Int. No. 846

By Council Member Kallos, Espinal, and Constantinides

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale or distribution of single use water bottles on city property

Be it enacted by the Council as follows:

Section 1. The administrative code of the city of New York is amended by adding a new section 4-210 to read as follows:

§ 4-210. Single Use Water Bottle Prohibition. a. Definitions. For the purposes of this section:

City Funds. The term "city funds" means all monies or other assets received and managed by, or which are otherwise under the control of, the city of New York.

City Property. The term “city property” means real property, including any buildings thereon, owned or leased by the city of New York, and in the city's possession or in the possession of a public or private entity under contract with the city to perform a public purpose. City property includes a city street.

City Streets. The term "city street" means the public right-of-way owned by the city of New York, including any area across, along, on, over, upon, and within the dedicated public roads, sidewalks, and streets, within the city.

Event. The term "event" means any gathering held on city property for which to a city permit is required, where more than 50 people attend or participate.

Participant Athletic Event. The term “participant athletic event” means an event in which a group of people collectively walk, jog, run, or bicycle or otherwise participate in a sport.

Single Use Bottle. The term "single use bottle" means any container that is intended by the manufacturer to be used once or that is generally recognized by the public as an item to be discarded after one use.

b. No person may sell or distribute a single use bottle containing water on city property.

c. The provisions of this section shall not apply in the following circumstances: 1. participant athletic events; and 2. events where the sponsor demonstrates that the prohibition would present an undue health risk to participants of such event.

d. The commissioner of citywide administrative services, in consultation with the department of environmental protection, the department of parks and recreation, and the department of health and mental hygiene, shall promulgate rules, consistent with the standards established in this section.

e. The department of citywide administrative services shall publish on its website a list or description of the single use bottles prohibited pursuant to subdivision d of this section.

f. No city funds may be used for the purchase of a single use bottle containing water.

§ 2. This local law takes effect 1 year after it becomes law.

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