



The City of New York
BUSINESS INTEGRITY COMMISSION
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Elizabeth Crotty
Commissioner and Chair

***Minutes of a Meeting of the
Trade Waste Advisory Board***

Date and time: June 9, 2022 at 11:00 a.m.

Location: New York City Business Integrity Commission,
100 Church St., 20th Floor, New York, NY 10007

Attendees:

Business Integrity Commission

Liz Crotty, Commissioner and Chair
David Feldman, Deputy Commissioner and General Counsel
Stella Adegite, Executive Agency Counsel
Tisha Magsino, Executive Agency Counsel
Nicole Mathias, Director of Policy
Alexis Harvey, Paralegal (by phone)

Industry

Ron Bergamini, Action Carting Environmental Services, Inc.
John DiNardi, D&D Carting Co. Inc.
Andy Moss, Waste Connections of New York Inc.
Tom Toscano, Mr. T Carting Corp.
Michele Van Orden, Cardella Trucking Co. Inc.
David Biderman, Solid Waste Association of North America (SWANA) (by phone)
Lewis Dubuque, National Waste and Recycling Association (NWRA) (by phone)

BIC agenda items

- Enforcement update
 - Current issues BIC is seeing include helpers riding on the hopper and leaving the hopper open. Enforcement will continue.
 - BIC has also seen failure to maintain daily vehicle inspection reports (DVIRs); drivers must be cognizant of compliance and enforcement.
- Amended rate cap rule goes into effect on June 24th
 - Carters or others who wish to present BIC with information concerning another potential rate cap adjustment may do so at any time.
- Customer Registers for Q2 2022 are due July 31, 2022.

- Customer register data for **April 1, 2022** through **June 30, 2022** must be submitted to the Commission no later than July 31, 2022.
- All companies must provide complete, reliable data by the deadline; extensions will not be permitted, and violations will be issued.
- Side guard requirement deadline - January 1, 2023
 - In the coming weeks, BIC will send a notice with instructions on how users can upload vehicle-specific proof of compliance with the side guard requirement in the BIC Online Portal before the requirement takes effect on January 1.

Agenda items requested by non-BIC TWAB members

- In response to a request for clarification regarding BIC's rule requiring six-month vehicle inspection reports (17 RCNY § 5-10(e)), BIC confirmed that those reports are intended to provide an accurate snapshot every six months; the forms referenced in § 5-10(e) are not dynamic forms that need to be revised after every repair and completed inspection.
- TWAB members raised two additional issues, which will be addressed at or before the next TWAB meeting: charging delivery fees for containers, and meeting requirements regarding defensive driving courses [17 RCNY § 5-14].

Next TWAB meeting

- A date for the next TWAB meeting will be confirmed by email.