



**STAFF REPORT**  
**2/23/2022**

**TO:** Honorable Mayor and City Council Members

**FROM:** Maritza Martinez, Public Works Director

**SUBJECT:** Resolution No. 2022-21 adopting a notification of intent to comply with the SB 1383 regulations and seeking additional time to achieve compliance pursuant to SB 619 for organic waste reduction.

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**STAFF RECOMMENDATION:**

Resolution No. 2022-21 adopting a notification of intent to comply with the SB 1383 regulations and seeking additional time to achieve compliance pursuant to SB 619 for organic waste reduction.

**EXECUTIVE SUMMARY:**

SB 1383 requires the City adopt an enforceable ordinance to compel businesses and residents to recycle their organic waste and comply with other requirements of the regulation, while putting the responsibility for funding, administrating, and implementing those goals on the City. The City could face penalties of up to \$10,000 per day for failing to comply with SB 1383 effective January 1, 2022. In October 2021, SB 619 was signed by the Governor to allow for penalty relief during the 2022 calendar year for cities as long as there is a corrective action plan in place to ensure compliance.

The City has adopted the required local ordinance to comply with SB 1383, however the City has not completed negotiations with its hauler to allow for rolling out the additional services required by SB 1383. The City is currently working closely with our hauler and will have the following items in motion: amended hauler agreement, updated solid waste and recycling rates, and rolled out SB 1383 solid waste service programs.

Staff is recommending adoption of Resolution No. 2022-21 to ensure the City is protected from punitive penalties by Department of Resources Recycling and Recovery (CalRecycle) during 2022.

Attachments:

Resolution No. 2022-21

Exhibit A – Notice of Intent to Comply