



Legislation Text

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Int. No. 244

By Council Members Hanif, the Speaker (Council Member Adams), Won, Nurse, Bottcher, Gennaro, Menin, Hudson, Cabán, Powers, Brewer, Rivera, Sanchez, Marte, Stevens, De La Rosa, Joseph, Ung, Ossé, Avilés, Restler, Dinowitz, Abreu, Krishnan, Ayala, Moya, Richardson Jordan, Riley, Holden, Gutiérrez, Barron, Feliz, Louis, Narcisse, Brannan, Lee, Velázquez, Williams, Salamanca, Brooks-Powers, Schulman and Farías (by request of the Brooklyn Borough President)

A Local Law to amend the administrative code of the city of New York, in relation to residential curbside organics collection

Be it enacted by the Council as follows:Section 1. Paragraphs 1, 3 and 5 of subdivision a of section 16-308 of the administrative code of the city of New York, as added by local law number 77 for the year 2013, are amended to read as follows:

1. [No later than October first, two thousand thirteen, the commissioner shall establish a voluntary residential organic waste curbside collection pilot program for the diversion of organic waste from households in one designated collection area. Such pilot program shall end no earlier than July first, two thousand fifteen. For purposes of this subdivision, a household shall mean a single dwelling or a residential unit within a dwelling that contains two or more residential units and a designated collection area shall mean a contiguous area within a borough comprised of no fewer than one thousand households.] Reserved.

3. [No later than January first, two thousand fourteen, the commissioner shall expand the voluntary residential organic waste curbside collection pilot program established pursuant to paragraph one of this subdivision to no fewer than a total of three designated collection areas, each of which shall be in a different borough. No later than June first, two thousand fourteen, the commissioner shall expand the voluntary residential organic waste curbside collection pilot program established pursuant to paragraph one of this subdivision to no fewer than a total of four designated collection areas, each of which shall be in a different

borough, with a goal of expanding such pilot program to no fewer than one hundred thousand households by such date.] Reserved.

5. [The commissioner shall have the authority, during the duration of the pilot program established pursuant to paragraph one of this subdivision, to discontinue voluntary residential organic waste curbside collection service to a designated collection area, provided, however, that the commissioner shall select a replacement designated collection area within sixty days of any such discontinuation.] Reserved.

§ 2. Subchapter 2 of chapter 3 of title 16 of the administrative code of the city of New York is amended by adding a new section 16-308.1 to read as follows:

§ 16-308.1 Residential curbside organics collection. a. Definitions. For the purposes of this section, the term “organic waste” has the same meaning as set forth in section 16-303.

b. No later than January 15, 2023, the department shall establish a mandatory citywide residential organic waste curbside collection program for the diversion of organic waste from group R-2 residential buildings as defined in section 310.1.2 of the New York city building code.

c. No later than June 15, 2023, the department shall establish a mandatory citywide residential organic waste curbside collection program for the diversion of organic waste from group R-3 residential buildings as defined in section 310.1.3 of the New York city building code.

d. Reporting. No later than January 15, 2024, and every January 15 thereafter, the department shall report to the mayor and the speaker of the council and post on the department’s website the total amount of organic waste diverted for the previous year. Such report shall be disaggregated by community district. The department shall include such diversion information in the department’s annual recycling report required pursuant to subdivision k of section 16-305.

e. Education and outreach. The department shall develop an outreach and education program to educate residents of residential buildings on the citywide residential organic waste curbside collection program. Such materials shall be distributed to residential building owners and made available on the department’s website and

shall include:

1. a detailed explanation of organic waste and the benefits of curbside organic collection;
 2. information on how the curbside organics program will be implemented and instructions for how to properly source separate organic waste; and
 3. any other information as determined by the commissioner.
- f. Rules. The commissioner shall adopt and implement rules as necessary to effectuate this section.
- g. Penalty. A residential building owner who violates this section shall be liable for a civil penalty, as set forth in section 16-324.
- § 3. This local law takes effect immediately.

JSA
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