



Ordinance Framework Prohibiting the Use, Sale and Distribution of Single-Use Plastic and Polystyrene (Styrofoam) Goods and Materials

Public Works Commission

July 21, 2022



Background

- Disposable Foodware Accessories Ordinance
- Transitional step towards Single-Use Plastic and Polystyrene (Styrofoam) Prohibition Ordinance
- Expand the Disposable Foodware Accessories Ordinance



Ordinance Elements

- Purpose
- Restriction and Requirements
- Affected Stakeholders
- Implementation and Timeline
- Exemptions and Waivers
- Enforcement and Penalties



Element No. 1: Purpose





Element No. 2: Restrictions and Requirements





Element No. 3: Affected Stakeholders

Stakeholder Types	Number
City Operations and Services (Multiple Departments)	1
Pharmacies	20
Grocery stores	3
Food Services Establishments (including restaurants, mobile food trucks, coffee shops, etc.)	300
Hospitality (Hotels)	16
Other Retail and Services	1315
Total	1,655



Element No. 4: Implementation and Timeline

Stakeholder Type	Phase	Implementation Timeline after the Ordinance Adoption
Local Government	1	6 months
Groceries and Pharmacies	2	1-year after adoption or January 1*
Food Service Establishments (including restaurants, coffee shops, mobile food trucks, etc.)	2	1-year after adoption or January 1*
Retail stores	2	1-year after adoption or January 1*
Hospitality (Hotels)	2	1-year after adoption or January 1*



Element No. 5: Exemptions and Waivers

- Exemptions and Waivers are issued to:
 - Exhibit financial hardship
 - Exhibit there are no alternative materials.
- Exemption is for 1 calendar year.
- Maximum of 2 exemptions/waivers.



Element No. 6: Enforcement and Penalties

- Intent is to educate and guide towards compliance.
- Subject to Administrative Citation set forth in BHMC
 - \$100 for first violation after the written warning notice is given
 - \$200 for the second violation after the written warning notice is given
 - Fine not exceeding \$500 for third and subsequent violations after a written warning notice has been given



Communitywide Stakeholder Engagement Process

- Goal: educate all the stakeholders of the proposed ordinance. Refine proposed ordinance, if needed, based on the stakeholder input.
- Community Outreach Plan:
 - 6 months
 - Community workshops, Chamber of Commerce, Rotary, various organization.
 - Print, social media, direct contact



Next Steps

- If the elements are supported, staff will begin stakeholder engagement process and draft ordinance.
- Staff plans to present the draft ordinance to PWC by December 2022.
- If ordinance is recommended, present to City Council for adoption by February 2023.



DISCUSSION