

**New York City Department of Sanitation**  
**Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

**What are we proposing?** The Department of Sanitation (DSNY or the Department) is proposing to amend its rules to add the implementation schedule for the Midtown South and Staten Island Commercial Waste Zones (CWZ) and remove the Queens West CWZ implementation schedule. The Department is also proposing to amend its rules to create an application process for infrequent generators of commercial waste. This proposed rule replaces the proposed rule published on January 13, 2026.

**When and where is the hearing?** DSNY will hold a public hearing on the proposed rule. The public hearing will take place via Microsoft Teams at 10:00AM on Thursday, March 5, 2026 using the following link. This hearing will replace the hearing previously scheduled for February 18, 2026:

[https://teams.microsoft.com//meetup-join/19%3ameeting\\_OTU0MDMyOTItMTc0ZC00M2FhLWEyMTYtMmY0YTU4NWE3NTQ1%40tbread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%225763010a-a4b6-40c9-af42-a4efa53f66e4%22%7d](https://teams.microsoft.com//meetup-join/19%3ameeting_OTU0MDMyOTItMTc0ZC00M2FhLWEyMTYtMmY0YTU4NWE3NTQ1%40tbread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%225763010a-a4b6-40c9-af42-a4efa53f66e4%22%7d)

Meeting ID: 290 664 962 073 19

Passcode: TH3JK6TB

**Dial in by phone**

[+1 646-893-7101](tel:+16468937101), [768678344#](tel:+16468937101) United States, New York City

[Find a local number](#)

Phone conference ID: 768 678 344#

**How do I comment on the proposed rules?** Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to the DSNY through the NYC rules Web site at <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to [nycrules@dsny.nyc.gov](mailto:nycrules@dsny.nyc.gov).

- **Mail.** You can mail written comments to DSNY, 125 Worth Street, Room 710, New York, NY 10013.
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by emailing [abadea@dsny.nyc.gov](mailto:abadea@dsny.nyc.gov) by Wednesday, March 4, 2026 at 5:00 P.M. While you will be given the opportunity during the hearing to indicate that you would like to provide comments, we prefer that you sign up in advance. You can speak for up to three minutes. Please note that the hearing is for accepting oral testimony only and is not held in a “Question and Answer” format.

**Is there a deadline to submit comments?** The deadline for submitting written comments is Thursday, March 5, 2026.

**What if I need assistance to participate in the hearing?** You must tell the Bureau of Legal Affairs if you need a reasonable accommodation of a disability at the hearing. You must tell us if you need a sign language interpreter. You can tell us by email at [eluna@dsny.nyc.gov](mailto:eluna@dsny.nyc.gov) or by mail at the address given above. You may also tell us or by telephone at 646-885-4996. Advance notice is requested to allow sufficient time to arrange the accommodation. Please tell us by Thursday, February 26, 2026.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, copies of all comments submitted online, copies of all written comments, and a summary of oral comments concerning the proposed rule will be available to the public at 125 Worth Street, Room 710, New York, NY 10013 and on DSNY’s website.

**What authorizes DSNY to make this rule?** Section 753 and Section 1043(g) of the New York City Charter and Title 16-B of the New York City Administrative Code authorize DSNY to make this proposed rule. This proposed rule was included in DSNY’s regulatory agenda for this Fiscal Year.

**Where can I find the DSNY’s rules?** DSNY’s rules are in Title 16 of the Rules of the City of New York.

**What laws govern the rulemaking process?** DSNY must meet the requirements of Section 1043 of the New York City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043.

### **Statement of Basis and Purpose of Proposed Rule**

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 CWZs. 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 citywide containerized commercial waste collection services to businesses that use dumpsters and compactors. 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 CWZ established. See Ad. Code § 16-1002(e)(3). Different implementation start and end dates may be established for different CWZs. The Department previously set the implementation start and end dates for the following CWZs: Queens Central, Bronx East, Bronx West, Queens Northeast, Brooklyn South, Queens West, and Lower Manhattan. This rule would set the implementation start date and final implementation date for the next two zones: Midtown South and Staten Island. This rule would also remove the implementation start date and final implementation date for the Queens West zone. Subsequent rules will set the implementation dates for the remaining 12 zones.

Additionally, Section 16-116(a) and (b) of the New York City Administrative Code require commercial establishments to have a Business Integrity Commission (BIC) licensee remove their waste, and post a sign noting the day and time that such establishment's trade waste is picked up or, if such establishment removes its own waste, the sign must note the registration number issued by the BIC. Section 16-116(c) exempts from these requirements any commercial establishment that generates infrequent or insignificant amount of waste, and authorizes the Sanitation Commissioner to promulgate rules determining what constitutes infrequent waste or insignificant amounts of waste. Section 1-06 of Title 16 of the Rules of the City of New York currently provides that commercial establishments must generate less than one gallon of trade waste within a seven-day period to meet the definition of infrequent waste or insignificant amounts

of waste to be exempt from the requirements of Section 16-116(a) and (b). This rule would create an application process for commercial businesses to apply to be considered a generator of infrequent waste. This rule is necessary to ensure the Department has a system for determining if a business is a generator of infrequent waste and exempt from the requirements Section 16-116(a) and (b).

The Department's authority for these rules is found in Section 753 and Section 1043(g) of the New York City Charter and Titles 16 and 16-B of the New York City Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

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

**Section 1. Subdivision (a) of Section 1-06 of Title 16 of the Rules of the City of New York is amended to read as follows:**

(a) Any commercial establishment generating an amount of waste over a period of seven consecutive days that may be contained in a one gallon bag or any other container or containers having a volume of one gallon or less shall be considered infrequent waste or insignificant amounts of waste for purposes of subdivision (c) of § 16-116 of the Administrative Code. [Such] A commercial establishment [need not comply with] that is a generator of infrequent waste or insignificant amounts of waste must submit an application in a form prescribed by the Department in order to be exempted from the requirements of subdivisions (a) and (b) of § 16-116 of the Administrative Code. The Department may require a commercial establishment to periodically recertify that such commercial establishment continues to qualify as a generator of infrequent waste or insignificant amounts of waste.

**§ 2. 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:

<b>Zone name</b>	<b>Implementation start date</b>	<b>Final implementation date</b>
Queens Central	September 3, 2024	January 2, 2025
Bronx East	October 1, 2025	November 30, 2025
Bronx West	October 1, 2025	November 30, 2025
Queens Northeast	January 1, 2026	February 28, 2026

Brooklyn South	January 1, 2026	February 28, 2026
[Queens West]	[April 1, 2026]	[May 31, 2026]
Lower Manhattan	April 1, 2026	May 31, 2026
<u>Midtown South</u>	<u>July 1, 2026</u>	<u>August 31, 2026</u>
<u>Staten Island</u>	<u>July 1, 2026</u>	<u>August 31, 2026</u>

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
253 BROADWAY, 10<sup>th</sup> FLOOR  
NEW YORK, NY 10007  
212-788-1400**

**CERTIFICATION / ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE:** Amendment of Rules Relating to the Implementation of the Eighth and Ninth Commercial Waste Zones and Infrequent Waste Generators

**REFERENCE NUMBER:** DSNY-56

**RULEMAKING AGENCY:** Department of Sanitation

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro  
Mayor's Office of Operations

January 29, 2026  
Date

**NEW YORK CITY LAW DEPARTMENT  
DIVISION OF LEGAL COUNSEL  
100 CHURCH STREET  
NEW YORK, NY 10007  
212-356-4028**

**CERTIFICATION PURSUANT TO  
CHARTER §1043(d)**

**RULE TITLE:** Amendment of Rules Relating to the Implementation of the Eighth and Ninth Commercial Waste Zones and Infrequent Waste Generators

**REFERENCE NUMBER:** 25 RG 106

**RULEMAKING AGENCY:** Department of Sanitation

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN  
Senior Counsel

Date: January 29, 2026