

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

EMERGENCY EXECUTIVE ORDER NO. 204
May 24, 2021

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

WHEREAS, the state of emergency in the City of New York first declared in Emergency Executive Order No. 98, and extended most recently by Emergency Executive Order No. 198, 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 in order to ensure that the Governor's orders are enforced; and

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 sections 1 and 2 of Emergency Executive Order No. 203, dated May 22, 2021, are extended for five (5) days.

§ 2. I hereby revoke section 4 of Emergency Executive Order No. 130, subdivision b of such section as amended by Emergency Executive Order No. 148, paragraph 2 of subdivision b of such section as further amended by Emergency Executive Order No. 155, and subdivision a of such section as amended by Emergency Executive Order No. 172, relating to applications for permits for a procession, parade, street activity, special event, or use of a sound device, provided that the refund of any fees or deferment of any application pursuant to subdivision a of such section, as so amended, shall be in accordance with section 3 of this Order.

§ 3. a. I hereby order the Department of Parks and Recreation, the Police Department, and the Street Activity Permit Office to reject any application for a permit for a procession, parade, street activity, or special event that does not comply with the requirements provided for in this section, and to refund any fees paid for such rejected application, provided that the applicant may either reapply for a permit in accordance with the requirements of this section and request that any fees paid be credited to such reapplication, or defer the application until 2022 and request that any fees paid be credited to the 2022 application.

b. Notwithstanding sections 10-110(a) and (b)(3) of the Administrative Code and the following provisions of the Rules of the City of New York (“RCNY”): 38 RCNY § 19-04, 50 RCNY §§ 1-05(b), (d) and (g), and 56 RCNY §§ 1-05(a), 2-08(c) and (d), any procession, parade, street activity, or special event for which a permit is issued by an agency named in subdivision a of this section shall comply with any other applicable Emergency Executive Order, any applicable Executive Order of the Governor, and any applicable City- or State-issued guidance relating to COVID-19.

c. An applicant for a permit for a procession, parade, street activity, or special event, in addition to fulfilling all other applicable requirements in law and rules, shall submit with their application for a permit a safety plan for the event. Such safety plan shall show how the applicant will, in accordance with the forms or guidance provided by the agencies named in subdivision a of this section, and without the use of City services, personnel or resources, fulfill the requirements of all Emergency Executive Orders and Executive Orders of the Governor and guidelines published by the Department of Health and Mental Hygiene and the State Department of Health regarding processions, parades, street activities or special events, including social gathering limits, physical distancing and contact tracing requirements, and the availability of face coverings.

d. The requirements of this section shall not apply to an application for a permit for:

1. A demonstration, as defined in 38 RCNY § 19-02(d) or 56 RCNY § 1-02, including religious events;

2. A press conference/rally/stationary demonstration, as defined in 50 RCNY § 1-01;

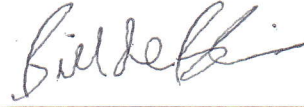
3. A farmer’s market, as defined in 50 RCNY § 1-01; or

4. A use of any part of a street or park to provide a service directly associated with the response to COVID-19, including but not limited to temporary testing sites, vaccination sites, mobile medical units, and food bank refrigerators.

§ 4. This Order incorporates all relevant provisions of Governor Executive Order No. 202 and subsequent orders of the Governor addressing the State of Emergency declared in that Order.

§ 5. I hereby direct the Fire and Police Departments, the Department of Buildings, the Sheriff, and other agencies as needed, to enforce the directives set forth in this Order in accordance with their lawful authorities, including Administrative Code sections 15-227(a), 28-105.10.1, and 28-201.1, and section 107.6 of the Fire Code. Violations of the directives set forth in this Order may be issued as if they were violations under the Health Code sections 3.07 and 3.11, and enforced by the Department of Health and Mental Hygiene or any other agency.

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

A handwritten signature in black ink, appearing to read "Bill de Blasio". The signature is fluid and cursive, with a long horizontal stroke at the end.

Bill de Blasio,
MAYOR