

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 1997**

No. 71

By Council Members Spigner, Pagan, Dear, Michels, Williams, Malave-Dilan, Linares, Fusco and Stabile (in conjunction with the Mayor); also Council Members Fisher, Harrison, O'Donovan and Perez.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to the installation of food waste disposals in residential buildings.

Be it enacted by the Council as follows:

Section 1. Legislative findings. In 1995, local law number 74 was enacted, which provided for the limited installation of food waste disposals in dwellings served by combined sewer systems as part of a pilot study, the results of which were to be submitted to the mayor and the council no later than 21 months after the effective date of local law number 74. The findings were compiled in a June 1997 report prepared by the department of environmental protection entitled, "The Impact of Food Waste Disposers in Combined Sewer Areas of New York City." In short, the study found that the prohibition on the installation of food waste disposals in combined sewer areas should be lifted.

The study assessed the long-term impact of food waste disposals based on a maximum installation rate of one percent each year. The department of environmental protection has assured the council that it will supplement its ongoing monitoring of other factors that affect the City's treatment and disposal of wastewater by monitoring the introduction of food waste disposals to identify any problems that may materialize. In the unlikely event that problems do begin to surface, the department of environmental protection has further assured the council that it will immediately inform the council and recommend corrective action. With these assurances by the department of environmental protection, and in consideration of its own authority to oversee the implementation and effect of the installation of food waste disposals, the council finds, after review and analysis of the report, that at this time the prohibition of food waste disposals in combined sewer areas is no longer warranted.

§ 2. Subdivision b of section 24-518.1 of the administrative code of the city of New York, as added by local law number 74 for the year 1995, is amended to read as follows:

b. Food waste disposals for the discharge of putrescible food wastes from dwelling units may be installed in private dwellings and multiple dwellings [served by separate storm and sanitary sewer systems], provided that:

1. all putrescible food wastes discharged to a sanitary sewer *or to a combined storm and sanitary sewer* are discharged in fluid form and at a reasonably uniform rate so as to prevent clogging or stoppage of the drain line [or], sanitary sewer *or combined storm and sanitary sewer*;

2. the installation of such food waste disposals is approved by the department of buildings and is in compliance with applicable provisions of the administrative code.

§ 3. The list of referenced national standards of reference standard RS-16 of the appendix to chapter one of title twenty-seven of the administrative code of the city of New York is amended in part to add the following:

ANSI/AHAM FWD-1 1992

ANSI/UL 430, Standard for Waste Disposers.....(5th Edition) 1994

§ 4. This local law shall take effect on the thirtieth day after it shall have become law.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on August 26, 1997, and approved by the Mayor on September 11, 1997.

CARLOS CUEVAS, City Clerk, Clerk of the Council

CERTIFICATION PURSUANT TO MUNICIPAL HOME RULE LAW § 27

Pursuant to the provisions of Municipal Home Rule Law § 27, I hereby certify that the enclosed local law (Local Law 71 of 1997, Council Int. No. 1016-A) contains the correct text and:

Received the following vote at the meeting of the New York City Council on August 26, 1997: 37 FOR, 11 AGAINST.

Was approved by the Mayor on September 11, 1997.

Was returned to the City Clerk on September 12, 1997.

JEFFREY D. FRIEDLANDER, Acting Corporation Counsel