

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

What are we proposing? DSNY is proposing to amend its rule relating to the expansion of community districts requiring containerization for buildings with 10 or more dwelling units.

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 11:00AM on November 20, 2026, using the following link:

<https://teams.microsoft.com/meet/2779763449621827?p=fVAU7JBlu0YZsOo9jU>

Meeting ID: 277 976 344 962 182 7

Passcode: pD9zU7JA

Dial in by phone

[+1 646-893-7101,,315799584#](tel:+16468937101315799584) United States, New York City

[Find a local number](#)

Phone conference ID: 315 799 584#

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.
- **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 mliguori@dsny.nyc.gov by November 19, 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 register 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 November 20, 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 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 November 13, 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? Sections 753 and 1043(a) of the New York City Charter and sections 16-114.2 and 16-120 of the New York City Administrative Code authorize DSNY to make this proposed rule. This proposed rule was not included in DSNY's regulatory agenda for this Fiscal Year because it was not contemplated when DSNY published the agenda.

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

This rule would amend and expand the Department of Sanitation's ("Department") stationary on-street container program to include three additional areas in which both large residential buildings that contain 31 or more residential dwelling units, and medium residential buildings

that contain 10 to 30 residential dwelling units would be required to containerize. The existing rule designated Manhattan Community District 9 and Brooklyn Community District 2 as pilot areas where buildings with 10 or more dwelling units were required to containerize all trash.

The City Council passed Local Law No. 180 of 2025, which authorizes the Department to expand this program and gives the Department additional authority to promulgate rules related to containerization and the use of stationary on-street containers. Based on the success of this program in the pilot areas, the Department is making this program permanent.

The expanded permanent program will include the following community districts:

- Manhattan Community District 9 and Brooklyn Community District 2, which must continue to containerize,
- Bronx Community District 2, Bronx Community District 5, and Queens Community District 2, which must use stationary on-street containers by June 30, 2027, or on the date in which such stationary on-street container is installed, whichever is earlier, and
- Medium residential buildings in these new community districts can opt-in to using stationary on-street containers from January 2, 2027 to March 1, 2027, and must either begin using rigid containers with tight fitting lids by June 30, 2027, or stationary on-street containers by June 30, 2027, or on the date in which such stationary on-street container is installed, whichever is earlier.

New material is underlined.

[Deleted material is in brackets.]

Asterisks (***) indicate unamended text.

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

Section 1. The definitions of “application period,” “end date,” and “implementation date” set forth in subdivision a of section 1-02.6 of Title 16 of the Rules of the City of New York are amended to read as follows:

Application period. The term “application period” means the period of time in which the Department will accept applications from buildings containing 10 to 30 dwelling units to opt in to the use of stationary on-street containers in a [pilot] designated area and during which buildings containing more than 30 dwelling units must provide certain information to the Department.

[End Date] Final implementation date. The term “[end] final implementation date” means the date by which [all] certain buildings in a [pilot] designated area [no longer have to] must comply with applicable containerization requirements as described in this section [and by which the Department will remove any stationary on-street containers placed pursuant to this rule from the public right-of-way, to the extent provided by applicable law].

Implementation start date. The term “implementation start date” means the date by which [all] certain buildings in a [pilot] designated area must comply with applicable containerization requirements as provided in this section.

§ 2. Subdivisions b, c, and d of section 1-02.6 of Title 16 of the Rules of the City of New York are amended to read as follows:

b. The following chart lists the [pilot] designated areas, and the application period, implementation start date, and [end] final implementation date, for each such [pilot] designated area.

[Pilot] <u>Designated</u> Areas	Application Period	Implementation <u>Start</u> Date	[End Date] <u>Final</u> <u>Implementation</u> <u>Date</u>
Manhattan Community District 9	July 1, 2026 to July 31, 2026	October 15, 2026	[October 15, 2027] <u>October 15, 2026</u>
Brooklyn Community District 2	July 1, 2026 to July 31, 2026	October 15, 2026	[October 15, 2027] <u>October 15, 2026</u>

<u>Bronx</u> <u>Community</u> <u>District 2</u> <u>Bronx</u> <u>Community</u> <u>District 2</u>	<u>January 2, 2027</u> <u>to February 28,</u> <u>2027</u>	<u>April 1, 2027</u>	<u>June 30, 2027</u>
<u>Bronx</u> <u>Community</u> <u>District 5</u>	<u>January 2, 2027</u> <u>to February 28,</u> <u>2027</u>	<u>April 1, 2027</u>	<u>June 30, 2027</u>
<u>Queens</u> <u>Community</u> <u>District 2</u>	<u>January 2, 2027</u> <u>to February 28,</u> <u>2027</u>	<u>April 1, 2027</u>	<u>June 30, 2027</u>

c. *Containerization requirements for large residential buildings.*

1. [Beginning on the implementation date, and continuing until the end date as specified in subdivision b of this section, all] All large residential buildings located in a [pilot] designated area must utilize stationary on-street containers for the disposal of refuse, not including bulk waste, for collection the Department, no later than either the final implementation date, as specified in subdivision b of this section, or the date on which such stationary on-street container is installed, whichever is earlier.

2. Notwithstanding paragraph 1 of this subdivision, a large residential building located in a [pilot] designated area that receives Department collection, or is applying to receive Department collection, is not required to utilize a stationary on-street container if the Department determines that such building's circumstances warrant a different containerization method or alternative set-out method. The Department will make such determination based on its own independent analysis and inform such building of the method that such building must utilize no later than two months prior to the final implementation date specified in subdivision b of this section. Any such method must be in place by the final implementation date specified in subdivision b of this section.

3. During the application period, all large residential buildings located in a [pilot] designated area must provide building ownership and applicable contact information using a form available on the Department's website.

4. The Department will install stationary on-street containers in any designated area beginning on the implementation start date and continuing until the final implementation date for such designated area.

d. *Containerization requirements for medium residential buildings.*

1. Beginning on the final implementation date [and continuing until the end date], as specified in subdivision b of this section, any medium residential building located in a [pilot] designated area must, in accordance with 16 RCNY § 1-02.1(a), set out its refuse, not including bulk waste, for collection by the Department at the curb in rigid receptacles with tight-fitting lids that are purchased from an authorized vendor in accordance with 16 RCNY §1-02.5, unless such building is directed by the Department to set out its refuse using an alternative method pursuant to paragraph 2 of this subdivision or approved by the Department to use a stationary on-street container pursuant to paragraph 3 of this subdivision.

2. If the Department determines that the circumstances of a medium residential building located in a [pilot] designated area that receives Department collection, or is applying to receive Department collection, warrant a different containerization method or an alternative set-out method, such building must use such method. The Department will make such determination based on its own independent analysis and will inform such building of the method that such building must utilize no later than two months prior to the final implementation date specified in subdivision b of this section. Any such method must be in place by the final implementation date specified in subdivision b of this section.

3. *Opt-in requirements for medium residential buildings.* An owner of a medium residential building located in a [pilot] designated area or such owner's agent may apply to the Department during the application period, in accordance with the requirements in paragraph 4 of this subdivision, to place such building's refuse in a stationary on-street container for collection by the Department.

(a) The Department will review any such request for the use of stationary on-street containers submitted during the application period.

(b) Applicants denied the use of stationary on-street containers will be notified in writing prior to the final implementation date specified in subdivision b of this section. Beginning on the final implementation date, such buildings must set out their refuse at the curb for collection by

the Department in rigid receptacles with tight-fitting lids that are purchased from an authorized vendor in accordance with paragraph 1 of this subdivision unless the Department determines that the building should use an alternative containerization or set out method pursuant to paragraph 2 of this subdivision.

(c) Applicants approved by the Department to utilize stationary on-street containers will be notified in writing prior to the final implementation date specified in subdivision b of this section and must set out refuse in such containers beginning on such final implementation date as, [and continuing until the end date] specified in subdivision b of this section, or on the date in which such stationary on-street container is installed, whichever is earlier.

(d) The Department will install stationary on-street containers in any designated area beginning on the implementation start date and continuing until the final implementation date for such designated area.

4. *Application requirements.* The owner of a medium residential building in a [pilot] designated area, or such owner's agent, that seeks to opt in to setting out such building's refuse for collection by the Department in a stationary on-street container pursuant to paragraph 3 of this subdivision must submit an application to the Department in a form and format determined by the Department during the application period. Such application must include:

- (a) the name and contact information of the owner of the building, and such owner's agent, if applicable;
- (b) the number of dwelling units in the building;
- (c) an attestation that the owner of the building, or such owner's agent, agrees to place all refuse in the stationary on-street containers if the application is approved; and
- (d) any additional information deemed necessary by the Department.

**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: 26 RG 081

REFERENCE NUMBER: Rules Expanding Containerization Program

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: October 9, 2026

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

CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)

RULE TITLE: Rules Expanding Containerization Program

REFERENCE NUMBER: DSNY-63

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) Affected buildings are given a few months to comply based on the implementation start date and the final implementation date.

/s/ Francisco X. Navarro

October 9, 2026

Mayor's Office of Operations

Date

