/5/04)

**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 31st Street to 38th Street.

(5/22/13)

#### **14-43**

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

#Small sidewalk cafes# may be located wherever #sidewalk cafes# are permitted. In addition, only #small sidewalk cafes# shall be allowed on the following #streets#, notwithstanding any regulations set forth in Sections 14-41 or 14-42 prohibiting certain #sidewalk cafes# on such #streets#.

#### **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 District<sup>1</sup>

14th Street – from Second Avenue to Irving Place

14th Street – from a line 100 feet west of University Place to Eighth Avenue

23rd Street – from the East River to Eighth Avenue

31st Street – from Fifth Avenue to a line 200 feet east of Broadway

34th Street – from the East River to Fifth Avenue

35th Street – from a line 150 feet east of Fifth Avenue to a line 150 feet east of Sixth Avenue

36th Street – from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue

37th Street – from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue

37th Street – from a line 150 feet east of Sixth Avenue to Broadway

38th Street – from Third Avenue to Seventh Avenue

39th Street – from Exit Street to Seventh Avenue

40th Street – from a line 100 feet east of Exit Street to Broadway

41st Street – from a line 100 feet east of Exit Street to Third Avenue

42nd Street – from First Avenue to Third Avenue

42nd Street – from Fifth Avenue to a line 275 feet east of Sixth Avenue

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

43rd Street – from Fifth Avenue to Sixth Avenue

44th Street – from Fifth Avenue to Sixth Avenue

45th Street – from Fifth Avenue to Sixth Avenue

46th Street – from Fifth Avenue to Sixth Avenue

47th Street – from a line 200 feet east of Third Avenue to Third Avenue

48th Street – from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

49th Street – from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

50th Street – from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

51st Street – from a line 150 feet east of Third Avenue to Eighth Avenue

52nd Street – from a line 160 feet east of Third Avenue to Eighth Avenue

53rd Street – from a line 160 feet east of Third Avenue to Eighth Avenue

54th Street – from a line 150 feet east of Third Avenue to Eighth Avenue

55th Street – from a line 100 feet west of Second Avenue to Eighth Avenue

56th Street – from a line 100 feet west of Second Avenue to Eighth Avenue

57th Street – from the East River to Eighth Avenue

58th Street – from the East River to Eighth Avenue

59th Street – from the East River to Second Avenue

59th Street (Central Park South) – from Sixth Avenue to Columbus Circle

60th Street – from Lexington Avenue to Fifth Avenue

61st Street – from Third Avenue to Fifth Avenue

62nd Street – from Second Avenue to Fifth Avenue

63rd Street – from Second Avenue to Fifth Avenue

86th Street – from First Avenue to a line 125 feet east of Second Avenue, south side only

116th Street – from Malcolm X Boulevard to Frederick Douglass Boulevard

Special 125th Street District – only as set forth in Section 97-13 (Permitted Small Sidewalk Cafe Locations)

First Avenue – from 48th Street to 56th Street

Third Avenue – from 38th Street to 62nd Street

Lexington Avenue – from a line 100 feet south of 23rd Street to a line 100 feet north of 34th Street

Lexington Avenue – the entire length from a line 100 feet north of 96th Street, northward

Park Avenue – from 38th Street to 40th Street

Park Avenue – from 48th Street to 60th Street

Park Avenue – the entire length from a line 100 feet north of 96th Street, northward  
Madison Avenue – from 23rd Street to 38th Street  
Madison Avenue – from 59th Street to 61st Street  
Special Madison Avenue Preservation District<sup>2</sup>  
Madison Avenue – the entire length from a line 100 feet north of 96th Street, northward  
Fifth Avenue – from 12th Street to 33rd Street  
Fifth Avenue – from 59th Street to 61st Street  
Sixth Avenue – from 36th Street to 42nd Street  
Sixth Avenue – from a line 150 feet north of 42nd Street to 48th Street  
Sixth Avenue – from 50th Street to Central Park South  
Seventh Avenue – from 50th Street to Central Park South  
Broadway – from 36th Street to 40th Street  
Broadway – from 50th Street to Columbus Circle  
Columbus Circle – from Eighth Avenue, westward, to Broadway.

<sup>1</sup> #Small sidewalk cafes# are not allowed on 14th Street

<sup>2</sup> #Small sidewalk cafes# are not allowed on 86th Street within the #Special Madison Avenue District#

Queens:

Jackson Avenue, north side – from 44th Drive to the prolongation of Dutch Kills Street  
Queens Boulevard – from a line 100 feet west of 39th Place to 48th Street  
Queens Plaza North – from 23rd Street to Northern Boulevard  
Queens Plaza South – from 23rd Street to Jackson Avenue  
Skillman Avenue, north side – from 45th Street to a line 100 feet east of 51st Street, including that portion within the #Special Planned Community Preservation District#  
Skillman Avenue, south side – from 45th Street to 51st Street, excluding that portion within the #Special Planned Community Preservation District#.

(8/8/18)

**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#
125th Street District	No	No <sup>4</sup>
Battery Park City District	Yes	Yes
Clinton District	No	Yes
East Harlem Corridors District	No	Yes
Enhanced Commercial District 2 (Columbus and Amsterdam Avenues)	Yes	Yes
Enhanced Commercial District 3 (Broadway/Upper West Side)	Yes	Yes
Hudson Square District	Yes	Yes
Inwood District	No	Yes
Limited Commercial District	No	No <sup>1</sup>
Lincoln Square District	No	Yes
Little Italy District	No	Yes
Lower Manhattan District	No	Yes <sup>2</sup>
Manhattanville Mixed Use District	No <sup>3</sup>	Yes
Transit Land Use District	Yes	Yes
Tribeca Mixed Use District	Yes	Yes
United Nations Development District	No	Yes
West Chelsea District	No	Yes <sup>5</sup>

<sup>1</sup> #Unenclosed sidewalk cafes# are allowed on Greenwich



Avenue

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

3 #Enclosed sidewalk cafes# are allowed in Subdistrict B

4 #Unenclosed sidewalk cafes# are allowed on the east side of Malcolm X Boulevard between West 125th and West 126th Streets, on the west side of Malcolm X Boulevard between West 124th and West 125th Streets and on the east side of Fifth Avenue between East 125th and East 126th Streets

5 #Unenclosed sidewalk cafes# are allowed only on #wide streets# except they are not allowed on the west side of Ninth Avenue between West 15th Street and West 16th Street

Brooklyn	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
Bay Ridge District	Yes	Yes
Coney Island District	No	Yes
Coney Island Mixed Use District	Yes	Yes
Downtown Brooklyn District	Yes	Yes
Enhanced Commercial District 1 (Fourth Avenue)	No	Yes
Enhanced Commercial District 4 (Broadway, Bedford-Stuyvesant)	No	Yes
Mixed Use District-8 (Greenpoint-Williamsburg)	Yes	Yes
Ocean Parkway District <sup>1</sup>	Yes	Yes
Sheepshead Bay District	No	Yes

<sup>1</sup> #Sidewalk cafes# are not allowed on Ocean Parkway

The Bronx	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
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City Island District	No	Yes
Harlem River Waterfront District	No	Yes
Jerome Corridor District	No	Yes

Queens	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
Downtown Far Rockaway District	No	Yes
Downtown Jamaica District	No	Yes
Forest Hills District <sup>1</sup>	No	Yes
Long Island City Mixed Use District <sup>2</sup>	No	Yes
Southern Hunters Point District	No	Yes
Willets Point District	No	Yes

<sup>1</sup> #Sidewalk cafes# are not allowed on Austin Street

<sup>2</sup> See Appendix A in Article XI, Chapter 7

Staten Island	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
South Richmond Development District	Yes	Yes
St. George District	Yes	Yes
Stapleton Waterfront District	Yes	Yes

(5/5/04)

**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

Brooklyn	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
Fulton Street Mall <sup>1</sup>	No	Yes

<sup>1</sup> #Enclosed sidewalk cafes# are allowed along DeKalb Avenue

Queens	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
Far Rockaway Beach 20th Street	No	Yes