


Use of Certain Receptacles by Entities Receiving Curbside Collection from a Private Carter

 rules.cityofnewyork.us/rule/use-of-certain-receptacles-by-entities-receiving-curbside-collection-from-a-private-carter/



Rule status: Proposed

Agency: DSNY

Comment by date: August 8, 2024

Rule Full Text

[DSNY-Proposed-Rule-Relating-to-the-Use-of-Certain-Receptacles-by-Entities-Receiving-Curbside-Collection-from-a-Private-Carter.pdf](#)

DSNY rules currently allow for all commercial establishments that receive curbside collection from a private carter to set out their waste and recyclable materials within one hour of closing, provided that the scheduled collection occurs before the establishment next reopens for business and only if such materials are placed out for collection in

receptacles with tight-fitting lids. Those establishments that place materials out for collection in bags, regardless of the time they close, may place such materials at the curb no earlier than 8:00 p.m.

DSNY rules currently require that all commercial establishments set out any putrescible solid waste at the curb for private carter collection in rigid containers with tight-fitting lids. This new proposed rule would amend this rule and expand this requirement to include any entity, and not just commercial establishments, that receives private carter collection. Non-commercial establishments that receive private carter collection may request a waiver from the Department from such requirements if compliance would create a public safety hazard for pedestrians or pose an unreasonable hardship. Examples of such non-commercial establishments include office buildings and hospitals. A waiver would be available to non-commercial establishments receiving private carter collection but not to commercial establishments because commercial establishments were already subject to containerization requirements before the adoption of this rule without being eligible for a waiver and the non-commercial establishments receiving private carter collection include very large buildings which are more likely to struggle with existing container solutions. Instructions relating to such waiver requests would be outlined on the Department's website. There will also be an appeals process for those buildings or entities that are denied such waiver request. The proposed rule also eliminates the category of "chain stores" as it no longer applies since all commercial establishments are now covered.

These changes are a part of the City's commitment to cleaning up New York City streets and reducing food sources for rats. All entities that receive private carter collection, other than commercial establishments, are generators of putrescible waste, including organics, and bags of waste set out for collection on the curb, even when in compliance with existing waste set out requirements, attract rats and vermin and are unsightly. Requiring everyone receiving private carter collection who produces any amount of food waste to place their putrescible waste in sealed containers will meaningfully limit potential food sources for vermin while also helping to keep our sidewalks free of unattractive piles of black bags.

These changes align with other City initiatives to increase the use of containers for waste storage and collection, creating cleaner, more livable, and more vibrant streets and neighborhoods across New York City.

Attendees who need reasonable accommodation for a disability such as a sign language translation should contact the agency by calling 1 (646) 885-4786 or emailing by **August 1, 2024**

Send comments by

- **Email:**
- **Mail:** DSNY Bureau of Legal Affairs, 125 Worth Street Room/Floor: 710 ; New York, New York 10013

Public Hearings

Microsoft Teams Public Hearing

Date

August 8, 2024

1:00pm - 2:30pm EDT

Location

Microsoft Teams

Connect Virtually

https://teams.microsoft.com//meetup-join/19%3ameeting_MDRmZjZIMzgtN2FhZC00ZjQxLTNmYjgtMTMyNWUyNDZiNGE5%40thread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%221d3255a2-4904-4aaa-899e-3f943348182b%22%7d

Meeting ID: 239 740 152 34 Passcode: yoMS9s Dial in by phone +1 646-893-7101,,494185782# United States, New York City Phone conference ID: 494 185 782# Join on a video conferencing device Tenant key: Video ID: 111 470 042 0

Disability Accommodation

Sign Language Interpretation

Comments are now closed.

Online comments: 2

Wenxiansong

这是好事 我住在唐人街，附近。有时候垃圾是有一点点味道。这个方法很好。会让我们的生活变得更美好，也会让纽约变得更美丽。让我们大家一起努力

Translation: "This is a good thing. I live near Chinatown. Sometimes the garbage has a little smell. This method is good. It will make our lives better, and New York more beautiful. Let's all work together."

Comment added July 24, 2024 1:19pm

TaxFax

Will this rule be enforced against businesses owned by city council members too? DOF, DSNY and HPD have a long history of letting violations by city council members slide.

For example, Darlene Mealy has been avoiding DSNY, DOF and HPD fines since 2022. Not a single one paid. How do we make sure city council members and other elected officials have to follow the same rules as the rest of us?

Comment attachment

mealy-2.pdf

Comment added July 30, 2024 11:45pm