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

December 31, 2025

Hon. Michael McSweeney
City Clerk and Clerk of the Council
141 Worth Street
New York, NY 10013

Re: Disapproval of Introductory No. 1251-A

Dear Mr. McSweeney:

Pursuant to Section 37 of the New York City Charter, I hereby disapprove Introductory No. 1251-A, which would amend the Administrative Code of the City of New York "in relation to issuing licenses to mobile food and general vendors." I am also separately disapproving Introductory No. 408-A, which would amend Charter "in relation to creating a division within the department of small business services to assist street vendors and reporting regarding such assistance efforts," and Introductory No. 431-B, which would amend the Charter and the Administrative Code "in relation to expanding business licensing and regulatory compliance of all mobile food and general vendors."

This suite of companion bills—comprising Int. Nos. 408-A, 431-B, and 1251-A—attempt to overhaul the street vending industry including by more than doubling its size over the next five years. Int. No. 1251-A would work in conjunction with Int No. 431-B by authorizing the Department of Health and Mental Hygiene (DOHMH) and the Department of Consumer and Worker Protection (DCWP) to continue issuing license applications until the number of licenses issued reaches the number of licenses allowed pursuant to Int. No. 431-B. While the goals of increasing legal street vending operations may be laudable, the City Council failed to evaluate the effects of the bill by conducting a City Environmental Quality Review as required by the State Environmental Quality Review Act.

Accordingly, I hereby disapprove Introductory No. 1251-A.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric Adams".

Eric Adams
Mayor

Cc: Hon. Adrienne Adams, Speaker

Proposed Int. No. 1251-A

By Council Members Farías, Louis, Banks, Joseph, Sanchez and the Public Advocate (Mr. Williams)

A Local Law to amend the administrative code of the city of New York, in relation to issuing licenses to mobile food and general vendors

Be it enacted by the Council as follows:

1 Section 1. Paragraph 3 of subdivision b of section 17-307 of the administrative code of the
2 city of New York, subparagraph (a) of such subdivision as amended by a local law for the year
3 2025 amending the administrative code of the city of New York, relating to expanding business
4 licensing and regulatory compliance of all mobile food and general vendors, as proposed in
5 introduction number 431-B for the year 2024, subparagraph (b) of such subdivision as amended
6 by local law number 80 for the year 2021, subparagraph (c) of such subdivision as added by local
7 law number 9 for the year 2008 and redesignated by local law number 18 for the year 2021 is
8 amended to read as follows:

9 3. (a) (i) Notwithstanding the provisions of paragraph two of this subdivision limiting the
10 number of full-term permits that are authorized to be issued, the commissioner may issue up to a
11 maximum of 100 additional full-term permits authorizing the holders thereof to vend food from
12 any vehicle or pushcart in any public place in the city of New York where food vendors are not
13 prohibited from vending. Such permits shall be issued only to natural persons.

14 (ii) The department shall make available for application at least 200 supervisory licenses
15 per twelve-month period for five consecutive years beginning on July 1, 2026. Where the number
16 of supervisory licenses issued in such twelve-month period is less than 200, the department may
17 make additional supervisory licenses available for application such that the total number of
18 supervisory licenses issued per twelve-month period beginning on July 1, 2026 is up to 200 and

1 the cumulative total number of supervisory licenses issued pursuant to this paragraph by July 1,
2 2031 is up to 1,180. In addition to the 100 permits authorized to be issued by clause (i) of this
3 subparagraph, and notwithstanding the provisions of paragraph two of this subdivision limiting
4 the number of full-term permits authorized to be issued, the department shall make available for
5 application to applicants who comply with the requirements for such supervisory licenses an
6 additional 200 permits per twelve-month period for five consecutive years beginning on July 1,
7 2026 and issue a permit to each applicant who complies with the requirements for such permit.

8 (iii) Supervisory licenses available pursuant to this paragraph shall be made available for
9 application in accordance with the preferences specified in subparagraph (b) of this paragraph and
10 the procedures established by the commissioner.

11 (iv) The commissioner shall establish a waiting list to be administered in accordance with
12 procedures to be established by rules of the commissioner.

13 (b) Preferences shall be given in the issuance of permits pursuant to this paragraph and in
14 the placement on such waiting list to the following categories of persons in the following order:

15 (i) Veterans who on August second, nineteen hundred ninety-one held a valid general
16 vendor's license issued by the department of consumer and worker protection pursuant to
17 subchapter twenty-seven of chapter two of title twenty of the code by virtue of having claimed a
18 disability.

19 (ii) Disabled veterans.

20 (iii) Disabled persons.

21 (iv) Veterans.

22 (c) This paragraph shall not apply to fresh fruits and vegetables permits.

1 § 2. Paragraph 5 of subdivision b of section 17-307 of the administrative code of the city
2 of New York, as added by local law number 18 for the year 2021, subparagraphs (a), (b), (c) and
3 (f) of such subdivision as amended by a local law for the year 2025 amending the administrative
4 code of the city of New York, relating to expanding business licensing and regulatory compliance
5 of all mobile food and general vendors, as proposed in introduction number 431-B for the year
6 2024 is amended to read as follows:

7 5. (a) On or after July 1, 2022 all new permits issued under this subchapter, except fresh
8 fruits and vegetables permits, shall be designated for use only when any holder of a supervisory
9 license is physically present and vending. Such requirement shall not apply to a permit issued
10 before July 1, 2022 or a renewal thereof until July 1, 2031. On or after July 1, 2031, all permits
11 issued under this subchapter, except fresh fruits and vegetables permits, shall be designated for use
12 only when any holder of a supervisory license is physically present and vending.

13 (b) The commissioner shall make available for application at least 2,000 supervisory
14 licenses per twelve-month period for five consecutive years beginning on July 1, 2026. Where the
15 number of supervisory licenses issued in such twelve-month period is less than 2,000, the
16 department may make additional supervisory licenses available for application such that the total
17 number of licenses issued per twelve-month period beginning on July 1, 2026 is up to 2,000 and
18 the total cumulative number of licenses issued pursuant to this paragraph by July 1, 2031 is up to
19 11,200. Notwithstanding the provisions of this subdivision limiting the total number of full-term
20 permits that are authorized to be issued, the commissioner shall make available a permit
21 application to each license applicant who complies with the requirements for such supervisory
22 license and issue a permit to each permit applicant who complies with the requirements for such
23 permit. On or before July 1, 2031, the commissioner shall make available for application

1 supervisory licenses to any person seeking to renew a permit that was issued under this subchapter
2 before July 1, 2022.

3 (c) In accordance with procedures to be established by rules of the commissioner, in each
4 twelve-month period, up to 500 of the supervisory licenses [made available for application] that
5 may be issued under this paragraph shall be designated for use in any borough, and [the remaining]
6 up to 1,500 such supervisory licenses that may be issued under this paragraph shall be designated
7 for use in boroughs outside of Manhattan.

8 (d) Preferences shall be given in the availability of applications for supervisory licenses
9 pursuant to this paragraph and in the placement on a waiting list therefor to the following categories
10 of persons in the following order:

11 (i) Persons who have held a food vendor license continuously since on or before March 1,
12 2017 and have been on a waiting list for a full-term permit pursuant to subparagraph (e) of
13 paragraph 2 of this subdivision and remain on such list as of the date an application is made
14 available. Applications shall be made available to such persons by order of numerical rank on the
15 waiting list.

16 (ii) Persons who have been on a waiting list for a full-term permit pursuant to this
17 subchapter and remain on such list as of the date an application is made available but have not held
18 a food vendor license continuously since on or before March 1, 2017. Applications shall be made
19 available to such persons by order of numerical rank on the waiting list.

20 (iii) Persons who have held a food vendor license continuously since on or before March
21 1, 2017 but are were not on a waiting list for a full-term permit pursuant to this subchapter as of
22 the effective date of the local law that added this paragraph.

1 (iv) Persons who have not held a food vendor license continuously since on or before
2 March 1, 2017 and were not on a waiting list for a full-term permit pursuant to this subchapter as
3 of the effective date of the local law that added this paragraph.

7 (f) No later than July 1, 2031, the commissioner shall replenish the waiting list in
8 accordance with the preferences set forth in this paragraph.

9 § 3. Subdivision h of section 20-459 of the administrative code of the city of New York, as
10 added by a local law for the year 2025 amending the administrative code of the city of New York,
11 relating to expanding business licensing and regulatory compliance of all mobile food and general
12 vendors, as proposed in introduction number 431-A for the year 2024, is amended to read as
13 follows:

14 h. [Reserved] Where the number of general vending licenses issued pursuant to subdivision
15 c of this section is less than 10,500, the department may make additional licenses available for
16 application such that the total number of licenses issued by July 1, 2031 is up to 11,353.

17 § 4. This local law takes effect on the same date that a local law for the year 2025 amending
18 the administrative code of the city of New York, relating to expanding business licensing and
19 regulatory compliance of all mobile food and general vendors, as proposed in introduction number
20 431-B for the year 2024, takes effect.

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I hereby certify that the above bill was passed by the Council of the City of
New York on Thursday, December 18, 2025..... receiving the following votes:

Affirmative..... 40
Negative..... 8
Abstentions..... 0

Michael M. McSweeney, City Clerk, Clerk of the Council.

DISAPPROVED

ON THE 31st DAY OF Dec 2025
E. M. J. MAYOR