



**DATE:** December 14, 2021

**CATEGORY:** Consent

**DEPT.:** Public Works

**TITLE:** **Mandatory Organic Waste Disposal Reduction Ordinance (Second Reading)**

### **RECOMMENDATION**

Adopt an Ordinance of the City of Mountain View Adding Article VI to Chapter 16 of the Mountain View City Code to Mandate Organic Waste Disposal Reduction, to be read in title only, further reading waived (Attachment 1 to the Council report). (First reading: 7-0)

### **SUMMARY**

On November 9, 2021, the City Council introduced an ordinance to mandate organic waste disposal reduction to comply with Senate Bill (SB) 1383 and the City's Zero Waste Plan. The State law requires cities to adopt an ordinance or other enforceable mechanism to implement the regulations by January 1, 2022. SB 1383 establishes Statewide 2025 targets to reduce the landfilling of organic waste by 75% from 2014 levels and divert at least 20% of currently disposed edible food to food-recovery organizations.

To meet these targets, the ordinance would require:

- All businesses and residents, including multi-family properties, to use the City's organics collection program to keep organic waste, such as food scraps, food-soiled paper, and plant debris, out of the landfill; and
- Commercial edible food generators, such as grocery stores and food distributors, to recover the maximum amount of edible food that would otherwise be disposed by entering into contracts with edible food recovery organizations or services (e.g., a local food bank).

Separate from the ordinance, the SB 1383 regulations require the City to:

- Procure certain amounts of organic waste products (e.g., compost and mulch) and meet recycled content paper product specifications;
- Conduct education and outreach to all regulated entities; and
- Monitor and enforce all SB 1383 mandates.

### **FISCAL IMPACT**

As presented to Council when the Zero Waste Plan was adopted on October 29, 2019, additional staffing resources are necessary to successfully carry out the short-, medium-, and long-term zero-waste initiatives. Implementation of the plan's "Mandatory Participation Ordinance," which is the ordinance proposed here to comply with SB 1383, is anticipated to require one full-time equivalent ongoing position. This role would manage inspection and enforcement, record-keeping and reporting, and other aspects to implement the regulations. This additional staffing would be funded by the Solid Waste Fund and will be requested as part of the annual budget process.

### **PUBLIC NOTICING**

Agenda posting. The ordinance was published at least two days prior to adoption in accordance with City Charter Section 522.

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Attachment: 1. Mandatory Organic Waste Disposal Reduction Ordinance