Int. No. 668

By Council Members De La Rosa, Gennaro, Hanif, Brewer, Cabán, Ossé, Marte, Restler, Hudson, Banks, Ayala, Krishnan and Avilés

A Local Law to amend the New York city building code, in relation to requiring newly constructed multiple dwellings to provide adequate space to store and sort organic waste

Be it enacted by the Council as follows:

Section 1. Section 1213.1 of the New York city building code, as amended by local law number 60 for the year 2012, is amended to read as follows:

1213.1 General. Multiple dwellings shall comply with Section 18 of the *New York State Multiple Dwelling Law* and Section 27-2021 of the *New York City Housing Maintenance Code.* In Group R-2 occupancies, space shall be provided for the storage of refuse, [and] recyclables and organic wastes, as a common accessory space. The location of such refuse, [and] recyclables and organic wastes storage space shall be clearly identified on the construction documents and configured to permit separate unobstructed access by building personnel to stored refuse, [and] recyclables and organic wastes. Such refuse, [and] recyclables and organic wastes storage space shall be a minimum of [1.5] 2 square feet ([0.139] 0.186 m^2) per dwelling unit, or a minimum of [350] 450 square feet ([32.516] 41.806 m^2), whichever is less, for the storage of collected refuse and recyclables.

Exceptions:

1. In multiple dwellings required to have a compactor in accordance with Section 1213.2, such refuse, [and] recyclables and organic wastes storage space shall be, in addition to space required for equipment or circulation, a minimum of 1.0 square foot (0.094 m^2) per dwelling unit, or a minimum of 350 square feet (32.516 m^2), whichever is less, for the storage of collected refuse, [and] recyclables and organic wastes.

2. Refuse, [and] recyclables and organic wastes storage space shall not be required in multiple dwellings equipped with a chute system that provides for source separation of refuse, [and] recyclables and organic waste materials without cross contamination and an integrated mechanical system to transport such materials off-site that has been approved by the commissioner.

§ 2. Section 1213.1.1 of the New York city building code, as amended by local law number 60 for the year 2012, is amended to read as follows:

1213.1.1 Interior space. Where an interior room is provided for the storage of refuse, [and] recyclables and

organic wastes, such room shall be completely enclosed by construction that has a fire-resistance rating of not less than 2 hours, with self-closing opening protectives having a fire protection rating of not less than $1^1/_2$ hours.

§ 3. Section 1213.1.2 of the New York city building code, as amended by local law number 60 for the year 2012, is amended to read as follows:

1213.1.2 Exterior space. Where space is provided on the exterior of a building for the storage of refuse, [and] recyclables and organic wastes, such refuse, [and] recyclables and organic wastes storage space shall include a minimum of 4 square feet (0.372 m^2) in addition to the space per dwelling unit required by Section 1213.1, shall be clearly identified on the construction documents, and shall not be located in the public right-of-way.

§ 4. This local law takes effect January 1, 2023.

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