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Int. No. 536

By Council Members Feliz, Louis, Narcisse and Morano

A Local Law to amend the administrative code of the city of New York, in relation to issuing newsstand licenses to operate abandoned newsstands and requiring an assessment of the viability of the location of new newsstands

Be it enacted by the Council as follows:

Section 1. Section 20-228 of the administrative code of the city of New York is amended by adding a new subdivision h to read as follows:

h. Abandoned newsstand. A replacement newsstand or a newsstand constructed and installed by the franchisee pursuant to such franchise in which the license to operate such newsstand has been revoked by the commissioner pursuant to section 20-232 of this code by a finding by the commissioner that the location listed on such license was not utilized for a period of two consecutive months or more.

§ 2. Subdivision a of section 20-229 of the administrative code of the city of New York, as amended by local law 128 for the year 2021, is amended to read as follows:

a. No person shall operate a newsstand or newsstands unless licensed pursuant to this subchapter, and unless such person has no other income, excluding investment income, which exceeds the income such person earns from the operation of the newsstand or newsstands; provided, however, that if such person is a corporation, partnership, limited liability company or other association, each shareholder of such corporation, each partner of such partnership, each member of such limited liability company or each principal of such other association, respectively, shall have no other income, excluding investment income, which exceeds the income such shareholder, partner, member or principal earns from the operation of such newsstand or newsstands. No

license shall be issued to a person for the operation of a newsstand that is not a replacement newsstand or an abandoned newsstand and that has been constructed and installed by a franchisee pursuant to a franchise unless such operator has reimbursed such franchisee for the costs of construction and installation of such newsstand as determined by the department in accordance with paragraph two of subdivision c of section 20-241 of the code.

§ 3. Subdivision c of section 20-231 of the administrative code of the city of New York, as amended by local law 64 for the year 2003, is amended to read as follows:

c. No license shall be issued under section 20-229 unless approval for the location has been obtained from the department of transportation. In approving such location the department of transportation shall consider the amount of pedestrian traffic both for purposes of ensuring a clear path as well as indicating the likely success of a newsstand.

§ 4. The local law takes effect 120 days after it becomes law.

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