



**The City of New York**  
**BUSINESS INTEGRITY COMMISSION**  
100 Church Street · 20th Floor  
New York · New York 10007  
Tel. (212) 676-6219 · Fax (212) 676-6279

Michael J. Mansfield  
*Commissioner/Chair*

**TRADE WASTE ADVISORY BOARD**  
***MEETING MINUTES***

**Date:** June 10, 2010

**Time:** 10:25 AM – 11:10 AM

**Location:** 100 Church Street 20<sup>th</sup> Floor, New York, NY 10007

**NEXT MEETING:** July 15, 2010, 10:00AM

**Attendees:**

<b>Name</b>	<b>Entity</b>
Eric Dorsch	Deputy Commissioner for Legal Affairs / General Counsel - BIC
Hope Kennedy	Chief of Staff - BIC
Sarah Nasir	Director of Audit - BIC
Stephen Verrelli	Chief Investigator- BIC
Hector Serrano	Assistant Commissioner of Licensing -- BIC
Peter Willumsen-Friedman	Paralegal -- BIC
John Curry	Deputy General Counsel -- BIC
Chris Mahon	Director of Investigations -- BIC
John Martin	Deputy to the Assistant Commissioner of the Bureau of Permit Management & Construction Coordination - DOT
Vincent P. Maniscalco	Assistant Commissioner for SIM/HIQA/Street Assessment/News Racks - DOT
Michelle Fredericks	Associate Counsel - DOT
Edward Pincar	Director of Special Projects - DOT
Edward Apuzzi	IESI NY Corporation
Dennis Gaeta	Gaeta Interior Demolition Inc.
John Isabella	Isabella City Carting Corp.
Charles Rotante	Chambers Paper Fibers Corp.
Ron Bergamini	Action Carting
Josh Knobloch	Citiwaste LLC.

**Agenda:**

1. Containers on City streets
2. Customer Decals
3. Summer Streets Program

**Attendees not present:**

1. Michelle Ann Cardella (Cardella Carting Corp.)
2. Michael Bass (J. Bass & Sons, Inc.)
3. Michael Milillo (Code Shred, LTD.)

## Discussion

### *Rules And Regulations Regarding Containers on City Streets*

Business Integrity Commission General Counsel Eric Dorsch opened the meeting and introduced the Department of Transportation (DOT) personnel. He explained that the DOT personnel would be giving a presentation and taking questions, but that as DOT would still be holding a public hearing, they would not be answering the carters' questions at this meeting. He indicated that BIC would work with DOT to provide answers to the carters' questions either at the public hearing or on the Commission's website after the hearing.

The DOT personnel then gave a presentation about the proposed commercial refuse container permit rules. DOT gave out a handout summarizing the proposed rules. See Attached. DOT Assistant Commissioner Maniscalco talked about how important it is for the City to have accurate information about the location of container. Mr. Martin then explained the broad outlines of the proposed DOT rules. Under the proposed rules, DOT would no longer require carters to register their containers. Instead, DOT would require that carters obtain a permit each time they place a container on a City street. The permits would be valid for five days and DOT would have an electronic system for obtaining the permits. However, permits would not be required for any container placed **off street. The rule change is for household debris container activity on the street. It was also noted that there is no change to existing rules for containers on the street used for construction debris associated with a construction site that requires a separate Department of Buildings permit. This type of activity is already covered with an existing DOT permit that most, if not all, container companies have already been acquiring if they work with construction debris.**

The DOT personnel then accepted questions from the Board. John Isabella asked if receiving a DOT container permit would allow the carter to reserve the parking space for the container (similar to the City's filming permits). Dennis Gaeta asked about the length of time it will take to obtain a container permit and if the electronic system will be available seven days a week. Edward Apuzzi asked if DOT would be taking steps to ensure that the new DOT rules would be coordinated with the existing BIC container regulations. Dennis Gaeta explained how requiring a 1.5" thick piece of wood would not effectively protect the streets during the removal of a fully loaded container. General Counsel Dorsch raised a question about the issues involved with covering a container with a tarp – the tarp covers the markings and reflective tape. Several carters explained that this is done by the contractors and not by or at the behest of the carters. The contractors cover their containers in order to prevent other people from placing waste into the containers.

### *Customer Decals*

BIC Assistant Commissioner Serrano gave a presentation about the new customer decals currently available at the Commission offices. Assistant Commissioner Serrano explained that the new decals have significantly more adhesive and, therefore, will remain attached to the customers' windows. A carter asked if they would need to purchase new decals for all their customers or if the previous ones would remain valid. Assistant Commissioner Serrano explained that the Commission would not be requiring that all customers have the new customer decals. Instead, the old decals would remain valid. However, General Counsel Dorsch emphasized that carters are not allowed to create their own decals – all decals must be obtained from the Commission. Charles Rotante raised a concern that some businesses are keeping the decals in the window even after they terminate carting services. BIC said they would work with DSNY to attempt to improve enforcement efforts on this issue.

### ***Summer Streets Program***

General Counsel Dorsch informed the Board of the Summer Streets Program and directed them to the information available now on restrictions on carters. General Counsel Dorsch indicated that the Commission will be putting out a directive about the Summer Streets program and how it impacts the private carting industry. This directive will include a map of the affected areas. This directive will also be available on the Commission's website.

### ***311 Concerns***

The Board then raised the issue that when they called 311 to report theft of cardboard, 311 was instructing them to call BIC directly. Chief of Staff Kennedy informed the carters that the Commission will address this issue with 311.

The meeting was adjourned at 11:10 AM.