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Int. No. 1091

By Council Members Felder, Fidler, Gentile, Seabrook, Stewart, James and Nelson

A Local Law to amend the administrative code of the city of New York, in relation to trash receptacles placed out for collection by the department of sanitation.

Be it enacted by the Council as follows:

Section 1. Subdivisions a and c of section 16-120 of the administrative code of the city of New York are amended to read as follows:

§ 16-120 Receptacles for the removal of waste material. a. The owner, lessee, agent, occupant or other person who manages or controls a building or dwelling shall provide and maintain in accordance with this section separate receptacles for the deposit of incinerator residue and ashes; refuse, and liquid waste. The receptacles shall be provided for the exclusive use of each building or dwelling and shall be of sufficient size

and number to contain the wastes accumulated in such building or dwelling during a period of seventy-two hours. The receptacles shall be made of metal or other material of a grade and type acceptable to the department, the department of health and mental hygiene and the department of housing preservation and development. Receptacles used for liquid waste shall be constructed so as to hold their contents without leakage. Metal containers or containers made of any other material of a grade and type acceptable to the department, the department of health and mental hygiene and the department of housing preservation and development shall be provided with tight fitting [metal] covers, except that if such a container when placed out for collection contains only one or more securely tied heavy duty opaque plastic bags, fewer than seven pieces of loose refuse, or both, no cover shall be required.

c. Incinerator, residue, ashes, refuse and liquid waste shall be stored in the building or dwelling or at the rear of the building or dwelling as may be required by the department of health or the department of housing preservation and development until time for removal and kept in tightly covered metal receptacles or containers made of other materials of a type and grade acceptable to the department of sanitation, department of health, and the department of housing preservation and development. After the contents have been removed by the department of sanitation or other collection agency any receptacles remaining shall be removed from the front of the building or dwelling before 9:00 p.m. on the day of collection, or if such collection occurs after 4:00 p.m., then before 9:00 a.m. on the day following collection. Except as provided for in subdivision a of this section, [The] the receptacles shall at all times be kept covered or closed and kept in a manner satisfactory to the department of sanitation, the department of health, and in the case of residential premises, the department of housing preservation and development. No receptacles, refuse, incinerator residue or ashes, or liquid waste shall be kept so as to create a nuisance. Yard sweepings, hedge cuttings, grass, leaves, earth, stone or bricks shall not be mixed with household wastes.

§ 2. This local law shall take effect immediately.

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