

# Amendments to the City's Solid Waste Ordinance for SB 1383

City of Beaumont  
City Council Meeting  
November 2, 2021

Chad Herrington  
Special Council



# Background

---

## ○ City's Current Solid Waste Provisions

- Chapter 8.12: Solid Waste Management
  - New provisions adopted in June 2019, and last updated in December 2019.
- 2019 updates functioned to:
  - Updated to reflect changes in the law (AB 1826; AB 1594; AB 341)
  - Coordinate with new franchise agreement
  - Reorganize and make the Code more user friendly

# Background

---

- Senate Bill 1383 (2015-2016)
  - CalRecycle Regulations finalized in November 2020
  - Local governments have until January 1, 2022, to implement the SB 1383 Regulations

# Background

---

## ○ Senate Bill 1383 (2015-2016)

- Stated Purpose: to reduce organic waste disposal, recover edible food waste from the waste stream, and reduce methane emissions.
- Organic Waste: solid wastes containing material originating from living organisms
- To Be Achieved by:
  - Expanding organic waste collection and recycling services
  - New requirements on commercial edible food generators
  - New requirements on food recovery organizations
  - Inspections and enforcement

# Content of Proposed Ordinance

---

## ○ Updated Definitions

- The CalRecycle SB 1383 Regulations included a variety of new defined terms to support the new requirements.
- New defined terms are being added to Chapter 8.12.
- Existing defined terms in Chapter 8.12 are being amended to reflect changes caused by the SB 1383 Regulations.

# Content of Proposed Ordinance

---

- ◉ Expansion of Organic Waste Collection and Recycling Services
  - Currently: Only commercial premises, multi-family, and city premises generating two or more cubic yards of solid waste per week must recycle organic waste.
  - New provisions: All premises, including, single-family residential, multi-family residential, commercial, and city premises will be required to have organic waste recycling services.
  - What will it look like?
    - All premises will have three containers: organic waste, non-organic recyclable materials, and garbage.

# Content of Proposed Ordinance

---

## ◉ Waivers for commercial businesses

- The City may grant waivers to the organic waste recycling requirements in certain instances. Commercial businesses may qualify if:
  - They generate a de minimis amount of organic waste.
  - They do not have the physical space for the necessary collection containers.
- Commercial businesses will have to apply with the City for a waiver, and will be subject to inspection.
- Future Action: Staff will be coming back to the Council to set a fee for the waiver application based on anticipated staff time to process and monitor.

# Content of Proposed Ordinance

---

## ○ Commercial Edible Food Generators

- Tier one (compliance by 1/1/22): supermarkets, grocery stores, food services providers, food vendors and distributors.
- Tier two (compliance by 1/1/24): restaurants, hotels, large venues or events, state agency or education facility with food facility.



# Content of Proposed Ordinance

---

## ○ Commercial Edible Food Generators

### • Requirements:

- Arrange to recover max amount of food that would otherwise be disposed
- Contract with food recovery organizations
- Shall not intentionally spoil edible food
- Allow inspection of premises
- Keep records
- Provide quarterly reports to the City

# Content of Proposed Ordinance

---

## ◉ Food Recovery Organization / Services

- Food recovery organization: an entity that collects/receives edible food from commercial edible food generators and distributes that edible food to the public for food recovery.
- Food recovery services: person or entity that collects and transports edible food from an edible food generator to a recovery organization.
- Requirements:
  - Must maintain specified records of their dealings with commercial edible food generators.
  - Provide quarterly reports to the City.

# Content of Proposed Ordinance

---

## ○ Inspection and Enforcement

- Authorizes inspections to ensure all premises and impacted persons and entities are complying with the organic waste provisions.
- Inspections could be of containers, collection vehicles, processing facilities, etc.
- Does NOT authorize entry into private residential dwelling unit for inspection.
- Enforcement provisions remain the same:
  - Violations can be enforced through criminal citation, civil citation, administrative citation, nuisance abatement.

# Franchise Agreement

---

- 2019 Franchise Agreement was drafted to require the franchisee to comply with SB 1383 and implementing regulations.
- No changes to the franchise agreement are necessary at this time.
- No change in collection rates at this time.

# Questions?

---