S T A T E O F N E W Y O R K

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:

Section 1. The general city law is amended by adding a new section 20-h to read as follows:

S 20-H. COLLECTION OF RECYCLABLE MATERIALS; CERTAIN CITIES. 1. EVERY CITY HAVING A POPULATION OF ONE MILLION OR MORE SHALL ESTABLISH AND IMPLEMENT A PROGRAM FOR THE COLLECTION OF RECYCLABLE MATERIALS THAT ARE DISCARDED IN CITY PARKS, PLAYGROUNDS, HISTORIC SITES AND OTHER RECREATIONAL FACILITIES. SUCH RECYCLABLE MATERIALS SHALL INCLUDE, BUT NOT BE LIMITED TO, METAL, PLASTIC, GLASS AND PAPER. IN EACH SUCH PARK, PLAYGROUND, HISTORIC SITE AND OTHER RECREATIONAL FACILITY SUCH CITY SHALL INSTALL BINS FOR THE COLLECTION OF RECYCLABLE MATERIALS. THE CITY DEPARTMENT OF SANITATION SHALL REGULARLY COLLECT AND PROVIDE FOR THE RECYCLING OF THE RECYCLABLE MATERIALS COLLECTED.

2. THE CITY SHALL POST SIGNS IN THOSE PORTIONS OF CITY PARKS, PLAYGROUNDS, HISTORIC SITES AND OTHER RECREATIONAL FACILITIES, WHICH DO NOT HAVE TRASH RECEPTACLES, STATING "PLEASE TAKE ANY TRASH YOU GENERATE WHILE UPON THIS FACILITY WITH YOU FOR DISPOSAL WHEN YOU REACH A TRASH RECEPTACLE."

3. EVERY CITY HAVING A POPULATION OF ONE MILLION OR MORE WHICH ESTABLISHES AND IMPLEMENTS A RECYCLABLES RECOVERY PROGRAM PURSUANT TO SUBDIVISION ONE OF THIS SECTION SHALL BE ELIGIBLE TO APPLY FOR STATE ASSISTANCE FOR A RECYCLING PROJECT PURSUANT TO TITLE SEVEN OF ARTICLE 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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S 2. Subdivision 3 of section 54-0701 of the environmental conservation law, as amended by chapter 146 of the laws of 2000, is amended to read as follows:

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

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