

5574

2009-2010 Regular Sessions

I N S E N A T E

May 19, 2009

Introduced by Sen. SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Cities

AN ACT to amend the general city law, in relation to requiring the collection of recyclable materials at parks, playgrounds, historic sites and other recreational facilities in cities with a population of one million or more; and to amend the environmental conservation law, in relation to providing state assistance therefor to municipalities

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The general city law is amended by adding a new section
2 20-h to read as follows:
3 S 20-H. COLLECTION OF RECYCLABLE MATERIALS; CERTAIN CITIES. 1. EVERY
4 CITY HAVING A POPULATION OF ONE MILLION OR MORE SHALL ESTABLISH AND
5 IMPLEMENT A PROGRAM FOR THE COLLECTION OF RECYCLABLE MATERIALS THAT ARE
6 DISCARDED IN CITY PARKS, PLAYGROUNDS, HISTORIC SITES AND OTHER RECRE-
7 ATIONAL FACILITIES. SUCH RECYCLABLE MATERIALS SHALL INCLUDE, BUT NOT BE
8 LIMITED TO, METAL, PLASTIC, GLASS AND PAPER. IN EACH SUCH PARK, PLAY-
9 GROUND, HISTORIC SITE AND OTHER RECREATIONAL FACILITY SUCH CITY SHALL
10 INSTALL BINS FOR THE COLLECTION OF RECYCLABLE MATERIALS. THE CITY
11 DEPARTMENT OF SANITATION SHALL REGULARLY COLLECT AND PROVIDE FOR THE
12 RECYCLING OF THE RECYCLABLE MATERIALS COLLECTED.
13 2. THE CITY SHALL POST SIGNS IN THOSE PORTIONS OF CITY PARKS, PLAY-
14 GROUNDS, HISTORIC SITES AND OTHER RECREATIONAL FACILITIES, WHICH DO NOT
15 HAVE TRASH RECEPTACLES, STATING "PLEASE TAKE ANY TRASH YOU GENERATE
16 WHILE UPON THIS FACILITY WITH YOU FOR DISPOSAL WHEN YOU REACH A TRASH
17 RECEPTACLE."
18 3. EVERY CITY HAVING A POPULATION OF ONE MILLION OR MORE WHICH ESTAB-
19 LISHES AND IMPLEMENTS A RECYCLABLES RECOVERY PROGRAM PURSUANT TO SUBDI-
20 VISION ONE OF THIS SECTION SHALL BE ELIGIBLE TO APPLY FOR STATE ASSIST-
21 ANCE FOR A RECYCLING PROJECT PURSUANT TO TITLE SEVEN OF ARTICLE
22 FIFTY-FOUR OF THE ENVIRONMENTAL CONSERVATION LAW.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 S 2. Subdivision 3 of section 54-0701 of the environmental conserva-
2 tion law, as amended by chapter 146 of the laws of 2000, is amended to
3 read as follows:

4 3. "Recyclables recovery program" means a program undertaken by a
5 municipality consistent with requirements of section one hundred twen-
6 ty-aa of the general municipal law AND/OR SECTION TWENTY-H OF THE GENER-
7 AL CITY LAW to provide for the environmentally sound recovery of recycl-
8 ables, primarily involving the collection, aggregation and processing of
9 recyclable materials for their use as raw materials for new products or
10 for other useful purposes other than for energy recovery, through facil-
11 ities planned, designed and constructed to ensure environmental
12 protection and to maximize the potential for recyclables recovery. A
13 recyclables recovery program also shall mean planning, educational and
14 promotional activities to increase public awareness of and participation
15 in recycling. Such program shall have been approved by the commissioner
16 and undertaken consistent with any local solid waste management plan
17 pursuant to section 27-0107 of this chapter.

18 S 3. This act shall take effect on the thirtieth day after it shall
19 have become a law.