



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: May 22, 2024

Sponsored by Council Members: Hotchkiss, Middleton, Dundon, Mativetsky, Kosty, Cavanaugh

Introduced by Committee: Rules and Procedures/Special Studies

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE CODE OF
THE CITY OF BINGHAMTON, CHAPTER 307-
35(F), *ADDITIONAL REGULATIONS*, TO
CHANGE VENDING HOURS

WHEREAS, City Council has recommended that the Code of the City of Binghamton, Chapter 307, *Peddling and Soliciting*, subsection 307-35(F), be amended update vending hours; and

WHEREAS, City Council wishes to amend the Code of the City of Binghamton accordingly.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Code of the City of Binghamton, Chapter 307, *Peddling and Soliciting*, § 307-35, *Additional regulations*, subsection 307-35 (F) is hereby amended and replaced with the language as follows: “F. Notwithstanding § 307-24 (G), vending shall be permitted only between the hours of 6:00 a.m. and 1:00 a.m. the following day on Sunday through Thursday and 6:00 a.m. and 3:00 a.m. the following day on Friday and Saturday.”

Section 2. That this ordinance shall take effect immediately.

Introductory No. 024-37

Permanent No. 024-38

Sponsored by City Council Members: Hotchkiss, Middleton, Dundon, Mativetsky, Kosty, Cavanaugh

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF BINGHAMTON, CHAPTER 307, ADDITIONAL REGULATIONS, TO CHANGE SECTION F VENDING HOURS

The within Ordinance was adopted by the Council of the City of Binghamton.

5/22/24
Date

[Signature]
City Clerk

5/23/24
Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter	✓			
Councilmember Middleton	✓			
Councilmember Cavanaugh	✓			
Councilmember Hotchkiss	✓			
Councilmember Mativetsky	✓			
Councilmember Kosty	✓			
Councilmember Dundon	✓			
Total	7	0	0	0

Code of the City of Binghamton

Adopted Defeated

7 Ayes 0 Nays 0 Abstain 0 Absent

* SEE VETO MESSAGE

I hereby certify the above to be a true copy of the legislation adopted by the Council of the City of Binghamton at a meeting held on 5/22/24. Approved by the Mayor on _____.



Mayor Jared M. Kraham

Office of the Mayor

May 31, 2024

President Hadassah Mativetsky
Binghamton City Council
38 Hawley St.
Binghamton, NY 13901

President Mativetsky,

I have vetoed Ordinance 024-38, "An Ordinance to Amend the Code of the City of Binghamton, Chapter 207-35(F), *Additional Regulations*, to Change Vending Hours."

After seeking input from the Binghamton Police Department and considering some of the downtown public safety challenges over the years, I believe this proposed change to the street vendor hours of operations is not prudent.

The congregation of large numbers of individuals downtown around the time of bar close has routinely led to public safety and officer safety issues. It's imperative that crowds disperse quickly after leaving the bars following closing time, whether that be 1 a.m. on weeknights or 3 a.m. on weekends.

Beyond the problem of fights, BPD has routinely faced dangerous crowd control challenges involving students queuing for the university blue busses. Police have also been required to clear the Collier Street parking lot for individuals causing disturbances or refusing to leave the area.

Street vendors operating during these hours would likely increase the size of the crowds congregating downtown during the early morning hours and slow the vacating of public areas after bar close, compounding existing public safety issues. Above all, these changes could tie-up already limited police resources.

Late-night food options make for a vibrant entertainment destination. I would consider supporting changes to the City's street vendor laws that allow for extended hours of operation or for food trucks to operate downtown. However, changes should be made in consultation with the Binghamton Police Department, which is ultimately responsible for enforcing these rules and dealing with any unintended consequences they bring.

Sincerely,

Jared M. Kraham
Mayor