

PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

WEDNESDAY AUGUST 12th, 2026 @ 2:30 P.M.

Location:
255 Greenwich Street
8th Floor
New York, NY 10007

NOTE: For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS) via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at (212) 298-0800. Any person requiring reasonable accommodation for the public meeting should contact MOCS at least five (5) business days in advance of the meeting to ensure availability. 

*Franchise and Concession Review Committee Public Meeting
Wednesday August 12th, 2026 @ 2:30 P.M.*

NEW YORK CITY DEPARTMENT OF TRANSPORTATION

No. 1: **IN THE MATTER** of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure, pursuant to Section 1-16(e) of the Concession Rules of the City of New York, to establish a program to award various concessions, at citywide locations to be determined ("Licensed Open Streets"), for the operation and management of open streets and maintenance and/or repair of certain amenities placed within the Licensed Open Streets, including through City-approved special events, sponsorships, gifts, and subconcessions. Concessionaires for the Licensed Open Streets will be selected through a competitive application process in accordance with section 19-107.1 of the New York City Administrative Code and Title 34, Section 4-21 of the RCNY.

NYC Open Streets Concession Program

2027OpenStreets1

Concession Title		Concession ID	
Description	Proposed program to award various NYC Open Streets Concessions at citywide locations to be determined. See additional info form for more detail on the proposed program.	Agency	Department of Transportation ("DOT")

Proposed Concession Justification:

DOT is seeking FCRC authorization, pursuant to section 1-16(e) of the Concession Rules, to establish a program to award various concessions at citywide locations to be determined, for the operation and management of open streets ("Licensed Open Streets") and maintenance and/or repair of certain amenities installed within the Licensed Open Streets, including through restaurant only concession seating, City-approved special events, sponsorships, gifts, market concession(s) and subconcessions, including but not limited to providing for the sale of any of the following: prepared food, beverages, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts), and other similar merchandise within the Licensed Open Streets. Subconcessions would be awarded based on solicitations issued in the basic form of Request for Proposals or Request for Bids, subject to DOT's prior written approval of both solicitation and award. Concessionaires for the Licensed Open Streets will be selected through a competitive application process authorized in Section 19-101.1 of the New York City Administrative Code and regulated by RCNY Title 34, Section 4-21.

The NYC Open Streets Program is an established open competitive application process that allows DOT to choose both the sites for open streets and the open street partners simultaneously in lieu of soliciting competitive sealed proposals. Accordingly, a determination was made not to solicit Competitive Sealed Proposals. The program is a DOT strategic initiative to enhance safety, accessibility, and walkability in neighborhoods across all 5 boroughs. DOT prioritizes sites that are in neighborhoods that lack open space, are within close proximity to transit and commercial hubs, and partners who demonstrate that they are willing to operate, maintain, and manage these spaces so they are vibrant pedestrian-oriented streets. For all concessions awarded under this program, the concessionaire will be required to invest any revenue generated by this concession into the maintenance and/or repair of certain amenities installed within the Open Street; and reasonable administrative costs, as such costs relate to the Open Street. As such, concessions will provide a mechanism to aid in the delivery of Open Street amenities to the community. The term of each proposed concession will be determined on a case-by-case basis during negotiation of the respective agreement, and will be subject to FCRC review pursuant to the "Step 2" or Recommendation for Award process.

To be eligible, applicants must operate within the City of New York and must be incorporated in New York State and must have a mission that serves or relates to the geographical areas of the proposed open streets. Applicants are required to submit the following: site plan, management, staffing, and operations plan, community outreach plan, at least three (3) letters of support from community stakeholders, and operational resources.

DOT reviews and evaluates the applications based on the following criteria: safety of all street users, equitable distribution of open streets throughout the city, site context, presence of bus routes, truck routes, or medical facilities, and access for commercial deliveries and emergency vehicles.

In no event shall a proposed Licensed Open Street cause any threshold of the major concession rules promulgated by the City Planning Commission, codified in 62 RCNY Chapter 7, to be exceeded, or require the preparation of an Environmental Impact Statement (EIS). In the event that DOT determines that a proposed Licensed Open Streets would cause any such threshold to be exceeded or would cause the preparation of an EIS, DOT will inform the concessionaire, and the concessionaire may amend its proposal within a reasonable time period set by DOT.

Concessionaires will be notified of this process through advertising in the City Record, postings on the DOT website, email blast to DOT listservs, and through targeted public informational presentations. In addition, a notice will be sent by email to Local Development Corporations and Business Improvement Districts citywide as identified by the Department of Small Business Services.

DOT will submit each concession agreement that it proposes to enter into with the concessionaires to the FCRC for approval. If any of the proposed concession agreements are determined by DOT to be significant, the agency and the FCRC will hold a joint Public Hearing on each proposed concession agreement before presenting them to the FCRC for "Step 2" approval at a second meeting.



MEMORANDUM

To: Hon. Vanessa L. Gibson., President of the Borough of the Bronx
Hon. Antonio Reynoso, President of the Borough of Brooklyn
Hon. Brad Hoylman-Sigel, President of the Borough of the Manhattan
Hon. Donovan Richards, President of the Borough of Queens
Hon. Vito Fossella, President of the Borough of Staten Island
All Community Boards

From: Michelle Craven, Associate Deputy Commissioner, Cityscape and Franchises

Subject: Open Streets Concession Program

Date: 7/2/2026

In accordance with Section 1-16 (e) of the Concession Rules of the City of New York, the New York City Department of Transportation is seeking Franchise and Concession Review Committee approval to utilize a different procedure to establish a program to award various significant concessions, at citywide locations to be determined, for the operation and management of open streets ("Licensed Open Streets") and maintenance and/or repair of certain amenities installed within the Licensed Open Streets, including through City-approved special events, sponsorships, gifts, market concession(s) and subconcessions, including but not limited to providing for the sale of any of the following: prepared food, beverages, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts), and other similar merchandise within the Licensed Open Streets. Concessionaires for the Licensed Open Streets will be selected through a competitive application process in accordance with Section 19-107.1 of the New York City Administrative Code and Title 34, Section 4-21 of the RCNY.

This concession has been determined not to be a major concession as defined in Chapter 7 of the Rules of the City Planning Commission.

If you have any questions or comments, please feel free to reach out to Cityscape and Franchises at 212-839-6550.

Thank you,

Michelle Craven

cc: Borough Commissioner Darisa Cruz
Borough Commissioner Keith Bray



Department of Transportation

Mike Flynn, Commissioner

Borough Commissioner Danielle Zuckerman
Borough Commissioner Nicole Garcia
Borough Commissioner Roseann Caruana
Rachel Frumin
Emily Weidenhof
N. Patricia Browne

NYC Department of Transportation

Cityscape & Franchises

55 Water Street, 9th Floor, New York, NY 10041

T: 212.839.6550 F: 212.839.9895

www.nyc.gov/dot

Rule 1-16: Different Procedure

Concession Agreement Pre-Solicitation Review Memorandum Cover Sheet

Prior Concession Term including renewal options

Not applicable.

Prior Concession Revenue

Not applicable.

Community Board / Borough President Notice Requirements (Check all that apply)

This is a Significant Concession ☒ Yes ☐ No

(if yes, please select all applicable boxes below)

- ☒ Total potential term $\geq$ 10 years
☒ Projected annual income/value to City $\geq$ \$250,000
☐ Major Concession

This is a Major Concession ☐ Yes ☒ No

(if yes, please be aware the award will be subject to review and approval pursuant to Sections 197-c and 197-d of NYC Charter)

- ☒ A copy of this notice has been posted in a publicly accessible location on the City's website

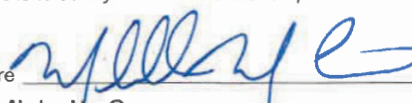
Intent to Seek a Different Procedure

- ☒ Agency notified affected Community Boards and Borough Presidents of the intent to seek a Different Procedure and whether the concession is significant and/or major, on 07/02/2026 (at least 40 days prior to seeking FCRC approval). A copy of this notice has been provided to the Mayor's Office of Contract Services for distribution to the committee

Authorized Signatures

Agency Staff

This is to certify that the information presented herein is accurate

Signature 
Name Michelle Craven
Title A/D/C Cityscape +Franchises Date 7-23-26

City Chief Procurement Officer

This is to certify that the agency's plan presented herein will comply with the prescribed procedural requisites for the award of the subject concession

Signature _____
City Chief Procurement Officer
Date _____

FRANCHISE AND CONCESSION REVIEW COMMITTEE

(Cal. No. 1)

RESOLVED, that the Franchise and Concession Review Committee ("FCRC") authorizes the New York City Department of Transportation ("DOT") to utilize a different procedure, pursuant to Section 1-16(e) of the Concession Rules of the City of New York, to establish a program to award various concessions, at citywide locations to be determined, for the operation and management of open streets ("Licensed Open Streets") and maintenance and/or repair of certain amenities placed within the Licensed Open Streets, including through restaurant only concession seating, City-approved special events, sponsorships, gifts, and subconcessions.

Concessionaires for the Licensed Open Streets will be selected through a competitive application process in accordance with section 19-107.1 of the New York City Administrative Code and Title 34, Section 4-21 of the Rules of the City of New York.

BE IT FURTHER RESOLVED that DOT shall submit the concession agreements it proposes to enter into to the FCRC for approval.

**THIS IS A TRUE COPY OF THE RESOLUTION ADOPTED BY THE
FRANCHISE AND CONCESSION REVIEW COMMITTEE ON**

8/12/2026

Signed: _____

Title: City Chief Procurement Officer

Date: _____