



AGENDA REPORT SUMMARY

Meeting Date: February 22, 2022

Subject: Resolution 2022-XX: Authorizing Submittal of Application for CalRecycle Payment Programs and Related Authorizations

Prepared by: Aida Fairman, Engineering Services Manager

Reviewed by: Jim Sandoval, Engineering Services Director

Approved by: Gabriel Engeland, City Manager

Attachment:

1. Resolution No. 2022-XX

Initiated by:

Staff

Previous Council Consideration:

None

Fiscal Impact:

Estimated by CalRecycle to be \$41,038 of additional funding for SB 1383 implementation.

Environmental Review:

Categorically exempt from CEQA pursuant to Title 14 California Code of Regulations section 15308 as an action/project that will not have a significant impact on the environment and as an action taken by a regulatory agency for the protection of the environment, specifically, for the protection of the climate.

Policy Question(s) for Council Consideration:

Does the City Council wish to authorize staff to apply for CalRecycle grants until rescinded?

Summary:

- In September 2016, Governor Jerry Brown signed into law SB 1383 organic waste diversion regulations.
- In November 2020, the California Department of Resources Recycling and Recovery (CalRecycle) finalized SB 1383 regulations.
- SB 1383 requires the City to adopt an enforceable ordinance(s) that requires businesses and residents to recycle their organic waste and to comply with other requirements of the regulation.

City Manager

GE

Reviewed By:

City Attorney

JH

Finance Director

JE



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- In November 2021, the City of Los Altos Municipal Code was updated to include requirements to comply with the State’s goal of reducing organic waste disposal by 75% by 2025.
 - In November 2021, the City of Los Altos Municipal Code was updated to include an ordinance to recover edible food to comply with the State’s goal of reducing edible food disposal by 20% by 2025.

Staff Recommendation:

Adopt Resolution 2022-XX authorizing submittal of an application for CalRecycle payment programs and related authorizations

Purpose

To adopt Resolution 2022-XX authorizing submittal of an application for CalRecycle payment programs and related authorizations associated with SB1383.

Background

In September of 2016, Governor Brown signed into law Senate Bill (SB) 1383, the Short-Lived Climate Pollutant Reduction Act. SB 1383 is the most significant waste reduction mandate to be adopted in California in the last 30 years and establishes methane emissions reduction targets statewide in an effort to reduce emissions of short-lived climate pollutants (SLCP)¹. SB 1383 establishes statewide targets to reduce emissions of SLCP of 75% by 2025; and requires that not less than 20% of edible food that is currently disposed of be recovered for human consumption by 2025.

The Department of Resources Recycling and Recovery (CalRecycle) is administering a one-time grant program meant to provide aid in the implementation of regulations adopted by CalRecycle pursuant to Chapter 395, Statutes of 2016 and SB170 Budget Act of 2021. This non-competitive grant program provides funding to local jurisdictions to assist with the implementation of regulatory requirements associated with SB 1383, including but not limited to:

- Capacity Planning
- Collection
- Edible Food Recovery
- Education and outreach (includes organic waste & edible food recovery)
- Enforcement and Inspection

¹ Short-lived climate pollutants are climate pollutants—such as methane, black carbon, hydrofluorocarbons--that have a much higher global warming potential (GWP) than carbon dioxide.



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- Program Evaluation/Gap Analysis
- Procurement Requirements
- Record Keeping

Environmental Motivation

California has been experiencing adverse effects of climate change. This can be seen in higher temperatures, extreme and prolonged drought, and sea-level rise that threatens to erode coastlines. Scientists agree that greenhouse gasses (GHG) emissions caused by anthropogenic activities are causing climate change. The landfilling of food and yard waste creates methane emissions, and landfills are responsible for 21% of the State's methane emissions. Methane is a super pollutant that is approximately 86 times stronger than carbon dioxide (CO₂) over a 20-year horizon, contributes to negative air quality, and can cause respiratory issues. SB 1383 was developed in response to mitigating this climate crisis.

Discussion/Analysis

Jurisdictions are responsible for SB 1383 compliance and enforcement, and the City has been preparing for the regulatory responsibilities. Staff wishes to apply for the CalRecycle grant program for SB 1383 implementation, and initially intends to direct this funding to SB 1383 preparedness including hiring a consultant to conduct site visits to commercial generators required to participate in the organics collection program. These site visits would include training, right-sizing, advice on how to place containers, and inspection for contamination as applicable.

Recommendation

The staff recommends that City Council adopt Resolution 2022-XX.