



THE CITY OF NEW YORK
OFFICE OF THE MAYOR
NEW YORK, N.Y. 10007

EMERGENCY EXECUTIVE ORDER NO. 148

September 20, 2020

EMERGENCY EXECUTIVE ORDER

WHEREAS, on March 7, 2020, New York State Governor Andrew Cuomo declared a State disaster emergency for the entire State of New York to address the threat that COVID-19 poses to the health and welfare of New York residents and visitors; and

WHEREAS, Emergency Executive Order No. 98, issued March 12, 2020 and extended most recently by Emergency Executive Order No. 145, issued September 5, 2020, contains a declaration of a state of emergency in the City of New York due to the threat posed by COVID-19 to the health and welfare of City residents, and such declaration remains in effect; and

WHEREAS, this Order is given because of the propensity of the virus to spread person-to-person and also because the actions taken to prevent such spread have led to property loss and damage; and

WHEREAS, measures taken to combat the spread of COVID-19 may prevent individuals, businesses and other entities from meeting legally imposed deadlines for the filing of certain documents or for the completion of other required actions; and

WHEREAS, this Order is given in order to ensure that the Governor's orders are enforced;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby direct that section 1 of Emergency Executive Order No. 147, dated September 15, 2020, is extended for five (5) days.

§ 2. I hereby suspend section 17-187(b) and (c) of the Administrative Code through the 2020-2021 school year including any 2021 summer school program, to the extent such provisions require a school with a school nurse, public health advisor or school health service aide provided

by the Department of Health and Mental Hygiene or the Department of Education to maintain a medical room pursuant to rules promulgated by the Commissioner of Health and Mental Hygiene, provided any such school must comply with the applicable order of the Board of Health resolved on September 15, 2020 and any subsequent order.

§ 3. I hereby amend section 4(b) of Emergency Executive Order No. 130, so as to add a new paragraph 7, to read as follows:

b. Notwithstanding sections 10-108 and 10-110(a) and (b)(3) of the Administrative Code and the following provisions of the Rules of the City of New York (“RCNY”): 16 RCNY § 14-04, 38 RCNY §§ 8-04 and 19-04, 50 RCNY §§ 1-05(b), (d) and (g), and 56 RCNY §§ 1-05(a), 2-08(c) and (d), the agencies named in subdivision a may not issue a permit for a procession, parade, street activity, special event, or use of a sound device:

1. In a location that would consist of more than 1 block of any street or the equivalent of more than 1 block of a plaza;
2. In a location that infringes upon or conflicts with the flow of traffic in the surrounding area or the recreational use of any part of a street opened to pedestrians and cyclists pursuant to the Department of Transportation’s Open Streets program, as indicated on the Department’s website;
3. In a location that would include any space that has an existing permit for the use of that space or has been authorized for use by a restaurant participating in the Department of Transportation’s Open Restaurants program as indicated on the NYC Open Restaurants map and dashboard at nycopenrestaurants.info;
4. In a park, where the proposed activity would prevent members of the public from the reasonable simultaneous use of all or part of the park for recreational purposes or would require the authorization of vehicles in the park;
5. For a street fair, as defined in 50 RCNY § 1-01;
6. For a use of a sound device permit when the event would include a stage or video screens; or
7. For a parade or procession with a float, vehicle, bicycle or other device moved by human power or ridden or herded animals, other than as required to provide a reasonable accommodation under the Americans with Disabilities Act, the New York State Human Rights Law, or the New York City Human Rights Law.

§ 4. This Order incorporates any and all relevant provisions of Governor Executive Order No. 202 and subsequent orders issued by the Governor of New York State to address the State of Emergency declared in that Order pursuant to his powers under section 29-a of the Executive Law.

§ 5. I hereby direct the Fire Department of the City of New York, the New York City Police Department, the Department of Buildings, the Sheriff, and other agencies as needed to immediately enforce the directives set forth in this Order in accordance with their lawful enforcement authorities, including but not limited to Administrative Code sections 15-227(a), 28-105.10.1, and 28-201.1, and section 107.6 of the New York City Fire Code. Violations of the directives set forth in this Order may be issued as if they were violations under the New York City Health Code, title 24 Rules of the City of New York sections 3.07 and 3.11, and may be enforced as such by the Department of Health and Mental Hygiene or any other agency named in this section.

§ 6. This Emergency Executive Order shall take effect immediately, and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.



Bill de Blasio,
MAYOR