

New York City Department of Sanitation

Notice of Adoption of Rule Relating to the Implementation of the Second and Third Commercial Waste Zones

NOTICE IS HEREBY GIVEN in accordance with the requirements of Section 1043 of the New York City Charter and pursuant to the authority vested in the Commissioner of the Department of Sanitation by sections 753 and 1043(a) of the New York City Charter and Titles 16 and 16-B of the New York City Administrative Code that the Department adopts the following rule relating to the implementation of the second and third Commercial Waste Zones. The Department published a Notice of Opportunity to Comment on the proposed rule in the City Record on April 23, 2025. On May 23, 2025, the Department held a public hearing on the proposed rule.

Statement of Basis and Purpose

In 2019, New York City enacted Local Law 199 requiring the establishment of a new program for the collection of commercial waste. The program, known as the Commercial Waste Zones (CWZ) program, is a safe, efficient, and competitive collection system designed to provide high-quality service to New York City businesses while advancing the City's waste diversion and sustainability goals. Pursuant to Local Law 199, codified in Title 16-B of the New York City Administrative Code, the geographic area of New York City has been divided into 20 "commercial waste zones."

Pursuant to a request for proposals process, three private carters providing commercial waste collection services were selected by the Department to serve businesses within each CWZ, and five carters were selected to provide containerized commercial waste collection services from dumpsters and compactors citywide. The selected carters are referred to as "awardees." The resulting contracts with the awardees include standards for pricing, customer service, safety, environmental health, and requirements to promote the City's commitment to recycling and sustainability.

Local Law 199 requires the Department to issue rules setting forth an implementation start date and a final implementation date for each commercial waste zone established. See Ad. Code § 16-1002(e)(3). Different implementation start dates and final implementation dates may be established for different commercial waste zones. The Department previously set the implementation start and final implementation dates for the first zone—Queens Central—with an

implementation start date of September 3, 2024, and a final implementation date of January 2, 2025. This rule sets the implementation start date and final implementation date for the next two zones to be implemented—Bronx East and Bronx West. Subsequent rules will set the implementation dates for the remaining zones.

The Department received three written comments on the proposed rule – one in support of the proposal and two that addressed a different issue.

DSNY’s authority for these rules is found in Section 753 and Section 1043(g) of the New York City Charter and Title 16-B of the New York City Administrative Code. The Department received three comments, which did not lead to any changes to the rule.

New material is underlined.

[Deleted material is in brackets.]

“Shall” and “must” denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1. Subdivision b of section 20-02 of Title 16 of the Rules of the City of New York is amended to read as follows:

(b) Awardees for one or more of the commercial waste zones set forth in subdivision (a) of this section and for citywide containerized service are authorized to commence service in the awarded zones on the following implementation start and final implementation dates:

Zone name	Implementation start date	Final implementation date
Queens Central	September 3, 2024	January 2, 2025
<u>Bronx East</u>	<u>October 1, 2025</u>	<u>November 30, 2025</u>
<u>Bronx West</u>	<u>October 1, 2025</u>	<u>November 30, 2025</u>