

# STATE OF NEW YORK

4084

2017-2018 Regular Sessions

## IN SENATE

February 3, 2017

Introduced by Sen. FUNKE -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation

AN ACT to amend the parks, recreation and historic preservation law, in relation to requiring the collection of recyclable materials at state parks, state historic sites and state recreational facilities; to amend the general municipal law, in relation to encouraging municipalities to establish and implement programs for the collection of recyclable materials that are discarded in parks, playgrounds, historic sites and other recreational facilities; 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. Section 3.09 of the parks, recreation and historic preservation law is amended by adding a new subdivision 23 to read as follows:

2  
3 23. (a) Establish and implement a program for the collection of  
4 recyclable materials that are discarded in state parks, state historic  
5 sites and state recreational facilities. Such recyclable materials  
6 shall include, but not be limited to, metal, plastic, glass and paper.  
7 In each such park, historic site and recreational facility the office  
8 shall install bins for the collection of recyclable materials. The  
9 office shall regularly collect and provide for the recycling of the  
10 recyclable materials collected.

11 (b) Post signs in those portions of state parks, state historic sites  
12 and state recreational facilities, which do not have trash receptacles,  
13 stating "Please take any trash you generate while upon this facility  
14 with you for disposal when you reach a trash receptacle."

15 § 2. The general municipal law is amended by adding a new section  
16 120-dd to read as follows:

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

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1 § 120-dd. Collection of recyclable material in parks. 1. Each municipi-  
2 ality is encouraged to establish and implement a recyclables recovery  
3 program for the collection of recyclable materials that are discarded in  
4 municipal parks, playgrounds, historic sites and other recreational  
5 facilities. Such recyclable materials shall include, but not be limited  
6 to, metal, plastic, glass and paper.

7 2. Any municipality electing to establish and implement a recyclables  
8 recovery program pursuant to subdivision one of this section shall be  
9 eligible to apply for state assistance for a recycling project pursuant  
10 to title seven of article fifty-four of the environmental conservation  
11 law.

12 3. Each municipality is encouraged to post signs in those portions of  
13 parks, playgrounds, historic sites and other recreational facilities,  
14 which do not have trash receptacles, stating "Please take any trash you  
15 generate while upon this facility with you to be disposed of when you  
16 reach a trash receptacle."

17 § 3. Subdivision 3 of section 54-0701 of the environmental conserva-  
18 tion law, as amended by chapter 146 of the laws of 2000, is amended to  
19 read as follows:

20 3. "Recyclables recovery program" means a program undertaken by a  
21 municipality consistent with requirements of [~~section~~] sections one  
22 hundred twenty-aa and/or one hundred twenty-dd of the general municipal  
23 law to provide for the environmentally sound recovery of recyclables,  
24 primarily involving the collection, aggregation and processing of  
25 recyclable materials for their use as raw materials for new products or  
26 for other useful purposes other than for energy recovery, through facil-  
27 ities planned, designed and constructed to ensure environmental  
28 protection and to maximize the potential for recyclables recovery. A  
29 recyclables recovery program also shall mean planning, educational and  
30 promotional activities to increase public awareness of and participation  
31 in recycling. Such program shall have been approved by the commissioner  
32 and undertaken consistent with any local solid waste management plan  
33 pursuant to section 27-0107 of this chapter.

34 § 4. This act shall take effect on the thirtieth day after it shall  
35 have become a law.