



A G E N D A
CITY OF SEASIDE
CITY COUNCIL

SPECIAL MEETING
HYBRID (IN PERSON & VIRTUAL)
Thursday, July 29, 2021
5:00 PM

MASKS ARE REQUIRED FOR IN PERSON PARTICIPATION.

This meeting is compliant with Governor Newsom's Executive Order N-29-20 which allows local legislative bodies to hold public meetings electronically only, without a physical location for public participation, accessible only telephonically or otherwise electronically (video conferencing) to all members of the public seeking to observe and address the local legislative body, in order to avoid public gatherings, and until further notice. This meeting will be held in a hybrid format providing a physical location at **Seaside City Hall, 440 Harcourt Avenue, Council Chamber, Seaside, California 93955.**

DETAILS FOR PUBLIC PARTICIPATION IN THIS COUNCIL MEETING:

IN PERSON PARTICIPATION: Protective face coverings required at all times, including when speaking.

REMOTE PUBLIC COMMENTS To make a public comment, the following options are available:

- Before the Meeting via Email: Written comments can be emailed to CityClerk@ci.seaside.ca.us Include the following subject line: "Public Comment Item # (insert the agenda item number relevant to your comment). Written comments must be received by 3:00 p.m. on the day of the meeting. All submitted comments will be provided to the City Council or the Board for consideration and compiled as part of the record.
- During the Meeting via Oral Comments: When the Mayor calls for public comment, attendees can queue to speak with the "Raise Hand" feature. On the Zoom application, click the "Raise Hand" button. On the phone, press *9. The Clerk will call speaker names and unmute speaker microphones (on the phone, press *6). You may have up to 3 minutes to provide your comments, with time set by the discretion of the Mayor.

VIRTUAL MEETING ACCESS

This meeting can be watched via the City of Seaside You Tube channel

https://www.youtube.com/channel/UC1Cu7854Ohtjpr_XV1tDvRg

Or by joining the Zoom webinar link <https://us02web.zoom.us/j/81936832059>

Or call in phone number: 669-900-9128

1. CALL TO ORDER

2. ROLL CALL – ESTABLISHMENT OF QUORUM

Ian N. Oglesby
David R. Pacheco
Jason Campbell
Jon Wizard
Alexis Garcia-Arrazola

Mayor
Mayor Pro Tem
Council Member
Council Member
Council Member

3. PLEDGE OF ALLEGIANCE

4. PUBLIC COMMENT

Members of the public wishing to address the City Council on matters within the jurisdiction of the City of Seaside, but not on this agenda, may do so during the Public Comment period for up to three (3) minutes. Public Comments on specific agenda items are heard under that item. For the public record, please state your name.

5. PUBLIC HEARING

A. INTRODUCTION OF THE FOLLOWING THREE ORDINANCES TO MODIFY THE SEASIDE MUNICIPAL CODE TO ADDRESS PLASTIC POLLUTION AND WASTE REDUCTION IN THE CITY OF SEASIDE. (FIRST READING – ROLL CALL VOTE):

1. INTRODUCTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE, TITLE 8, CHAPTER 8.60 IN ITS ENTIRETY TO ESTABLISH UPDATED REGULATIONS LIMITING SINGLE USE PLASTICS IN THE CITY.
2. INTRODUCTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE, TITLE 8, CHAPTER 8.62 TO ESTABLISH UPDATED REGULATIONS FOR CONSISTENCY WITH THE ASSOCIATED AMENDMENTS OF 8.60.
3. INTRODUCTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE, TITLE 8, CHAPTER 8.28 TO ESTABLISH UPDATED REGULATIONS FOR CONTINUED COMPLIANCE WITH THE STATE WATER RESOURCES CONTROL BOARD'S TRASH PROVISIONS.

6. ADJOURNMENT

Next Regularly Scheduled Meeting:
August 5, 2021
5:00 PM

The City of Seaside is committed to providing accessible facilities and accommodating people with disabilities in all of its services programs and activities. If special considerations are needed by any person to fully participate in this meeting, contact the City Clerk at 899-6707 no fewer than two business days prior to the meeting to allow reasonable arrangements. Agendas are posted at:

<http://www.ci.seaside.ca.us/129/City-Council-Committee-Agendas>

Agenda-related writings or documents provided during public meetings are available for public inspection during the meeting or from the office of the City Clerk. This agenda is posted in compliance with California Governor Newsom's Executive Orders N-29-20 and N-33-20.

**CITY OF SEASIDE
STAFF REPORT**

Item No.: 5.A.

TO: City Council

FROM: Craig Malin, City Manager

BY: Beth Rocha, Senior Planner and Lacey Raak, Seaside Environmental Commission Chairperson

DATE: July 29, 2021

SUBJECT: INTRODUCTION OF THE FOLLOWING THREE ORDINANCES TO MODIFY THE SEASIDE MUNICIPAL CODE TO ADDRESS PLASTIC POLLUTION AND WASTE REDUCTION IN THE CITY OF SEASIDE. (FIRST READING – ROLL CALL VOTE):

1. INTRODUCTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE, TITLE 8, CHAPTER 8.60 IN ITS ENTIRETY TO ESTABLISH UPDATED REGULATIONS LIMITING SINGLE USE PLASTICS IN THE CITY.
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3. INTRODUCTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE, TITLE 8, CHAPTER 8.28 TO ESTABLISH UPDATED REGULATIONS FOR CONTINUED COMPLIANCE WITH THE STATE WATER RESOURCES CONTROL BOARD'S TRASH PROVISIONS.

BACKGROUND

8.60 Environmentally Preferable Food Packaging

The First Wave: Polystyrene Food Packaging Bans

Seaside's current Environmentally Preferable Food Packaging Ordinance (SMC 8.60) was enacted 10 years ago and primarily regulated the prohibition of polystyrene food packaging in the City. At the time, all jurisdictional members of the Monterey Regional Waste Management District were requested to adopt an ordinance to eliminate the use of polystyrene food packaging. In addition to Seaside taking action, the cities of Monterey,

Pacific Grove, Carmel, and Del Rey Oaks also adopted ordinances banning polystyrene. Over time, both market changes and business purchasing decisions assisted in the transition away from polystyrene to more environmentally preferable food packaging.

The current food packaging landscape of Seaside covers the spectrum, from prohibited to preferred goods: polystyrene food packaging is still used and sold by some establishments while many use recyclable food service ware and a few businesses have already started the transition to compostable goods or have completely transitioned. Additionally, other consumer goods such as balloons, single-use paper bags, and single-use plastic containers of personal care products provided at lodging establishments comprise the products in Seaside.

The Second Wave: Monterey Peninsula Cities Require Compostable Ware

It was once thought that biodegradable products were more environmentally preferable than plastics; however, it has been discovered that they actually break down in the environment in a very similar manner to plastic goods and do not break down in marine environments. Biodegradable materials and plastics can disperse widely and pose a severe threat to wildlife, as well as humans who consume seafood.

Compostable food service ware (such as cups, plates, clamshell containers and cutlery) made from paper, sugarcane, corn bi-products and potato starch are available locally. When these products are sent to a commercial composting facility, they break down into humus, which is the dark, rich organic matter in soil.

Locally, Carmel city council voted unanimously to ban plastic straws and utensils for restaurants and food vendors on October 3, 2018.

The City of Monterey followed and unanimously amended its municipal code regarding disposable food service ware on November 20, 2018, that became effective on Earth Day (April 22, 2019). Lastly, the City of Pacific Grove unanimously passed similar prohibitions on single-use plastics and food packaging on November 6, 2019.

Various laws passed at the state level that aim to reduce single use plastics have prompted local cities to ban single-use plastics. A brief overview of the laws passed since 2018 to current are summarized here:

- AB 1884: Straws on Request
 - Straws may be offered on request only in dine-in restaurants (Does not apply to coffee shops, bars or fast food).
- SB 1263: Statewide Micro plastics Strategy
 - Directs the state's Ocean Protection Council to examine plastic pieces smaller than 5mm in the marine environment.
- SB 1335: Take-Out Food Packaging at State Facilities
 - Requires that all food containers provided at facilities in state-owned properties be recyclable or compostable.
- AB 1162: Small plastic bottles in lodging establishments
 - State ban on single-use plastic toiletry bottles limited to only shampoo, conditioner, and body wash.

- AB 619: Reusable containers and utensils in food service
 - Clarifies how restaurants may serve food and beverages in consumer-provided reusable containers.
 - Allows food-cart vendors at community events to serve food and beverages in reusable service ware.

8.28 Solid Waste

On April 7, 2015, the State Water Resources Control Board adopted Resolution 2015-0019 amending the Water Quality Control Plan For Ocean Waters of California to Control Trash and Part 1 of the Water Quality Control Plan for Inland Surface Waters, Enclosed Bays and Estuaries, collectively known as the Trash Provisions.

On June 16, 2016 the City Council adopted ordinance 1028, amending the city's solid waste ordinance in its entirety (Attachment 2).

The Trash Provisions require cities to prohibit the discharge of trash through the implementation of full capture treatment devices installed within drainage infrastructure (Track 1) or through a combination of structural and institutional controls that demonstrate full capture equivalency (Track 2).

On June 1, 2017, the State Water Resources Control Board issued an order pursuant to water code section 13383 requiring cities select either Track 1 or Track 2 method to comply with the Trash Provisions. On August 25, 2017, in a letter to the State Water Board, the City of Seaside selected Track 2 as the preferred method to meet the Trash Provisions (Attachment 3).

The proposed ordinance amendments will serve to fulfil some of the Track 2 requirements of the Trash Provisions and complement the proposed changes to 8.60 by further addressing the issue of plastic pollution at the source of distribution as well as the end of use to improve litter removal from parking lots and streets.

Chapter 8.62 Use of Single-Use Carryout Bags, Recycled Paper Bags, and Reusable Bags by Retail Establishments

Passed and adopted by the City Council on August 21, 2014, Ordinance No.1017 (Attachment 4) added Chapter 8.62 with the purposed of banning thin-film plastic single-use carryout bags. This chapter also prohibited the free distribution of paper bags or reusable bags by certain types of retails establishments in the City of Seaside in order to reduce litter and protect the natural resources of Seaside.

PROPOSED ORDINANCE 8.60

Priority Impact Plastic Pollution Prevention Policy (PIP4) means any plastic product posing a threat to a healthy functioning ecosystem, including wildlife, throughout the food web. It includes plastic that negatively affects the well-being of our community, through litter and human health impacts. The intent of the proposed ordinance is to eliminate the use of single-use plastic products in the City of Seaside through shared responsibility of the city, businesses and community members to protect the local and global environment.

If approved the code would require the following of the City:

- City-sponsored events would be prohibited from selling or distributing single use plastic water bottles.
- All City facilities (for example, Oldemeyer Center and City Hall) utilizing disposable food service ware shall use products that are currently accepted for composting or recycling by the designated waste hauler and the Monterey Regional Waste Management District.

TIMELINE OF POLICY DEVELOPMENT AND INPUT

- March 2018: Plastics incorporated into the Environmental commission's Work Plan
- November 2018: subcommittee forms to work on new code
- April 2019: California State University Monterey Bay (CSUMB) Capstone Project - 22 restaurants surveyed
- June 2019- Stakeholder meeting 40 in person deliveries and 54 mailed letters.
- July - September 2019: Technical and internal reviews of proposed code
- November 2019 - 198 letters mailed
- February 2020: Council Study Session - revisions to policy made
- March COVID: 8 month break
- October 2020: Developed outreach posters for no to-go ware unless requested
- January 2021: Town Hall with Mayor Pro Tem Dave Pacheco
- February 2021: Stakeholder outreach to Monterey Peninsula Chamber of Commerce

OVERVIEW OF OUTCOMES FROM OUTREACH

In April of 2019, CSUMB capstone students conducted outreach to the restaurant community regarding the proposed ordinance. Approximately seven CSUMB students surveyed food service establishments. The survey results showed that: the majority of businesses surveyed said they would be supportive of a city ordinance requiring compostable products; suppliers were mostly local, including Smart & Final, Costco, and Monterey Packaging; and the main concerns with the proposed regulations would be the cost increase and product quality.

In June of 2019, 54 invitations were both mailed and over 30 hand-delivered to restaurants regarding two stakeholder meetings. The goal of the stakeholder meetings was to introduce the draft ordinance to one of the most impacted groups: Seaside restaurant stakeholders. Invitees were food service providers, owners and managers. Presentations were given by members of the Seaside Environmental Commission, a local restaurant owner who made the switch to all compostable goods, Monterey Bay Area Green Business Program, and the Director of Operations from Monterey Regional Waste Management District. Attendees learned about the proposed code amendments, that aim to eliminate single-use plastics from retail, food and service establishments. They also received a first-hand account from the owner of La Tortuga, who has already made the switch to compostable materials. Jeff Lindenthall and Tim Brownell provided updates on the current state of waste management in Seaside and the state-of-the-art composting facilities at Monterey Regional Waste Management District. Lastly, invitees learned how to apply for

financial incentives through the Green Business Program that can provide up to \$500 to assist in business improvements.

In summary, the Environmental Commission discussed the proposed ordinance, conducted outreach, and discussed the proposed changes at 13 monthly commission public hearings over a period of 17 months. Additionally, 198 businesses were mailed letters about the proposed changes and targeted communications were sent to all 54 restaurants in the city (Attachment 5: Outreach Packet)¹.

Two restaurant-specific stakeholder meetings were held at Seaside Creates and two different surveys were completed by approximately 22 businesses.

The survey results found:

- Almost all the business would support an updated code and indicated that community betterment would be the biggest motivator.
- Most single-use plastic are being used is for take-out orders.
- Most restaurants are open to letting their customers use their own containers for to-go orders or are already doing so.
- A fee is something businesses would consider but would like it not to be part of the code.
- Many of the businesses are getting their products from Smart and Final and/or Costco.
- Cost is the biggest challenge businesses think they would face in order to make the product switch.
- Another challenge that they face but some may not have specifically defined is lack of understanding on “what goes where” and how to obtain compostable or recyclable bins in their businesses.
- Some have specified that the biggest support that they can get is a person to contact for questions and collection support.

TRANSITION PERIOD AND OUTREACH

If approved, outreach will continue to local businesses through up to \$30k budgeted by the City Council (Attachment 7). Given the scope of the ordinance and the overall desire to work with businesses, supporting them through the transition process. We would seek support of a contracted outreach team. In addition to their strategic, one-to-one outreach they would provide the following actions would be taken once the amendments take effect:

- Letters will be sent to all businesses subject to the new regulations, including a compliant food packaging supplier list and information about Assembly Bill 619 (see Attachment 6I); and
- The City will provide businesses with informational flyers intended to assist the transition, inform customers and to encourage use of reusable products; and
- The City will work with partners (GreenWaste, Surfrider Foundation, Monterey Green Business Program, etc.) to support businesses on a 1:1 basis; and
- The new code would be placed online:
<https://www.ci.seaside.ca.us/644/Environmental-Committee>; and
- The following email will remain active to correspond with the community:

¹ Restaurant businesses: 28/54 are Seaside-owned

environmental@ci.seaside.ca.us; and

- Certain city forms would be updated to inform applicants of the new code.

TECHNICAL REVIEWS

In July 2019, the following organizations provided technical review of the draft ordinance for Chapter 8.60: Monterey Regional Waste Management District, Monterey Bay Aquarium, Center for Independent Living, and GreenWaste.

ATTACHMENTS

1. Draft Ordinance
 2. Exhibit A to Attachment 1
 3. Exhibit B to Attachment 1
 4. Exhibit C to Attachment 1
 5. Ordinance 1028
 6. Memo Track 2
 7. Ordinance 1017
 8. Outreach Packet
 9. Outreach Post Approval
 10. Budget
-

ORDINANCE NO. XXXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE

REPEALING AND REPLACING CHAPTER 8.60 IN ITS ENTIRETY TO ESTABLISH UPDATED REGULATIONS LIMITING SINGLE USE PLASTICS IN THE CITY, TEXT AMENDMENTS TO CHAPTERS 8.28 AND 8.62 IN ORDER TO CREATE CONSISTENCY BETWEEN STATED CHAPTERS REGARDING LITTER REDUCTION AND PROTECTING THE NATURAL RESOURCES OF SEASIDE AND MONTEREY BAY

THE CITY COUNCIL OF THE CITY OF SEASIDE DOES ORDAIN AS FOLLOWS:

SECTION 1. GENERAL PURPOSE AND FINDINGS. The purpose of this Ordinance is to consider Exhibit A, an entire amendment of Seaside Municipal Code Chapter 8.60; and Exhibit B, text amendments to SMC 8.28; and Exhibit C, text amendments to SMC 8.62 (proposed text identified with an underline (Underline) and proposed text to be deleted identified with a strikethrough (~~Strikethrough~~)).

- A. Exhibit A: Repeal and amend 8.60: *Environmentally Preferable Food Packaging* in its entirety with 8.60: *Priority Impact Plastic Pollution Prevention*; and
- B. Exhibit B: Amend 8.28 *Solid Waste* to update definitions to fulfil some of the Track 2 requirements of the State Water Resources Control Board Trash Provisions; and
- C. Exhibit C: Amend 8.62 *Use of Single-Use Carryout Bags, Recycled Paper Bags, and Reusable Bags by Retail Establishments* to update definitions and complement the proposed amendments to 8.60.

WHEREAS, the City Council finds that the proposed Ordinances will not have adverse consequences related to public health, safety, convenience, or welfare of the City; and

WHEREAS, the proposed Ordinances are consistent with the General Plan; and

WHEREAS, single-use food and beverage packaging constitutes a significant and growing portion of waste generated in the City of Seaside; and

WHEREAS, food service ware made from materials that are not compostable, returnable or feasibly recyclable accumulates in our landfills and in the natural environment; and

WHEREAS, single-use plastic products are of special concern to the environment. Non-compostable plastic materials are typically manufactured from the byproducts of

petroleum, a non-renewable resource. These products are highly durable, persist in the environment as litter and are consumed by wildlife, causing injury, illness and mortality, as well as becoming embedded in the food chain up to human consumption of microplastics; and

WHEREAS, the petrochemical industry, and the waste that it creates, disproportionately harms Black, Latinx, Indigenous and other communities of color and low-income communities at every stage of plastic supply chain — from fossil fuel extraction and processing to plastic production, use in consumer products, and disposal including incineration and leakage into the environment — by polluting our air, water, food and soil; and

WHEREAS, the single-use products used in our community are part of a global materials system and responsible disposal of products is impacted by market demands. This is especially true of plastic products; and

WHEREAS, compostable food service ware is available locally and affordably. When diverted into Monterey Regional Waste Management District's organics waste stream, these materials are converted into compost; and

WHEREAS, a 2019 study concluded that the Monterey Bay marine ecosystem is a part of a network of marine protected areas that has microplastic concentrations which match and exceed those found in other marine regions; and

WHEREAS, scientific evidence show that plastic breaks into smaller pieces, creating microplastics which accumulate in food chains to negatively impact the health of marine animals and all consumers of them, including humans; and

WHEREAS, multiple studies have concluded that reducing plastic litter inputs by source-reduction and waste management is one of the most valuable solutions to restore the oceans; and

WHEREAS, reducing and eliminating the most damaging plastic materials within the City of Seaside will help protect the local environment, including the Monterey Bay National Marine Sanctuary, from contamination and degradation, helping to steward our community's treasured natural resources and protect the assets critical to a thriving local tourist economy; and

WHEREAS, studies correlate high levels of litter found in a community with decreased levels of civic pride, public engagement, and trust in local governance; and

WHEREAS, the City desires to update its policies to reduce waste, protect the environment and comply with state regulations aimed at diverting more waste from landfills and reducing land-based trash entering waterways; and

WHEREAS, a shift to re-usable and compostable food service ware has the potential to contribute to a number of positive local impacts, including more economical and environmentally sound waste management; and

WHEREAS, plastic pollution comes from a variety of sources in our community. In changing the name of the ordinance from "Environmentally Preferable Food Packaging" to "Priority Impact Plastic Pollution Prevention" the City better reflects the responsibility for all types of businesses to respond to the community needs.

WHEREAS, on April 7, 2015 the State Water Resources Control Board adopted Resolution 2015-0019 amending the Water Quality Control Plan For Ocean Waters of California to Control Trash and Part 1 of the Water Quality Control Plan for Inland Surface Waters, Enclosed Bays and Estuaries, collectively known as the Trash Provisions; and

WHEREAS, the Trash Provisions require cities to prohibit the discharge of trash through the implementation of full capture treatment devices installed within drainage infrastructure (track 1) or through a combination of structural and institutional controls that demonstrate full capture equivalency (track 2); and

WHEREAS, on June 1, 2017, the State Water Resources Control Board issued an order pursuant to water code section 13383 requiring cities select either track 1 or track 2 method to comply with the Trash Provisions; and

WHEREAS, on August 25, 2017, in a letter to the State Water Board, the City of Seaside selected track 2 as the preferred method to meet the Trash Provisions; and

WHEREAS, the City recognizes the need to address the issue of plastic pollution at the source of distribution as well as the end of use to improve litter removal from parking lots and streets; and

WHEREAS, pursuant to the California Constitution, the City is authorized to enact ordinances to protect the public health, safety and welfare. Pursuant to Public Resources Code Section 40059, aspects of Discarded Materials handling of local concern include, but are not limited to, the frequency of collection, means of collection and transportation, level of service, charges and fees, and whether Discarded Materials services are to be provided by means of non-exclusive, partially exclusive, or whole exclusive franchise, contract, license or permit, and the terms and conditions of such franchise, license, or permit; and

WHEREAS, the City recognizes the need to address the issue of plastic pollution at the source of distribution as well as the end of use to improve litter removal from parking lots and streets.

SECTION 2. CEQA. The proposed actions are not a project as defined by the California Environmental Quality Act (CEQA) per section 15378. In addition, CEQA Guidelines Section 15061 includes the general rule that CEQA applies only to activities that have the potential for causing a significant effect on the environment. Additionally, CEQA Guidelines section 15307 provides an exemption for actions that assure the maintenance, restoration or enhancement of a natural resource. A regulated reduction in single-use source plastics has a corollary reduction in microplastics and solid waste management, which restores or enhances the Monterey Bay. In this case, the activity either has a beneficial (non-significant) effect on the environment and is exempt from CEQA or is categorically exempt from CEQA.

SECTION 3. In accordance with Section 17.74.050 of the Seaside Municipal Code, it is the responsibility of the City Council to consider and weigh the merits of proposed text amendments to the Seaside Municipal Code and the public input received on the proposed text amendments in relation to the policies, standards and intent of the Seaside General Plan and Seaside Municipal Code.

SECTION 4. If any word, phrase, sentence, part, section, subsection, or other portion of this Chapter, or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the prescribed application thereof, shall be severable, and the remaining provisions of this Chapter, and all applications thereof, not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The City Council hereby declares that it would have passed this title, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases had been declared invalid or unconstitutional.”

SECTION 5. At a duly noticed Public Hearing and Special Meeting held on July 29, 2021, the City Council considered both oral comments and written information concerning the proposed repeal and replacement and text amendments.

SECTION 6. At a duly noticed Public Hearing and Special Meeting on July 29, 2021, the City Council adopts the first reading of this ordinance.

SECTION 7. EFFECTIVE DATE. This Ordinance shall become effective thirty (30) days after its final passage and adoption at a duly noticed public hearing for the second reading of the proposed text amendments.

Introduced at a duly noticed Special Meeting on 29th day of July 2021, and passed to print.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF SEASIDE this
____ day of _____, 2021, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

APPROVED:

Ian N. Oglesby, Mayor

ATTEST:

Dominique L. Davis, City Clerk

EXHIBIT A

8.60: PRIORITY IMPACT PLASTIC POLLUTION PREVENTION.

Sections:

- 8.60.010 Findings and declaration of intent.**
- 8.60.012 Definitions.**
- 8.60.014 Customer choice for single-use accessories**
- 8.60.016 Ban on single-use plastic products and priority-impact plastic pollution.**
- 8.60.018 Compostable Ware Requirements.**
- 8.60.020 Compliance support and enforcement.**

8.60.010. Findings and declaration of intent.

The city finds and declares that:

- A. Single-use food and beverage packaging constitutes a significant and growing portion of waste generated in the City of Seaside.
- B. Food service ware made from materials that are not compostable, returnable or feasibly recyclable accumulates in our landfills and in the natural environment.
- C. Single-use plastic products are of special concern to the environment. Non-compostable plastic materials are typically manufactured from the byproducts of petroleum, a non-renewable resource. These products are highly durable, persist in the environment as litter and are consumed by wildlife, causing injury, illness and mortality, as well as becoming embedded in the food chain up to human consumption of microplastics.
- D. The single-use products used in our community are part of a global materials system and responsible disposal of products is impacted by market demands. This is especially true of plastic products.
- E. Compostable food service ware is available locally and affordably. When diverted into Monterey Regional Waste Management District's organics waste stream, these materials are converted into compost.
- F. Reducing and eliminating the most damaging plastic materials within the City of Seaside will help protect the local environment, including the Monterey Bay National Marine Sanctuary, from contamination and degradation, helping to steward our community's treasured natural

resources and protect the assets critical to a thriving local tourist economy.

- G. The City desires to update its policies to reduce waste, protect the environment and comply with state regulations aimed at diverting more waste from landfills and reducing land-based trash entering waterways.
- H. A shift to re-usable and compostable food service ware has the potential to contribute to a number of positive local impacts, including more economical and environmentally sound waste management.
- I. Plastic pollution comes from a variety of sources in our community. In changing the name of the ordinance from "Environmentally Preferable Food Packaging" to "Priority Impact Plastic Pollution Prevention" the City better reflects the responsibility for all types of businesses and consumers to respond to the community needs.

8.60.012. Definitions.

Unless otherwise expressly stated, whenever used in this chapter the following terms shall have the meanings set forth below:

"ASTM Standard" means meeting the standards of the American Society for Testing and Materials (ASTM) International Standards D6400, as that standard may be amended.

"BPI" means Biodegradable Product Institute.

"Care provider" means any entity that provides care to people or animals; this includes dentist offices, medical care providers, veterinary care providers and day care facilities, including child and elder care. Exceptions include hospitals, pharmacies, nursing homes, homeless shelters, residential retirement communities and jails.

"City" means the City of Seaside.

"City Sponsored" means events that are directly managed and operated by the City of Seaside, co-sponsored events, any event requiring a city issued permit or receiving a fee waiver.

"City contractor" means any person or entity that has a contract with the city for work or improvement to be performed, for a franchise, concession, for grant monies, goods and services, or supplies to be donated or to be purchased at the expense of the city.

"Compostable" or "Certified Compostable" means a material that meets the the standard designated as acceptable by the franchised waste hauler and undergoes degradation by biological processes during composting to yield carbon dioxide (CO₂), water, inorganic compounds, and biomass within a nominal time frame. Compostable disposable food service ware must be clearly labeled compostable in accordance with the California Public Resources Code Section 42357 et seq. and all State and Federal labeling laws pertaining to the identification of compostable products, as those standards may be amended.

"Disposable food service ware" means single-use plastic disposable products used by a restaurant, vendor, food cart, merchant, food truck, or home kitchen, and food service industry for serving or transporting prepared ready-to-consume food or beverages for sale. This includes but is not limited to plastic plates, straws, cups, lids, utensils, bowls, stirrers, beverage plugs, trays, and hinged or lidded containers.

"Food provider" is any entity or city contractor doing business in the City of Seaside whose principal business is the sale of prepared food or beverage for public consumption either on or off premises, which includes any fixed or mobile restaurant, food truck or food cart, drive-in, coffee shop, public food market, produce stand, special event vendor, grocery stores that sell or distribute prepared foods on-site or to-go, and other places where food or drink is prepared for sale or for service on the premises or elsewhere.

"Plastic" is a synthetic or semi-synthetic material derived from polymers, that can be molded into shape while soft and then set into a rigid or slightly elastic form. Plastic can be made from petroleum inputs or plant-based inputs.

"Plastic bag" means a film plastic bag of any size that is provided at point of sale or service to customers by a retail establishment, service establishment or care provider. Plastic bags include single-use plastic bags provided for the purchase of produce, deli goods and bulk goods.

"Polystyrene" means a thermoplastic petrochemical material utilizing a styrene monomer and processed by any number of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, form molding, and extrusion-blow molding (extruded foam polystyrene). This includes but is not limited to general-purpose polystyrene, polystyrene foam plate, bleached paperboard plate with low density polyethylene coating and bleached paperboard plate with polystyrene coating.

"Polystyrene foam" means and includes expanded polystyrene that is a thermoplastic petrochemical material utilizing a styrene monomer and processed by any number of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, form molding, and extrusion-blow molding (extruded foam polystyrene).

"Polystyrene foam, single or limited use" means any plate, cup, bowl, tray or similar item intended for single use and coolers, packaging and small fishing equipment that is used for a limited duration and/or which has the potential to break-into smaller pieces after use.

"Prepared food" means food or beverage prepared for consumption on the food provider's premise or elsewhere using any cooking or food preparation technique. This does not include any raw uncooked meat, poultry, fish or eggs unless provided for consumption without further food preparation.

"Priority Impact Plastic Pollution" means any plastic product referenced in this code section posing a threat to a healthy, functioning ecosystem, including all animal life throughout the food web. It also includes plastic that negatively impacts the well-being of our community, through litter and human health impacts.

"Recycled paper bag" is defined as a bag that contains no old-growth fiber and is made up of 75% percent post-consumer recycled materials, and clearly indicates to the user the bag is certified compostable or recyclable.

"Retail establishment" or "retail store" means all sales outlets, stores, shops, vehicles, dispensaries, non-profits, resale businesses or other places of business located within the City of Seaside that operate primarily to sell or convey goods directly to the consumer.

"Reusable" means designed or intended for long-term reuse, in contrast to disposable.

"Reusable bag" means any bag that is specifically designed and manufactured for multiple reuse, and is either: (1) made of cloth or other washable woven fabric; or (2) made of durable material that is at least 2.25 mils thick that can be cleaned or disinfected at least 125 times. A reusable bag may be made of recyclable plastic such as high density polyethylene (HDPE), low density polyethylene (LDPE).

"Service establishment" means any entity that provides a service including but not limited to vehicle service and maintenance, pet grooming / boarding service and dry cleaning.

"Single-use bag" is defined as a bag, other than a reusable bag, recycled paper bag, or compostable bag, provided at the check stand, cash register, point of sale, or other point of departure for the purpose of transporting food or merchandise out of the establishment. Single-use bags include bags, a maximum size of 11 inches by 17 inches, provided to the customer to (1) transport produce, bulk food or meat from a product, bulk food or meat department within a store to the point of sale; (2) hold prescription medication dispensed from a pharmacy; or (3) segregate food or merchandise that could damage or contaminate other food or merchandise when placed together in a bag.

"Single-use plastic" means single-use plastic bags, cartons, boxes, or containers that are provided at the point of sale to customers and are not certified compostable. These typically include plates, cutlery, cups, lids, straws, "clamshells" and other containers. This further includes non-compostable plastic-lined cups.

"Straw" means a tube through which beverages, slurries, smoothies, and similar products may be ingested by the consumer.

8.60.014 Customer choice for single-use accessories

- A. No retail establishment, service establishment or care provider shall provide single-use accessories — including condiment packages, utensils and napkins — unless requested (or affirmed) by the customer.

8.60.016 Ban on single-use plastic products and priority-impact plastic pollution.

- A. No retail establishment, service establishment or care provider shall provide non-compostable single-use plastic bags, cartons, boxes, or containers at the point of sale to customers. This includes food service ware such as plates, cutlery, cups, lids, straws and "clamshell" take-out packages. This further includes hot beverage cups lined with non-compostable plastic.
- B. Exemptions: medical devices, medical products, prescription drugs, and the packaging used for these products, which require approval from the United States Food and Drug Administration, licensed manufacturing facilities, and goods prepared and packaged off-site.
- C. When condiments are part of table service (as defined under *Restaurant, Cafe, Coffee Shop* in SMC 17.98), they must be provided to customers in containers over ten (10) ounces, or in reusable packaging.

- D. Single-use paper bags provided to customers shall contain a minimum of 75% percent post-consumer recycled fiber and must be recyclable or compostable.
- E. Vendors, contractors, special events promoters, and sub-vendors, while performing under contract or permit with the City are prohibited from providing single-use plastic or polystyrene products to customers at the point of sale or point of distribution.
- F. No business or nonprofit organization shall use balloons for the promotion of business activities or special events. This includes but is not limited to: restaurants, car dealerships, community events organized by or on behalf of the City or other entity.
- G. Balloons shall be prohibited in and on all public parks or public land, whether that use is public or private, required to be permitted or is an allowed unpermitted use.
- H. Any business selling balloons shall display and/or provide City-compliant, standardized information to customers purchasing balloons on the environmental impacts of balloons and the prohibition on balloons in Seaside's public parks and public lands.
- I. The sale of single-use or limited-use polystyrene foam products is prohibited within the City. The use of single-use or limited-use polystyrene foam products is prohibited in all public spaces, including beaches and parks. Single-use or limited-use polystyrene foam products includes any plate, cup, bowl, tray or similar item intended for disposal after a single use, as well as coolers, packaging and fishing equipment that is used for a limited duration and/or has the potential to break into smaller pieces after short periods of use.
- J. City-sponsored events shall prohibit the sale or distribution of plastic water bottles.
- K. Events held at City-operated facilities that have Water Filling Stations, for which a permit or fee waiver has been issued, are prohibited from using single-use plastic cups and bottled water.

8.60.018 Compostable Ware Requirements.

- A. All food providers within the city utilizing disposable food service ware shall use certified compostable products, or recyclable non-plastic products. This includes but is not limited to plates, napkins, straws, cups, bottles, lids, utensils, bowls, stirrers, beverage plugs, trays and hinged or lidded containers. Non-plastic single-use products shall be allowed only if they are currently accepted for composting or recycling by the designated waste hauler and the Monterey Regional Waste Management District.
- B. Business establishments providing compostable or non-plastic recyclable materials shall provide separate compost and recycling collection bins to customers and ensure proper collection by the designated waste hauler.
- C. Bags used to protect items such as meat, produce, wet items from on-site deli counters or on-site preparation and storage, or for any carry- out protection, should be made of compliant compostable materials or be a reusable item provided by the customer.
- D. Where possible, priority consideration should be given for reuse over single-use compostable or recyclable products. In accordance with State Health Code, businesses may accept customers' reusable containers brought in for take-out or to-go, following procedures to isolate the container from the food-preparation area and sanitize the surface with which it came into contact.
- E. All City facilities utilizing disposable food service ware shall use products that are certified compostable.
- F. City contractors and special events promoters utilizing disposable food service ware shall use certified compostable products or recyclable non-plastic products while performing under a city contract or permit.
- G. All plastic straws, including PLA/bioplastic are prohibited. Exceptions shall be made to the consumer self-identifying as needing a PLA/bioplastic or plastic straw, whereupon it should be provided to the consumer upon request.

8.60.020 Compliance support and enforcement.

- A. Item 8.60.014 shall be enforced three months from the date of ordinance approval.

- B. All remaining portions of this ordinance shall be enforced starting six months policy adoption. During the transition period, businesses may use any remaining non-compliant material.
- C. Ongoing positive encouragement and support for the business community will include informational resources for transition to compliant materials through voluntary informational sessions with a member of city staff or Environmental Commission, or designate, who will provide support and education.
- D. Businesses shall acknowledge awareness of this ordinance and may request assistance with compliance at time of business license renewal.
- E. The City attorney may seek legal, injunctive, or any other relief to enforce the provisions of this chapter.
- F. The remedies and penalties provided in this chapter are cumulative and not exclusive of one another.
- G. The City may inspect any care provider, City contractor, commercial and residential lodging provider, food provider, retail establishment or service establishment subject to this code to verify compliance.
- H. Violation of this chapter will be considered a public nuisance. In addition to any other remedies or penalties that may be available, any violation described in the preceding paragraphs shall be subject to abatement by the City, as well as any other remedies that may be permitted by law for public nuisances, and may be enforced by an injunction issued by the superior court in a civil action, based upon a showing by the City that said violation exists.

EXHIBIT B

8.28 SOLID WASTE

8.28.010 Declaration of purpose.

In enacting this chapter, the city council finds as follows:

A. The purpose of this chapter is to regulate discarded materials handling in order to protect the public health, safety, and welfare and to meet the city's obligations under applicable law. (Ord. [1028](#), 2016)

B. The City recognizes the need to address the issue of plastic pollution at the source of distribution as well as the end of use to improve litter removal from parking lots and streets.

C. Pursuant to the California Constitution, the city is authorized to enact ordinances to protect the public health, safety, and welfare. Pursuant to Public Resources Code Section 40059, aspects of discarded materials handling of local concern include, but are not limited to, the frequency of collection, means of collection and transportation, level of service, charges and fees, and whether discarded materials services are to be provided by means of nonexclusive, partially exclusive, or wholly exclusive franchise, contract, license or permit, and the terms and conditions of such franchise, license, or permit. (Ord. 1028, 2016)

8.28.030. Definitions

"Organic materials" means those materials approved by the city for collection in its organic materials collection program. Organic materials include yard trimmings, and food scraps **and BPI, ASTM or Cedar Grove certified compostable materials.** No discarded material shall be considered organic materials, however, unless such material is separated from solid waste and recyclable materials.

"Recyclable materials" means those materials approved by the city **and the franchised hauler** for collection in its recyclables collection program. No

discarded material shall be considered recyclable materials, however, unless such material is separated from solid waste and organic materials.

8.28.070 Responsible collection of ~~Placing~~ litter on street, sidewalk, alley, or public place.

It shall be unlawful for any person to throw, place, scatter, or deposit, or cause to be thrown, placed, scattered, or deposited, upon any street, sidewalk, alley, public right-of-way or public place in the city, any litter, except that a property owner, occupant, tenant, customer, or their employee may place properly containerized or packaged materials at the curbside, parkway, or alley on regularly scheduled days provided by the city-authorized service provider for removal of the same. Any litter or other discarded materials located in the public right-of-way immediately adjacent to a premises shall be deemed to have originated from that premises unless the owner thereof can prove, to the reasonable satisfaction of the city, that such materials did not originate from their property. **Litter or debris in parking lots or in the front of businesses (including sidewalk and curb or gutter) shall be the responsibility of the property/business owner to collect and properly dispose of at the end of each business day, at minimum. If a parking lot is shared by multiple businesses or residents, it is the responsibility of the property owner to collect litter or to assign responsibility to the leaseholder(s).** Any litter or other discarded materials containing names, addresses, or other identifying information shall be deemed to have originated with the person or location identified therein. (Ord. 1028, 2016)

EXHIBIT C

Chapter 8.62 USE OF SINGLE-USE CARRYOUT BAGS, RECYCLED PAPER BAGS, AND REUSABLE BAGS BY RETAIL ESTABLISHMENTS

Sections:

8.62.010 Purpose and findings.

8.62.020 Applicability.

8.62.030 Definitions.

8.62.040 Regulations.

8.62.050 Recordkeeping and inspection.

8.62.060 Enforcement.

8.62.010 Purpose and findings.

A. The purpose of this chapter is to ~~ban thin-film plastic single-use carryout bags~~ and prohibit the free distribution of paper bags or reusable bags by certain types of retail establishments in the city of Seaside in order to reduce litter and protect the natural resources of Seaside.

B. Pursuant to Article XI, Section 7 of the California Constitution, the city of Seaside may adopt and enforce ordinances and regulations not in conflict with general laws to protect and promote the public health, safety and welfare of its citizens.

C. The use of single-use carryout bags by consumers at retail establishments is detrimental to the environment, public health and welfare.

D. The manufacture and distribution of single-use carryout bags requires utilization of natural resources and results in the generation of greenhouse gas emissions.

E. Single-use carryout bags contribute to environmental problems, including litter in storm drains, creeks, the Monterey Bay, and the ocean.

F. Single-use carryout bags provided by retail establishments impose unseen costs on consumers, local governments, the state and taxpayers and constitute a public nuisance.

G. Prohibiting retail establishments from using plastic single-use carryout bags and requiring a fee for paper bags reduces litter and benefits the environment by encouraging customers to use reusable bags.

H. This city council does, accordingly, find and declare that it should restrict single-use carryout bags and require a fee for recycled paper bags and reusable bags. (Ord. 1017 § 1, 2014)

8.62.020 Applicability. SHARE

This chapter applies in the city of Seaside city limits. (Ord. 1017 § 1, 2014)

8.62.030 Definitions. SHARE

Unless otherwise expressly stated, whenever used in this chapter, the following terms shall have the meanings set forth below:

“City” means the city of Seaside.

“~~Code e~~Enforcement officer” means the ~~deputy city manager-resource services management or his/her designee.~~ **shall mean any city employee or agent of the city with the authority to enforce any provision of this code, including, but not limited to, building official, building inspector, code enforcement officer, fire chief, fire inspector, fire marshal, zoning administrator, city engineer, or police officer.**

“Customer” means any person obtaining goods from a retail establishment.

“Effective date” means the effective date of the ordinance enacting this chapter.

“Food provider” is any entity or city contractor doing business in the City of Seaside whose principal business is the sale of prepared food or beverage for public consumption either on or off premises, which includes any fixed or mobile restaurant, food truck or food cart, drive-in, coffee shop, public food market, produce stand, special event vendor, grocery stores that sell or distribute prepared foods on-site or to-go, and other places where food or drink is prepared for sale or for service on the premises or elsewhere.

~~"Garment bag" means a travel bag made of pliable, durable material with or without a handle, designed to hang straight or fold double and used to carry suits, dresses, coats, or the like without crushing or wrinkling the same.~~

~~"Itinerant vendor" is defined as a takeout food establishment that receives ninety percent or more of its revenue from the sale of prepared food, which is prepared within a mobile vehicle and/or mobile cart, to be eaten off its premises.~~

~~"Mils" is the thickness of a material measured in increments of one-thousandth of an inch.~~

~~"Nonprofit charitable reuser" is defined as a charitable organization which is tax-exempt under Section 501(c)(3) of the Internal Revenue Code, or a distinct operating unit or division of the charitable organization, that reuses and recycles donated goods or materials and receives more than fifty percent of its revenues from the handling and sale of those donated goods or materials. Nonprofit charitable reusers are not considered retail establishments for the purpose of this chapter.~~

~~"Person" means any individual, sole proprietorship, firm, association, organization, partnership (whether limited or general), corporation, limited liability corporation, political subdivision, government agency, municipality, industry, public or private corporation, trust, joint venture, regulatory authority, or any other entity.~~

~~"Prepared food" means foods or beverages which are prepared on the premises by cooking, chopping, slicing, mixing, freezing, or squeezing, and which require no further preparation to be consumed. "Prepared food" does not include any raw, uncooked meat product or fruits or vegetables which are chopped, squeezed, or mixed.~~

"Prepared food" means food or beverage prepared for consumption on the food provider's premise or elsewhere using any cooking or food preparation technique. This does not include any raw uncooked meat, poultry, fish or eggs unless provided for consumption without further food preparation.

"Public eating establishment" is defined as a restaurant, takeout food establishment, or any other business that receives ninety percent or more of its revenue from the sale of prepared food, which is prepared on the premises and/or within a mobile vehicle, to be eaten on or off its premises. The term "public eating establishments" would also apply to an itinerant food vendor operating in compliance with a valid business license at both a permanent location approved under a use permit, at a mobile location within the city of Seaside, or at a special event. Public eating establishments are not considered retail establishments for the purpose of this chapter.

~~"Recycled paper bag" is defined as a bag that contains no old growth fiber and a minimum of forty percent post-consumer recycled content, is one hundred percent recyclable, and has printed in a highly visible manner on the outside of the bag the words "reusable" and "recyclable," the name and location of the manufacturer, and the percentage of post-consumer recycled content.~~

"Recycled paper bag" is defined as a bag that contains no old-growth fiber and is made up of 75% percent post-consumer recycled materials, and clearly indicates to the user the bag is certified compostable or recyclable.

~~"Retail establishment" means any commercial establishment that sells perishable or nonperishable goods including, but not limited to, clothing, food, and personal items directly to the customer and that is located within or doing business within the city of Seaside. The term "retail establishment" includes farmers' markets and special events. The term "retail establishment" does not include public eating establishments, nonprofit charitable reusers, and wholesale agricultural produce packing and shipping businesses.~~

"Retail establishment" or "retail store" means all sales outlets, stores, shops, vehicles, dispensaries, non-profits, resale businesses or other places of business located within the City of Seaside that operate primarily to sell or convey goods directly to the consumer.

"Reusable bag" is defined as a bag with handles that is specifically designed and manufactured to be reused at least one hundred twenty-five times and that is either (1) made of cloth or other washable fabric, or (2) made of durable,

recyclable material that is at least four mils thick that can be cleaned or disinfected at least one hundred twenty-five times. A "reusable bag" may be made of recyclable plastic such as high density polyethylene (HDPE), low density polyethylene (LDPE), or polypropylene.

~~"Single-use carryout bag" is defined as a bag, other than a reusable bag or recycled paper bag, provided at the check stand, cash register, point of sale, or other point of departure for the purpose of transporting food or merchandise out of the retail establishment. Single-use carryout bags do not include bags, a maximum of eleven inches by seventeen inches, without handles provided to the customer for the following purposes: (1) to transport produce, bulk food or meat from a product, bulk food or meat department within a store to the point of sale; (2) to transport produce or other bulk food items to the point of sale at a farmers' market or special event; (3) to hold prescription medication dispensed from a pharmacy; (4) to segregate food or merchandise that could damage or contaminate other food or merchandise when placed together in a bag; or (5) a garment bag regardless of size.~~

"Single-use bag" is defined as a bag, other than a reusable bag, recycled paper bag, or compostable bag, provided at the check stand, cash register, point of sale, or other point of departure for the purpose of transporting food or merchandise out of the establishment. Single-use bags include bags, a maximum size of 11 inches by 17 inches, provided to the customer to (1) transport produce, bulk food or meat from a product, bulk food or meat department within a store to the point of sale; (2) hold prescription medication dispensed from a pharmacy; or (3) segregate food or merchandise that could damage or contaminate other food or merchandise when placed together in a bag.

"Special event" is defined as an art and craft exhibit, carnival, circus, concert, fair, farmers' market, festival, flea market, food event, open-air sale, outdoor entertainment/sporting event, religious revival, rummage sale, secondhand sale, sidewalk sale, swap meet, and other special events, for up to five consecutive days, or four two-day weekends, within a twelve-month period, on private, nonresidentially zoned property. (Ord. 1017 § 1, 2014)

8.62.040 Regulations.

A. No retail establishment that sells perishable or nonperishable goods, including, but not limited to, clothing, food, and personal items directly to the customer, shall provide a single-use carryout bag to a customer at the check stand, cash register, point of sale or other point of departure for the purpose of transporting food or merchandise out of the establishment, except as provided in this chapter.

B. To allow retail establishments an opportunity to make necessary arrangements for compliance and to use remaining stocks of plastic **non-compliant** single-use carryout bags, retail establishments shall have twelve months from the effective date to comply with the regulations of this chapter.

this ordinance shall be enforced starting 6 months after policy adoption. During this period, it shall be the policy of the city to encourage voluntary adherence to the requirements of this chapter.

C. ~~Twelve months from the effective date and thereafter, a~~ retail establishment may make recycled paper bags or reusable bags available to customers only if the retail establishment charges a minimum charge of ten cents. Only recycled paper bags and reusable bags as defined in this chapter may be made available for purchase.

D. No earlier than eighteen months from the effective date, the city council of the city of Seaside may establish a higher minimum charge for a recycled paper bag and reusable bag up to twenty-five cents by amendment of this chapter by resolution.

E. Notwithstanding this chapter, when a recycled paper bag or a reusable bag is distributed to the customer, the amount of the sale of the recycled paper bag or reusable bag shall be separately itemized on the sales receipt.

F. ~~These regulations do not apply to public eating establishments as defined herein.~~

G. Notwithstanding any other provision of this chapter, a retail establishment may provide one or more recycled paper bags or reusable bags at no cost to the following individuals: a customer participating in the California Special Supplement Food Program for Women, Infants, and Children pursuant to Article 2 (commencing with Section 123275) of Chapter 1 of Part 2 of

Division 106 of the California Health and Safety Code; a customer participating in the Supplemental Food Program pursuant to Chapter 10 (commencing with Section 15500) of Part 3 of Division 9 of the California Welfare and Institutions Code; and a customer participating in CalFresh pursuant to Chapter 10 (commencing with Section 18900) of Part 6 of Division 9 of the California Welfare and Institutions Code. (Ord. 1017 § 1, 2014)

8.62.050 Recordkeeping and inspection.

All retail establishments shall keep complete and accurate records or documents of the purchase and sale of any recycled paper bag by the retail establishment. Such records shall be kept for a minimum period of one year from the date of purchase and sale, and such records shall be available for inspection by the city at no cost to the city during regular business hours. Unless the city and retail establishment mutually agree upon an alternative location or method of review, the records or documents shall be available at the retail establishment address. The provision of false information, including but not limited to incomplete records or documents to the city, shall be a violation of this chapter. (Ord. 1017 § 1, 2014)

8.62.060 Enforcement.

A. The designated code enforcement official shall be primarily responsible for implementation and enforcement of this chapter. The code enforcement official is authorized to establish guidelines and procedures to implement this chapter and to take such action as may be necessary, including inspection of retail establishments, to monitor compliance with this chapter.

B. In the event of a violation of this chapter or any requirement imposed pursuant to this chapter, the city may in its discretion, in addition to all other remedies, take such enforcement action as is authorized under the Seaside Municipal Code and any other action authorized by law.

C. If the city elects to utilize the administrative procedures set forth in Chapter 2.56 SMC to enforce this chapter, the "enforcement officer" shall serve as the enforcement official within the meaning of Chapter 2.56 SMC. (Ord. 1017 § 1, 2014).

ORDINANCE NO. 1028

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE

**ADOPTING TEXT AMENDMENTS TO THE SEASIDE MUNICIPAL CODE TO
AMEND CHAPTER 8.28 IN ITS ENTIRETY TO UPDATE THE CITY'S SOLID WASTE
ORDINANCE**

THE CITY COUNCIL OF THE CITY OF SEASIDE DOES ORDAIN AS FOLLOWS:

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8.28.010 Declaration of Purpose

In enacting this Chapter, the City Council finds as follows:

- A. The purpose of this Chapter is to regulate Discarded Materials handling in order to protect the public health, safety, and welfare and to meet the City's obligations under Applicable Law.

- B. Pursuant to the California Constitution, the City is authorized to enact ordinances to protect the public health, safety, and welfare. Pursuant to Public Resources Code Section 40059, aspects of Discarded Materials handling of local concern include, but are not limited to, the frequency of collection, means of collection and transportation, level of service, charges and fees, and whether Discarded Materials services are to be provided by means of non-exclusive, partially exclusive, or wholly exclusive franchise, contract, license or permit, and the terms and conditions of such franchise, license, or permit.

8.28.020 Severability

If any section, sentence, clause, or phrase of this Chapter is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions. The City Council declares that it would have passed this Chapter and each section, subsection, clause, and phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional, and would have passed and adopted the same even though any parts, sections, subsections, sentences, clauses or phrases that may be held invalid had been omitted therefrom.

8.28.030 Definitions

For the purpose of this Chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

“Agreement” means a contract entered into between the City and a service provider providing for, among other things, the award of a Franchise, payment of Franchise Fees, and procedures for the service provider’s collection, transportation, processing, and/or disposal of Discarded Materials and the setting of rates and charges for services.

“Applicable Law” means all laws, statutes, rules, regulations, guidelines, permits, actions, determinations, orders, approvals, or requirements of the United States, State of California, regional or local government authorities, agencies, boards, commissions, courts, or other bodies having applicable jurisdiction, that from time to time apply to or govern the management of Discarded Materials, or any other materials described in this Chapter.

“Bin” means a metal Container with a hinged lid and wheels, less than ten (10) cubic yards in size, for the deposit of Discarded Materials, designed to be collected with a front- or rear-loading collection vehicle.

“Cart” means a plastic Container with a hinged lid and wheels, and a capacity of twenty (20), thirty-two (32), sixty-four (64), or ninety-six (96) gallons (or similar volumes) that is serviced by an automated or semi-automated collection vehicle.

“City” means the City of Seaside a municipal corporation, and its duly authorized representatives.

“City-Authorized Service Provider” means a permittee or Franchisee authorized by the City Council which has received written approval, through an Agreement or otherwise, to collect, transport, process, or dispose of Discarded Materials within the City.

“City Manager” means the City Manager for the City of Seaside or any designee of the City Manager as being authorized to address specific issues covered by this Chapter.

“Commercial” means of, from or pertaining to non-Residential Premises where business activity is conducted, including, but not limited to, retail sales, services, wholesale operations, manufacturing, and industrial operations, but excluding businesses conducted upon Residential property which are permitted under applicable zoning regulations and are not the primary use of the property.

“Compactor” means a mechanical apparatus that compresses materials together with the Container that holds the compressed materials or the Container that holds the compressed materials if it is detached from the mechanical compaction apparatus. Compactors include two (2) to eight (8) cubic yard Bin Compactors serviced by front-end loader collection vehicles and ten (10) to fifty (50) cubic yard Drop Box Compactors serviced by roll-off collection vehicles.

“Construction and Demolition Debris” or “C&D Debris” means discarded building materials, packaging, debris, and rubble resulting from construction, alteration, remodeling, repair or demolition operations on any pavements, excavation projects, houses, Commercial buildings, or other structures, excluding Excluded Waste.

“Container” means a receptacle used to accumulate Discarded Materials on Premises for scheduled or periodic collection. Containers may be Carts, bags, Bins, Drop Boxes, Compactors, public litter containers, or other City-approved receptacles.

“Contractor” means any person or entity holding, or required to hold, a contractor’s license of any type under Applicable Law, or who performs (whether as applicant, contractor, subcontractor or owner-builder) any construction, demolition, remodeling, or landscaping service relating to Commercial or Residential Premises in Monterey County.

“Customer” means a Person subscribing with a City-Authorized Service Provider for collection services.

“Discarded Materials” means any one or combination of Solid Waste, Recyclable Materials, Organic Materials, Salvageable Materials, C&D Debris, and/or Excluded Materials discarded by a Generator within the City.

“Drop Box” means an open-top Container with a capacity of ten (10) to forty (40) cubic yards that is serviced by a roll-off collection vehicle.

“Electronic Waste” means any discarded electronic devices and components as well as substances involved in their manufacture or use as defined under various Federal, State, local, or municipal laws, rules, orders, regulations, statutes, ordinances, codes, decrees, or requirements, as they may be amended from time to time, of any government authority regulating, relating to, or imposing liability or standards of conduct concerning any Hazardous Waste.

“Excluded Waste” means Hazardous Waste, Household Hazardous Waste, Medical Waste, Universal Waste, volatile, corrosive, radioactive and toxic substances or materials, waste that would, as a result of or upon disposal, be a violation of local, State or Federal law, regulation or

ordinance, including land use restrictions or conditions, waste that cannot be disposed of in Class III landfills, waste that would present a significant risk to human health or the environment, or otherwise cause a nuisance; but not including de minimis volumes or concentrations of waste of a type and amount normally found in Residential Discarded Materials after implementation of programs for the safe collection, recycling, treatment, and disposal of batteries and paint in compliance with Sections 41500 and 41802 of the California Public Resources Code. Excluded Waste does not include Recyclable Materials or Organic Materials which have been properly source separated and placed by a Generator for collection by a City-Authorized Service Provider, pursuant to the City-Authorized Service Provider's Agreement with the City.

"Food Scraps" means discarded food and food-soiled materials that will decompose and/or putrefy. Food Scraps is a subset of Organic Materials.

"Franchise" means the exclusive or non-exclusive rights granted by the City Council to provide collection services to Customers in the City.

"Franchise Fee" means the fee paid by a Franchisee to City for the privilege to hold a Franchise.

"Franchisee" means the holder of a Franchise in the City.

"Franchised Discarded Materials" means those categories of Discarded Materials required to be collected or otherwise handled by a Franchisee, as described in and pursuant to a Franchise Agreement, unless exempt as described in Section X.XX.100 herein.

"Generator" means any Person whose act or process produces Discarded Materials, or whose act first causes Discarded Materials to become subject to regulation.

"Hazardous Waste" means all substances defined as hazardous waste, acutely hazardous waste, or extremely hazardous waste by the State of California in Health and Safety Code §25110.02, §25115, and §25117 or in the future amendments to or recodifications of such statutes or identified and listed as hazardous waste by the U.S. Environmental Protection Agency (EPA), pursuant to the Federal Resource Conservation and Recovery Act (42 USC §6901 et seq.), all future amendments thereto, and all rules and regulations promulgated thereunder.

"Household Hazardous Waste" or "HHW" means Hazardous Waste generated at Residential Premises within the City. HHW includes: Electronic Waste, Universal Waste, paint, stain, varnish, thinner, adhesives, auto products such as old fuel, used motor oil, used oil filters, cleaners and sprays, pesticides, fertilizers and other garden products, needles, syringes, and lancets.

"Litter" means Discarded Materials, debris, vehicle parts, and all other materials, things, or objects which if thrown, distributed by the elements, or deposited as hereinafter prohibited tends to create a public nuisance, blight or danger to the public health, safety and welfare.

"Medical Waste" means materials which are generated or produced as a result of diagnosis, treatment, or immunization of humans or animals; the production or testing of biologicals and sharps waste; laboratory waste including human or animal specimen cultures from medical and pathology laboratories; cultures and stock of infectious agents from research and industrial

laboratories; waste from the production of bacteria, viruses, spores, discarded live and attenuated vaccines used in human health care or research, and discarded animal vaccines; human or animal surgery specimens or tissues; waste containing materials contaminated with excretion exudates or secretions from humans that are required to be isolated by infection control staff, the attending physician, or local health officer to protect others from highly communicable diseases; biomedical waste generated at hospitals, public or private medical clinics, dental offices, research laboratories, pharmaceutical industries, blood banks, mortuaries, veterinary facilities and other similar establishments that are identified in Health and Safety Code Section 25117.5 as may be amended from time to time.

“Multi-Family” means any Residential Premises, other than a Single-Family Premises, with five or more dwelling units used for Residential purposes (regardless of whether residence therein is temporary or permanent). Multi-Family is a subset of Residential.

“Organic Materials” means those materials approved by the City for collection in its organic materials collection program. Organic Materials include Yard Trimmings and Food Scraps. No Discarded Material shall be considered Organic Materials, however, unless such material is separated from Solid Waste and Recyclable Materials.

“Person” means any individual, firm, association, organization, partnership, corporation, trust, joint venture, or public entity.

“Premises” means any land or building in the City. Premises include permanent and transient human dwellings and places of accommodation, commerce, or recreation.

“Recyclable Materials” means those materials approved by the City for collection in its recyclables collection program. No Discarded Material shall be considered Recyclable Materials, however, unless such material is separated from Solid Waste and Organic Materials.

“Residential” means any property, Premises or place on which is constructed one or more buildings or other structures containing one or more dwelling units. Residential includes both Multi-Family and Single-Family Premises.

“Salvageable Materials” means Discarded Materials that may be subsequently re-used in their original form for the same or similar purpose.

“Single-Family” means any detached or attached house or residence designed or used for occupancy by one family. Single-Family may include Residential units of a duplex, tri-plex, or four-plex Residential structure. Single-Family is a subset of Residential.

“Solid Waste” means solid waste as defined in California Public Resources Code, Division 30, Part 1, Chapter 2, §40191 and regulations promulgated hereunder that this Chapter requires Generators within the City to set out for collection unless Generators elect to Self-Haul materials in accordance with this Chapter. Excluded from the definition of Solid Waste are Excluded Waste, C&D Debris, source separated Recyclable Materials, and source separated Organic Materials. Notwithstanding any provision to the contrary, Solid Waste may include de minimis volumes or concentrations of waste of a type and amount normally found in Residential Solid Waste after implementation of programs for the safe collection, recycling, treatment, and

disposal of Household Hazardous Waste in compliance with Section 41500 and 41802 of the California Public Resources Code as may be amended from time to time. Solid Waste includes Salvageable Materials only when such materials are included for collection in a Solid Waste Container.

“Universal Waste” means all wastes as defined by Title 22, Subsections 66273.1 through 66273.9 of the California Code of Regulations. These include, but are not limited to, batteries, fluorescent light bulbs, mercury switches, and Electronic Waste.

“Yard Trimmings” means those discarded plant or otherwise non-animal organic waste materials that will decompose and/or putrefy. Yard Trimmings is a subset of Organic Materials.

8.28.040 Inspection of Collection Premises

The City Manager or their designee may visit all Premises within the City limits from time to time and examine the sanitary conditions of said Premises to determine whether the Premises is in compliance with the provisions of this Chapter. Upon notification, all Persons, including City-Authorized Service Providers, shall comply with the provisions of this Chapter.

8.28.050 Accumulation of Solid Waste

It shall be unlawful for the owner, occupant, or manager of any Premises to allow the accumulation of any Discarded Materials in, on, or under any Premises at any time which is, or may become, a menace to health, safety, general welfare, and sanitation or a fire hazard. It shall be unlawful for the owner, occupant, or manager of any Premises to ever at any time suffer, permit, or allow any Discarded Materials of any kind to remain in, on, or under such Premises for a period exceeding that allowed by Applicable Law. Any unauthorized accumulation of Discarded Materials on any property or Premises is hereby declared an unlawful public nuisance, is hereby prohibited, and may be abated pursuant to the provisions of Chapter 8.30 (Property Maintenance) of this Code.

8.28.060 Improper Deposit of Solid Waste

- A. It shall be unlawful for any Person to place, deposit, keep, or bury any Discarded Materials on, in, or under any Premises, as hereinafter provided. It shall be unlawful for any Person to deposit any Discarded Materials in any City sewer or plumbing fixture or pipe connected thereto, except through an approved mechanical device which shreds and grinds said material. It shall be unlawful for any Person to bury Discarded Materials.
- B. It is unlawful for any Person to place, deposit or dump, or cause to be placed, deposited or dumped in any Containers reserved for the use of any other household, business or other entity (including the general public, in the case of public litter containers), any Discarded Materials without express written permission from such household, business or other entity. Businesses and residents shall not rely on public litter containers for the deposit of materials generated at their household or business.

8.28.070 Placing Litter on Street, Sidewalk, Alley, or Public Place

It shall be unlawful for any Person to throw, place, scatter, or deposit, or cause to be thrown, placed, scattered, or deposited, upon any street, sidewalk, alley, public right-of-way or public

place in the City, any Litter, except that a property owner, occupant, tenant, Customer, or their employee may place properly containerized or packaged materials at the curbside, parkway, or alley on regularly scheduled days provided by the City-Authorized Service Provider for removal of the same. Any Litter or other Discarded Materials located in the public right of way immediately adjacent to a Premises shall be deemed to have originated from that Premises unless the owner thereof can prove, to the reasonable satisfaction of the City Manager, that such materials did not originate from their property. Any Litter or other Discarded Materials containing names, addresses, or other identifying information shall be deemed to have originated with the person or location identified therein.

8.28.080 Burning of Solid Waste

It shall be unlawful for any Person to burn any Discarded Materials, or any other material described in this Chapter in or on any Commercial or Residential Premises, fire place or pit, street, alley, park, or public place within the City limits.

8.28.090 Scavenging

It shall be unlawful for Persons other than the appropriate City-Authorized Service Provider to collect Discarded Materials placed for collection in Containers labeled for use in connection with waste management program(s) sponsored by the City or a City-Authorized Service Provider.

8.28.100 Universal Service Requirements

A. Mandatory Subscription.

No Person shall reside, inhabit or lease to any other person Residential property, and no Person shall operate any business or lease to any other person Commercial property within the City, at any time during which Franchised Discarded Materials collection service is not being provided to the Premises by a City-Authorized Service Provider, unless exempt as provided herein. No real estate broker, service or salesperson shall arrange for such rentals without assuring that the agreement includes requirements that such services exist. The legal owner of property and the occupant of such property shall each be separately responsible for ensuring compliance with this provision.

B. Exception for Self- Haulers.

- (1) Residents or property owners may opt to haul their own Discarded Materials with the express written permission from the City Manager. Such permission shall be conditioned on the City receiving satisfactory documentation of the proper management of Discarded Materials from that Premises.
- (2) Residents or property owners who opt to haul their own Discarded Materials must comply with Applicable Law, including requirements for recycling and separation of Recyclable and/or Organic Materials, where applicable.
- (3) Residents or property owners who opt to haul their own Discarded Materials must do so at intervals determined satisfactory by the City Manager in the written exemption approval.

- (4) Residents or property owners who opt to haul their own Discarded Materials who fail to abide by the above guidelines may have their written exemption approval revoked at the discretion of the Deputy City Manager – Administrative Services.
- (5) An administrative fee for exemption pursuant to this Section may be collected annually to offset the cost of administration of the exemption in the amount specified in the application for exemption.

C. Temporary Exemption for Non-Occupancy.

- (1) Upon request to the City-Authorized Service Provider, service may be placed on hold for any property currently unoccupied due to vacation or other circumstance for a period of up to thirty (30) days, provided that in any three hundred and sixty-five (365) day period, service for any property shall not be placed on hold for combined periods in excess of sixty (60) total days. Any hold period longer than thirty (30) days must be approved by the Deputy City Manager – Administrative Services. Should the Customer place any Container for collection during the period of the requested vacation hold, without previously notifying the City-Authorized Service Provider of an early end to the service suspension, the Customer shall be responsible for all charges associated with service as though service had never been suspended. Service holds as described herein may be subject to administrative charges as approved by the City.
- (2) Upon presentation of evidence that any property is undeveloped or unoccupied, the Deputy City Manager – Administrative Services may issue a temporary exemption for as long as the qualifying circumstances exist, but not to exceed one (1) year, unless another application for exemption is made and approved.
- (3) An administrative fee for exemption pursuant to this Section may be collected to offset the cost of administration of the exemption in the amount specified in the application for exemption.
- (4) Decisions of the Deputy City Manager – Administrative Services are subject to appeal per Section 240.

8.28.110 Recyclables and Organics Diversion Requirements

City may make rules or policies from time to time which may require Generators or specific groups of Generators to participate in recycling related activities in order to be compliant with or otherwise support Applicable Law. Such rules or policies may include but are not limited to: requiring participation in Recyclable Materials and/or Organic Materials collection programs; requiring education of customers, employees, and visitors about recycling programs; and, requiring submittal of reports to City about recycling related activities.

8.28.120 Construction and Demolition Debris Requirements

Contractors (as defined in Section 8.28.030), and all holders of Franchise(s), permit(s), and/or license(s) for C&D Debris collection service and the operation of other related programs within the City shall at all times comply with the following:

- A. Applicable Law as it may be amended from time to time, including without limitation all laws related to management of C&D Debris, preparation of C&D Debris management plans and reports, and diversion of C&D Debris from disposal; and,
- B. All written and published City policies and/or administrative guidelines regarding the collection, tracking, and/or reporting of C&D Debris.

8.28.130 Collection – Franchise

- A. The City may grant an exclusive or non-exclusive Franchise Agreement for Franchised Discarded Materials collection service and the operation of other programs required by Applicable Law within all or any portion of the City.
- B. A Person may not be permitted to be the Franchisee for a period exceeding twenty (20) years without the award of a subsequent Franchise Agreement being the subject of a request for proposals process to ensure that the best overall value is provided to the City, its residents and businesses. The request for proposals process may consider numerous factors affecting the value of services including, but not necessarily limited to: the experience and/or reputation of the provider, the quality or level of service provided, the recycling services offered, and the cost of the service. There is no obligation placed on the City to select the lowest priced provider of services identified through such process if such provider does not represent the best overall value.
- C. The City may regulate, by ordinance or resolution and through the Franchise Agreement, all aspects of the service, including, but not limited to, frequency of collection, means of collection and transportation, level of services, charges, fees, and nature, location, and extent of providing such services.
- D. Low Income Senior Rates
 - i. The City, through an Agreement(s) with a Franchisee(s), shall provide a discount for low-income senior citizen Customers. Such discount shall be available for any Customer aged sixty-five (65) years or above, provided that such Customer demonstrates that they receive assistance under third party utility discount programs such as PG&E's California Alternate Rates for Energy ("CARE") ratepayer assistance program. The amount of the discount, along with the application requirements shall be documented and published by City and Franchisee(s) through the Franchise Agreement or other written policy.
 - ii. Customers receiving discounted rates prior to July 1, 2015 shall be eligible to continue receiving discounted rates, provided that the qualifying conditions for such rates continue to exist, to the reasonable satisfaction of City. City may require periodic verification that Customers receiving such discount continue to inhabit the Premises. The amount of the discount, along with the application and qualification requirements shall be documented and published by City and Franchisee(s) through the Franchise Agreement or other written policy.

- E. When a Franchise Agreement for the collection of Discarded Materials is in effect, no Person, other than employees of the Franchisee may collect, haul or transport Discarded Materials within the District, including Drop Boxes, except as set forth in the Franchise Agreement and self-haulers pursuant to Section 100 B.
- F. Any grantee of a Franchise Agreement shall pay to the City a Franchise Fee, the amount of which shall be set forth in the Franchise Agreement and approved by the City Council. The City Council shall have the right to adjust the amount or calculation of the Franchise Fee from time-to-time at any point during the term of the Franchise Agreement, subject to the procedures for adjustment described in the Franchise Agreement.
- G. No Person other than the Franchisee or other City-Authorized Service Provider, or an agent or employee thereof acting within the scope of their employment, shall tamper or meddle with, or remove items from, a Container or receptacle placed by a Generator for collection by the City or that City-Authorized Service Provider.
- H. It shall be unlawful for any Person to solicit, accept, engage or otherwise utilize Discarded Materials handling service for paid consideration by a Person not authorized to provide such service.
- I. No Person other than the Franchisee or other City-Authorized Service Provider shall offer to handle Discarded Materials or handle Discarded Materials on behalf of another in exchange for compensation in any form or amount.

8.28.140 Collection – Other Authorized Collectors

- A. The City may grant exclusive or non-exclusive Franchise(s), permit(s), and/or license(s) for Recyclable Materials collection service and the operation of other programs required by Applicable Law within all or any portion of the City. The terms of such permits or licenses shall be determined by the City. No Person other than such City-Authorized Service Providers shall offer to handle Recyclable Materials or handle Recyclable Materials on behalf of another in exchange for compensation in any form or amount. Holders of such Franchise(s), permit(s), and/or license(s) shall at all times comply with Applicable Law, as it may be amended from time to time.
- B. The City may grant exclusive or non-exclusive Franchise(s), permit(s), and/or license(s) for C&D Debris collection service and the operation of other programs required by Applicable Law within all or any portion of the City. The terms of such permits or licenses shall be determined by the City. No Person other than such City-Authorized Service Providers shall offer to handle C&D Debris or handle C&D Debris on behalf of another in exchange for compensation in any form or amount.
- C. The City may grant exclusive or non-exclusive Franchise(s), permit(s), and/or license(s) for home or site clean-out collection service and the operation of other programs required by Applicable Law within all or any portion of the City. The terms of such permits or licenses shall be determined by the City. No Person other than such City-Authorized Service Providers shall offer to handle Discarded Materials resulting from clean-out collection services or handle Discarded Materials resulting from clean-out collection

services on behalf of another in exchange for compensation in any form or amount. Holders of such Franchise(s), permit(s), and/or license(s) shall at all times comply with Applicable Law, as it may be amended from time to time.

- D. It shall be unlawful for Persons, Contractors, landscapers or Drop Box haulers not in possession of a Franchise(s), permit(s), and/or license(s) for Discarded Materials collection granted by the City to remove Discarded Materials from Premises within in City unless such Discarded Materials are generated as incidental to other services performed by such Contractor, landscaper or other Person (not including agents or subcontractors to the Person providing such service).

8.28.150 Collection – Discarded Materials Ownership

- A. Upon placement of Discarded Materials in a designated collection Container, such Discarded Materials shall become the property of the City or the City-Authorized Service Provider engaged to collect such material, as determined by the City-Authorized Service Provider Agreement.
- B. It is unlawful for any Person, except for the City or a City-Authorized Service Provider, engaged to provide such service, to collect Discarded Materials from designated collection Containers.
- C. Nothing in this Chapter limits the right of any Person to sell, donate, or otherwise divert their own Discarded Materials from landfilling, except that Recyclable Materials, Organic Materials, C&D Debris, and Salvageable Materials deposited into Containers provided by City or a City-Authorized Service Provider and placed for collection shall become the property of the City or City-Authorized Service Provider as provided for in Subsection (A) above.

8.28.160 Collection – Interference with Collection

It shall be unlawful for any Person in any manner to interfere with the collection, removal, or disposal of Discarded Materials by City or a City-Authorized Service Provider.

8.28.170 Collection – Vehicles

- A. It shall be unlawful for any Person to collect, transport, or carry Discarded Materials in any vehicle which does not comply with all Applicable Laws.
- B. It shall be unlawful for any individual to discard any object directly into any vehicle owned or operated by the City or a City-Authorized Service Provider except for any City or City-Authorized Service Provider personnel, duly authorized agents, or volunteers.

8.28.180 Containers – Placement of Discards

The Person in charge of any Premises in the City may gather the Discarded Materials together and put such materials into a Container approved by the City for that Premises which can be conveniently handled by the City or a City-Authorized Service Provider. Carts, Bins, Drop Boxes, and Compactors shall be deemed acceptable for use by Customers to store Franchised

Discarded Materials where approved by the City. City may approve additional or alternative Containers, or Discarded Materials bundling formats from time to time.

8.28.190 Containers – Residential Premises

Residential Containers shall be placed as follows:

- A. Carts shall be screened from view, except when placed for collection. Each Cart shall be placed for collection by 5:00 a.m. of collection day and no earlier than the preceding evening, and shall be removed by 10:00 p.m. of collection day.
- B. For purposes of this Section, “screened” means blocked from public view from the street or public right-of-way with a permanent fence, enclosure, landscaping, or other comparable facility as approved by the City Manager.
- C. All Containers shall be placed and maintained in a location readily accessible to the City and not constituting either a fire hazard or a public nuisance.
- D. Upon written notification from the City that Containers are being maintained in a hazardous or offensive condition, they shall be relocated immediately by the Customer.
- E. Failure to relocate the Containers following notice shall be unlawful.

8.28.200 Containers – Commercial Premises

All Commercial Customers shall comply with the following requirements regarding Containers and their placement:

- A. All Containers shall be placed and maintained in a location readily accessible to the City and not constituting either a fire hazard or a public nuisance.
- B. Upon written notification from the City that Containers are being maintained in a hazardous or offensive condition, they shall be relocated immediately by the Customer.
- C. Failure to relocate the Containers following notice shall be unlawful.

8.28.210 Containers – Commercial Enclosures

All Commercial Customers shall comply with the following requirements regarding Container enclosures:

- A. All Commercial Container enclosures shall have adequate space accommodations for Solid Waste, Recyclable Materials and Organic Materials Containers, in accordance with Applicable Law, and the City’s Standard Plans and Specifications.
- B. All new Commercial developments must include adequate space accommodations for enclosures in accordance with Applicable Law, and are subject to a plan check process including review, at a minimum, by the City Manager.

- C. Enclosures must be located in places convenient for the removal of Discarded Materials and must be approved by the City Manager. Enclosures, including gates and gate hardware, must be maintained in good working condition, and readily accessible by the City or City-Authorized Service Provider. If an enclosure is not adequately maintained, service may be withheld until the condition is remedied to the satisfaction of the City Manager.

8.28.220 Containers – Exclusive Use

- A. It is unlawful for any Person to dump or place any material into, or to utilize, any Container without consent of the owner or Person to whom the Container has been provided by City-Authorized Service Provider.
- B. It is unlawful for any Person, without the consent of the owner or Person to whom the Container has been provided by City-Authorized Service Provider, to enter into a Container, for the purpose of salvaging or recovering any item therein or for the purpose of utilizing the Container to rest or sleep therein.

8.28.230 Prohibited Materials

Materials not permitted to be placed in Containers for collection by the City or City-Authorized Service Provider include Excluded Waste, hot ashes, sharps, flammables, live ammunition, explosive substances, poison, hazardous chemicals, offal, animals, and similar materials. Disposal of Excluded Waste shall be performed through a licensed collection and disposal company, which complies with all Applicable Laws and regulations. No Person shall place in Containers any wearing apparel, bedding, or other material from homes or other places where highly infectious or contagious diseases have prevailed. City and City-Authorized Service Providers shall maintain a current list of prohibited materials, and shall make such list available to Generators. Generators are responsible for obtaining and reviewing such list of prohibited materials, and acting in accordance with Applicable Law.

8.28.240 Appeals to City Manager

A Customer may appeal a decision of the Deputy City Manager - Administrative Services to the City Manager in writing to the City Manager within five (5) days of receipt of the Deputy City Manager's ruling. The written appeal must state the reason for the appeal and specify any facts or evidence in support of the request. The City Manager or designee, who may be a City hearing officer, will promptly consider the appeal and provide a written decision within ten (10) days of the filing of an appeal. The City Manager's determination will be final.

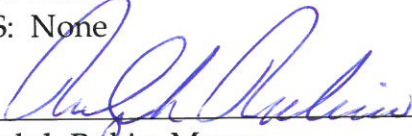
Effective Date. This Ordinance shall become effective thirty (30) days after its final passage and adoption at a duly noticed public hearing for the second reading of the proposed text amendments.

NOW, THEREFORE BE IT FURTHER RESOLVED, the City Clerk shall certify to the adoption of this Ordinance.

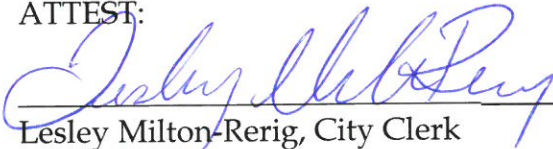
PASSED TO PRINT at a regular meeting of the City Council of the City of Seaside on the 2nd day of June 2016; and

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Seaside duly held on the 16th day of June, 2016, by the following vote:

AYES:	5	COUNCIL MEMBERS:	Alexander, Campbell, Oglesby, Pacheco, Rubio
NOES:	0	COUNCIL MEMBERS:	None
ABSENT:	0	COUNCIL MEMBERS:	None
ABSTAIN:	0	COUNCIL MEMBERS:	None



Ralph Rubio, Mayor

ATTEST:


Lesley Milton-Rerig, City Clerk



MEMORANDUM

City of Seaside
Public Works Department

Date: August 24, 2017

To: Craig Malin, City Manager
From: Scott Ottmar, Associate Civil Engineer
CC: Rick Riedl, City Engineer/Public Works Services Manager

Subject: Storm Water Discharge Permit
Trash Amendment Update and Selection of Track 2

In April of 2015, the State Water Resources Control Board (State Water Board) adopted an Amendment to the Water Quality Control Plan for Ocean Waters of California to Control Trash (Trash Amendment) in an effort to combat trash in waterways in a consistent statewide manner. On June 1, 2017, the State Water Board issued a Technical Order to Phase II municipalities (Permittees) that outlines the initial deliverables to be submitted for planning and implementing the requirements of the Trash Amendment. This memo is intended to provide a brief overview of the Trash Amendment, discuss the requirements of the Technical Order, and recommend an initial approach to comply with this new regulatory requirement.

Overview

Permittees are offered two different Tracks for compliance to the Trash Amendment. Permittees must implement the selected Track within 10 years, demonstrate achievement of interim milestones with an average of 10% completion per year and develop a monitoring program to document successful implementation.

Track 1

- Install, operate, and maintain certified **Full Capture Systems** in storm drains that capture runoff from priority land use areas within the Permittee's boundaries.
- Monitoring requirements include demonstrating the installation, operation, and maintenance of the full capture systems and providing a map of the drainage area served.

Track 2

- Implement a plan with a combination of full capture systems, multi-benefit projects, institutional controls, and/or other treatment controls to achieve **Full Capture System Equivalency**.
- Monitoring requirements include developing and implementing a set of monitoring objectives that demonstrate effectiveness and full capture system equivalency and physically documenting levels of trash reduction on an annual basis.

Technical Order

The State Water Board issued a 13383 Technical Order on June 1, 2017 (attached) that outlines the initial deliverables with deadlines to be submitted for planning and implementing the requirements of the Trash Amendment:

- **September 1, 2017**, submit a letter signed by the Legally Responsible Person (LRP) to the State Water Board identifying the Permittee's selected compliance Track (1 or 2). Permittees have the right to switch Tracks in the future. A preliminary jurisdictional map identifying Priority Land Use Areas (high trash generating areas) and corresponding storm drain network that receives discharges is to be included with the letter.
- **December 1, 2018**, submit an updated jurisdictional map identifying Priority Land Use Areas, corresponding storm drain network and proposed locations of certified Full Capture Systems. Additionally, Permittees that select Track 2 shall submit:
 - Description and proposed locations of other Treatment Controls to achieve Full Capture System Equivalency

- Documentation summarizing observed Trash levels, using the recommended Visual Trash Assessment Approach, for all Priority Land Uses.
- An Implementation Plan that justifies the rationale for how the selected combination of controls will achieve Full Capture System Equivalency including a monitoring program to substantiate compliance and reduction of trash generation.

Discussion and Recommendation

Through the efforts of the Monterey Regional Storm Water Management Program (MRSWMP), the jurisdictional map displaying Priority Land Use Areas and storm drain network has been developed and is included with this memo. The City of Seaside has approximately 839 acres of Priority Land Use containing an estimated 400 drain inlets.

Track 1

The consensus is the State Water Board prefers municipalities to implement Track 1 and therefore Track 1 has the advantage of providing the clearest path to regulatory compliance. The city would install full capture devices from the State approved list and maintain those devices.

The most significant disadvantage to pursuing Track 1 is the cost to implement. The release of the Technical Order on June 1, 2017 has not provided staff adequate time to carefully study and evaluate the full cost to install and maintain all the necessary full capture devices within Priority Land Use areas. A Preliminary budgetary estimate of \$5 million has been incorporated into the current Capital Improvement Program.

Track 2

As previously stated, Track 2 requires the City to propose a Plan that includes a combination of full capture devices and institutional controls. The most likely institutional controls include efforts the City is already implementing, such as street sweeping, cleaning storm drain inlets, maintaining trash cans, and education/outreach efforts conducted by the MRSWMP. Therefore, the cost to implement Track 2 initially will be less expensive compared to Track 1.

Selection of Track 2 requires the City to negotiate with the Regional Board on how many full capture devices to install and what level of institutional controls will be sufficient to satisfy the requirements. Little guidance has been provided on what is expected for the Implementation Plan. Track 2 further requires two visual assessments per year be conducted throughout Priority Areas to determine if the institutional controls are as effective as full capture devices. If the results of the visual assessment conclude that institutional controls are not effective, modifications to the Plan would be required.

Recommendation

Selection of Track 2 is currently recommended. Staff has contacted other municipalities throughout the region and determined the majority are selecting Track 2. None of the local municipalities are taking the decision to their governing boards. As previously noted, the State has indicated municipalities may change Track selection after further evaluation. A feasibility study should be undertaken to define practical locations and develop accurate budgets to install full capture devices throughout the City. The feasibility study will inform staff on whether Track 1 is a viable option and would be a key component for developing the Track 2 Implementation Plan. Staff is working with other MRSWMP members to consider a regional effort for engaging a consulting firm to conduct the feasibility study.

ORDINANCE NO. 1017

AN ORDINANCE OF THE CITY OF SEASIDE, STATE OF CALIFORNIA, ADDING CHAPTER 8.62 TO THE SEASIDE MUNICIPAL CODE RELATING TO SINGLE-USE PLASTIC CARRYOUT BAGS, RECYCLED PAPER BAGS, AND REUSABLE BAGS.

The City Council of the City of Seaside ordains as follows:

SECTION 1: Chapter 8.62 is added to the Seaside Municipal Code to read as follows:

CHAPTER 8.62 USE OF SINGLE-USE CARRYOUT BAGS, RECYCLED PAPER BAGS, AND REUSABLE BAGS BY RETAIL ESTABLISHMENTS

Sections:

8.62.010	Purpose and Findings
8.62.020	Applicability
8.62.030	Definitions
8.62.040	Regulations
8.62.050	Recordkeeping and Inspection
8.62.060	Enforcement

8.62.10 PURPOSE AND FINDINGS.

A. The purpose of this Chapter is to ban thin-film plastic single-use carryout bags and prohibit the free distribution of paper bags or reusable bags by certain types of retail establishments in the City of Seaside in order to reduce litter and protect the natural resources of Seaside.

B. Pursuant to Article XI, section 7 of the California Constitution, the City of Seaside may adopt and enforce ordinances and regulations not in conflict with general laws to protect and promote the public health, safety and welfare of its citizens.

C. The use of single-use carryout bags by consumers at retail establishments is detrimental to the environment, public health and welfare.

D. The manufacture and distribution of single-use carryout bags requires utilization of natural resources and results in the generation of greenhouse gas emissions.

E. Single-use carryout bags contribute to environmental problems, including litter in storm drains, creeks, the Monterey Bay, and the ocean.

F. Single-use carryout bags provided by retail establishments impose unseen costs on consumers, local governments, the state and taxpayers and constitute a public nuisance.

G. Prohibiting retail establishments from using plastic single-use carryout bags and requiring a fee for paper bags reduces litter and benefits the environment by encouraging customers to use reusable bags.

H. This City Council does, accordingly, find and declare that it should restrict single use carry-out bags and require a fee for recycled paper bags and reusable bags.

8.62.020 APPLICABILITY

This Chapter applies in the City of Seaside city limits.

8.62.030 DEFINITIONS

Unless otherwise expressly stated, whenever used in this Chapter, the following terms shall have the meanings set forth below:

- A. "Customer" means any person obtaining goods from a retail establishment.
- B. "City" means the City of Seaside.
- C. "Code Enforcement Officer" means the Deputy City Manager – Resource Services Management or his/her designee.
- D. "Effective Date" means the effective date of this ordinance enacting Chapter 8.62.
- E. "Garment Bag" means a travel bag made of pliable, durable material with or without a handle, designed to hang straight or fold double and used to carry suits, dresses, coats, or the like without crushing or wrinkling the same.
- F. "Itinerant Vendor" is defined as a take-out food establishment that receives 90 percent or more of its revenue from the sale of prepared food, which is prepared within a mobile vehicle and/or mobile cart, to be eaten off its premises.
- G. "Mils" is the thickness of a material measured in increments of one-thousandth (1/1000th) of an inch.
- H. "Nonprofit Charitable Reuser" is defined as a charitable organization which is tax-exempt under Section 501(c)(3) of the Internal Revenue Code, or a distinct operating unit or division of the charitable organization, that reuses and recycles donated goods or materials and receives more than 50 percent of its revenues from the handling and sale of those donated goods or materials. Nonprofit Charitable Reusers are not considered Retail Establishments for the purpose of this Ordinance.
- I. "Person" means any individual, sole proprietorship, firm, association, organization, partnership (whether limited or general), corporation, limited liability corporation, political subdivision, government agency, municipality, industry, public or private corporation, trust, joint venture, regulatory authority, or any other entity.
- J. "Prepared food" means foods or beverages which are prepared on the premises by cooking, chopping, slicing, mixing, freezing, or squeezing, and which require no further preparation to be consumed. "Prepared food" does not include any raw, uncooked meat product or fruits or vegetables which are chopped, squeezed, or mixed.
- K. "Public Eating Establishment" is defined as a restaurant, take-out food establishment, or any other business that receives 90 percent or more of its revenue from the sale of prepared food, which is prepared on the premises and/or within a mobile vehicle, to be eaten on or off its premises. The term "Public Eating Establishments" would also apply to an itinerant food vendor operating in compliance with a valid business license at both a permanent location approved under a use permit, at a mobile

location within the City of Seaside, or at a special event. Public eating establishments are not considered Retail Establishments for the purpose of this Ordinance.

L. "Recycled Paper Bag" is defined as a bag that contains no old growth fiber and a minimum of 40 percent post-consumer recycled content, is 100 percent recyclable, and has printed in a highly visible manner on the outside of the bag the words "Reusable" and "Recyclable", the name and location of the manufacturer, and the percentage of post-consumer recycled content

M. "Retail Establishment" means any commercial establishment that sells perishable or nonperishable goods including, but not limited to, clothing, food, and personal items directly to the customer and that is located within or doing business within the City of Seaside. The term "Retail Establishment" includes farmers' markets and special events. The term "Retail Establishment" does not include Public Eating Establishments, Nonprofit Charitable Reusers, and wholesale agricultural produce packing and shipping businesses.

N. "Reusable Bag" is defined as a bag with handles that is specifically designed and manufactured to be reused at least 125 times and that is either (1) made of cloth or other washable fabric, or, (2) made of durable, recyclable material that is at least four (4.0) mils thick that can be cleaned or disinfected at least 125 times. A "Reusable Bag" may be made of recyclable plastic such as high density polyethylene (HDPE), low density polyethylene (LDPE), or polypropylene.

O. "Single-use Carryout Bag" is defined as a bag, other than a Reusable Bag or Recycled Paper Bag, provided at the check stand, cash register, point of sale, or other point of departure for the purpose of transporting food or merchandise out of the Retail Establishment. Single-use carryout bags do not include bags, a maximum of 11" x 17", without handles provided to the customer for the following purposes: (1) to transport produce, bulk food or meat from a product, bulk food or meat department within a store to the point of sale; (2) to transport produce or other bulk food items to the point of sale at a farmers' market or special event; (3) to hold prescription medication dispensed from a pharmacy; (4) to segregate food or merchandise that could damage or contaminate other food or merchandise when placed together in a bag; or (5) a Garment Bag regardless of size.

P. "Special Event" is defined as an art and craft exhibit, carnival, circus, concert, fair, farmers market, festival, flea market, food event, open-air sale, outdoor entertainment/sporting event, religious revival, rummage sale, secondhand sale, sidewalk sale, swap meet, and other special events, for up to five consecutive days, or four two-day weekends, within a 12-month, on private, non-residentially zoned property.

8.62.040 REGULATIONS

A. No Retail Establishment that sells perishable or nonperishable goods including, but not limited to, clothing, food, and personal items directly to the customer, shall provide a Single-use Carryout Bag to a customer at the check stand, cash register, point of sale or other point of departure for the purpose of transporting food or merchandise out of the establishment, except as provided in this Chapter.

B. To allow Retail Establishments an opportunity to make necessary arrangements for compliance and to use remaining stocks of plastic Single-use Carryout Bags, Retail Establishments shall have twelve (12) months from the Effective Date to

comply with the regulations of this Chapter. During this period, it shall be the policy of the City to encourage voluntary adherence to the requirements of this Chapter.

C. Twelve (12) months from the Effective Date and thereafter, a Retail Establishment may make Recycled Paper Bags or Reusable Bags available to customers only if the Retail Establishment charges a minimum charge of ten cents (\$0.10). Only Recycled Paper Bags and Reusable Bags as defined in this Chapter may be made available for purchase.

D. No earlier than eighteen (18) months from the Effective Date, the City Council of the City of Seaside may establish a higher minimum charge for a Recycled Paper Bag and Reusable Bag up to twenty-five cents (\$0.25) by amendment of this Chapter by resolution.

E. Notwithstanding this Chapter, when a Recycled Paper Bag or a Reusable Bag is distributed to the customer, the amount of the sale of the Recycled Paper Bag or Reusable Bag shall be separately itemized on the sales receipt.

F. These regulations do not apply to Public Eating Establishments as defined herein.

G. Notwithstanding any other provision of this Chapter, a Retail Establishment may provide one or more Recycled Paper Bags or Reusable Bags at no cost to the following individuals: a customer participating in the California Special Supplement Food Program, for Women, Infants, and Children pursuant to Article 2 (commencing with Section 123275) of Chapter 1 of Part 2 of Division 106 of the California Health and Safety Code; a customer participating in the Supplemental Food Program pursuant to Chapter 10 (commencing with Section 15500) of Part 3 of Division 9 of the California Welfare and Institutions Code; and a customer participating in CalFresh pursuant to Chapter 10 (commencing with Section 18900) of Part 6 of Division 9 of the California Welfare and Institutions Code.

8.62.050 RECORDKEEPING AND INSPECTION

All Retail Establishments shall keep complete and accurate records or documents of the purchase and sale of any Recycled Paper Bag by the Retail Establishment. Such records shall be kept for a minimum period of one year from the date of purchase and sale, and such records shall be available for inspection by the City at no cost to the City during regular business hours. Unless the City and Retail Establishment mutually agree upon an alternative location or method of review, the records or documents shall be available at the Retail Establishment address. The provision of false information, including but not limited to incomplete records or documents to the City, shall be a violation of this Chapter.

8.62.060 ENFORCEMENT

A. The designated Code Enforcement Official shall be primarily responsible for implementation and enforcement of this Chapter. The Code Enforcement Official is authorized to establish guidelines and procedures to implement this Chapter and to take such action as may be necessary, including inspection of Retail Establishments, to monitor compliance with this Chapter.

B. In the event of a violation of this Chapter or any requirement imposed pursuant to this Chapter, the City may in its discretion, in addition to all other remedies, take such enforcement action as is authorized under the Seaside Municipal Code and any other action authorized by law.

C. If the City elects to utilize the administrative procedures set forth in Chapter 2.56 of the Seaside Municipal Code to enforce this Chapter, the "Enforcement Officer" shall serve as the Enforcement Official within the meaning of Chapter 2.56.

SECTION 2: ENVIRONMENTAL REVIEW. This Ordinance is categorically exempt under California Environmental Quality Act (CEQA) Guidelines Section 15307 and 15308.

SECTION 3: SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held invalid by a court of competent jurisdiction, such a decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses, or phrases, be declared invalid.

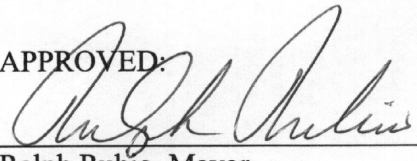
SECTION 4: EFFECTIVE DATE. This Ordinance shall become effective on the thirty-first day following its adoption.

INTRODUCED by the City Council of the City of Seaside on the 7th day of August 2014.

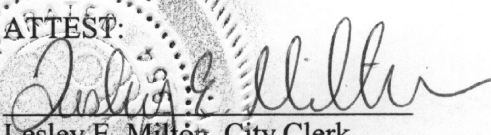
PASSED AND ADOPTED at a regular City Council meeting duly held on the 21st day of August, 2014 by the following vote:

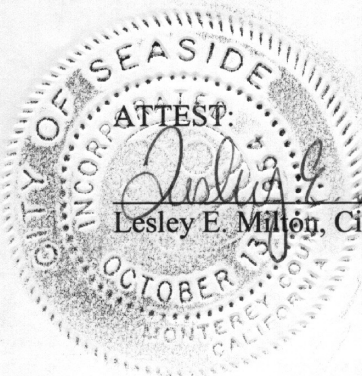
AYES: 5	COUNCIL MEMBERS	Alexander, Edwards, Oglesby, Pacheco, Rubio
NOES: 0	COUNCIL MEMBERS	None
ABSENT: 0	COUNCIL MEMBERS	None
ABSTAIN: 0	COUNCIL MEMBERS	None

APPROVED:


Ralph Rubio, Mayor

ATTEST:


Lesley E. Milton, City Clerk



OUTREACH DOCUMENTS

April 19, 2019
NOTICE OF INTENT FROM
ENVIRONMENTAL COMMISSION
TO
THE CITY COUNCIL



MEMORANDUM – ENVIRONMENTAL COMMITTEE

Date: April 9, 2019

To: Seaside City Council

From: City of Seaside Environmental Committee

Subject: Notice of Intent to Propose Amendments to Seaside Municipal Code, Chapter 8.60: Environmentally Preferable Food Packaging

Plastic from land pollutes the ocean at a rate of nearly 9 million tons per year (the equivalent of a dump truck per minute), impacting the health of marine wildlife and the cleanliness of our treasured coastline. The scope and scale of the problem prompted the State Water Board in 2015 to implement the “Trash Amendments,” requiring jurisdictions including Seaside to prevent the discharge of land-based waste to our ocean waters.

Over the past year, a wave of local coastal cities—including Monterey, Carmel-by-the-Sea and Santa Cruz—have adopted new policies to reduce common sources of plastic waste. Several other nearby cities, including Pacific Grove and Marina, are exploring similar measures. Local cities that restrict single-use plastic products (such as straws, utensils and beverage lids) are well positioned to attract more tourism as the Monterey County Convention & Visitors Bureau promotes eco-friendly destinations through its [Sustainable Moments](#) initiative.

During a regular meeting of the Seaside Environmental Committee on December 11, 2018, the committee voted to convene a working group to review and develop text amendments to the Seaside Municipal Code regarding environmentally preferable food packaging. Currently, the code requires all food providers within the city utilizing disposable food service ware to use “biodegradable, compostable or recyclable products, unless there is no affordable alternative available.” However, the city’s current definition of Disposable Food Service Ware excludes items such as plastic straws lids and utensils. The proposed amendments may include a requirement that all disposable food service ware provided within the city—including straws, lids and utensils—be compostable.

The working group first met in late December 2018 to begin reviewing the current code and drafting proposed amendments. For logistical reasons, including committee member turnover,

the process was stalled. The working group reconvened in March, delegated roles, and created a timeline to develop the proposed amendments. This process includes consultation of existing resources within the community, and bilingual community outreach with support from a group of CSU Monterey Bay Service Learning students. This outreach includes reaching out to businesses to understand how we can best support them through this ordinance and through implementation. Moreover, we want to make sure that the community as a whole understands the efforts and how they can support businesses.

The Environmental Committee intends to present the City Council with its proposal within the next several months.

Supported at a regular meeting of the Environmental Committee of the City of Seaside, State of California, on the 9th day of April 2019, by the following vote:

AYES: Raak, Molle, Abraham-Panni, Del Valle, Hawran, Murphy

NOES:

ABSENT:

ABSTAIN:


Lacey Raak, Chairperson

ATTEST:


Beth Rocha, Environmental Committee Staff Liaison / Associate Planner

**LETTERS (MAILING LABELS
INCLUDED) SENT TO RESTAURANT
DESIGNATED BUSINESSES ON
MAY 21, 2019
FOR THE JUNE 5TH AND 6TH
STAKEHOLDER MEETINGS**



CITY OF SEASIDE, ENVIRONMENTAL COMMITTEE

440 Harcourt Avenue
Seaside, CA 93955
www.ci.seaside.ca.us

Telephone 831-899-6707
Fax 831-718-8594

May 21, 2019

Dear Seaside business owner/ manager,

The Seaside Environmental Committee is proposing changes to the Seaside Municipal Code that could impact your business. The committee invites you, and all owners and managers of Seaside food service businesses, to learn about the proposed changes and to provide your feedback as a valued community stakeholder.

The Environmentally Preferable Packaging Ordinance Stakeholder Meeting will be held at two different times to encourage maximum participation by the decision-makers of Seaside's restaurants, bars and cafes. Both meetings will be held at **Seaside CREATES!, 656 Broadway Ave. / Obama Way.**

- **Wednesday, June 5, 5:30-6:30 PM**
- **Thursday, June 6, 12:00-1:00 PM**

Learn about the proposed Seaside Municipal Code amendments, which aim to transition all single-use food service ware to environmentally preferable alternatives. Hear from a local restaurant owner who has already adopted compostable materials. Get updates on the current state of waste management in Seaside and state-of-the-art composting facilities at Monterey Regional Waste Management District. Learn how to apply for financial incentives, including up to \$500 through the state Green Business Program.

Most importantly, please share your thoughts! We will administer a survey during the meeting to collect your input. The committee wishes to ensure that any new requirements will be balanced with the support needed for all affected businesses to comply and flourish, so that together we continue to improve Seaside for everyone..

Spanish translation services and light food and beverages will be provided.

Please RSVP by Monday, June 3 so that we can accommodate you: email brocha@ci.seaside.ca.us, or 831-899-6728, to confirm the names of people attending from your business.

Thank you-we look forward to your input!

Beth Rocha
Associate Planner and Staff Liaison to the Environmental Committee, City of Seaside



LA CIUDAD DE SEASIDE: EL COMITÉ DEL MEDIO AMBIENTE

440 Harcourt Avenue

Telefono 831-899-6707

Seaside, CA 93955

Fax 831-718-8594

www.ci.seaside.ca.us

21 de Mayo de 2019

Estimado dueño o manager de un negocio en la ciudad de Seaside,

El comité de medio ambiente en Seaside está proponiendo cambios en el Código Municipal de Seaside que puede impactar su negocio. El comité los invita, y a todos los dueños y managers de los negocios de servicios alimentos en Seaside, a aprender de los cambios propuestos y darles una oportunidad de darnos su opinión como un valioso miembro de la comunidad.

La junta sobre la ordenanza "Environmentally Preferable Packaging Ordinance" será en dos ocasiones para que podamos tener el máximo participación de las personas que toman decisiones en los restaurantes, bares, y cafés de la ciudad de Seaside. Las dos juntas serán en **Seaside CREATES! 656 Broadway Ave. / Obama Way**

- **Miércoles, 5 de Junio a las 5:30-6:30 de la tarde**
- **Jueves, 6 de Junio a las 12:00-1:00 de la tarde**

Van a poder aprender más de los cambios propuestos a el código municipal de Seaside, que tiene como objetivo la transición de todos los productos de uso individual para servicios de alimentos a alternativos que son más preferibles para el medio ambiente. Van a poder escuchar de un dueño de restaurante que ya ha hecho el cambio a materiales orgánicos. Van a poder obtener una actualización del estado actual del tratamiento de residuos en Seaside y lo último en los servicios orgánicos en el Monterey Regional Waste Management District. También aprende más sobre cómo puedes aplicar para incentivos económicos, hasta \$500 con el programa del estado que se llama Green Business Program.

Y lo más importante es que comparten su opinión. Vamos a tomar una encuesta durante la junta para coleccionar su opinión. El comité espera que los nuevos requisitos están balanceados con el apoyo necesitado para que todos los negocios afectados puedan cumplir y prosperar, para que juntos podamos mejorar la ciudad Seaside para todos.

Habrà Servicios de traducción en español, comida y bebida

Favor de RSVP para Lunes, 3 de Junio para saber cómo para que podamos acomodar: mandar un mensaje electrónico a brocha@ci.seaside.ca.us (831-899-6728) para confirmar los nombres de las personas que van atender de su negocio.

iMuchas Gracias- esperamos su aporte!

Sinceramente,

A handwritten signature in black ink, appearing to read "Beth Rocha".

Beth Rocha

Associate Planner and Staff Liaison to the Environmental Committee, City of Seaside

**FLYERS DELIVERED TO APPROXIMATELY
40 RESTAURANT DESIGNATED
BUSINESSES BEFORE THE JUNE 5TH AND
6TH STAKEHOLDER MEETINGS**

AVIANDS LLC
775 WOODLANDS PARKWAY SUITE 100
RIDGELAND, MS 391570000

BALDEMIROS TACO SHOP
2008 FREMONT BOULEVARD
SEASIDE, CA 939550000

BLAZIN WINGS INC
5500 WAYZATA BLVD SUITE 1600
MINNEAPOLIS, MN 554160000

CHILIS GRILL AND BAR (#970)
6820 LBJ FREEWAY
DALLAS, TX 752400000

D&JS NEW ERA INC
1153 FREMONT BOULEVARD
SEASIDE, CA 939550000

EL MIGUELENO RESTAURANT
1066 BROADWAY AVE
SEASIDE, CA 939550000

FISHWIFE SEAFOOD RESTAURANT
1996 1/2 SUNSET DR
PACIFIC GROVE, CA 939500000

HATTAR HATTAR
456 SLOAT AVENUE
MONTEREY, CA 939400000

ISHAR INVESTMENTS INC
25 EAST AIRWAY BOULEVARD
LIVERMORE, CA 945510000

JS MEXICAN FOOD INC
1612 CONTRA COSTA STREET
SEASIDE, CA 939550000

AVIANDS LLC
775 WOODLANDS PARKWAY SUITE 100
RIDGELAND, MS 391570000

BELGA LLC
8700 CARMEL VALLEY ROAD
CARMEL, CA 939230000

BREAKFAST CLUB THE
1130 FREMONT BOULEVARD SUITE 201
SEASIDE, CA 939550000

CHOPSTIX RESTAURANT
482 LARSON COURT
MARINA, CA 939330000

DEKATI YOUNG II INC
17451 AVENIDA LOS ALTOS
SALINAS, CA 939070000

EMBASSY SUITES MONTEREY BAY
12735 MORRIS ROAD EXTENSION SUITE
400
ALPHARETTA, GA 300040000

GARY BECKY VICK INC
40 WINHAM STREET
SALINAS, CA 939010000

ICHI RIKI JAPANESE RESTAURANT
1603 DEL MONTE BLVD
SEASIDE, CA 939554211

ISHAR INVESTMENTS INC
23 EAST AIRWAY BOULEVARD
LIVERMORE, CA 945510000

KENTUCKY FRIED CHICKEN
PO BOX 340
CAPITOLA, CA 950100000

BAAN THAI RESTAURANT
1760 FREMONT BOULEVARD SUITE F1
SEASIDE, CA 939550000

BERRELLEZA ALEJANDRA AND BENITO
1136 AMADOR AVENUE
SEASIDE, CA 939550000

BROOKS MICHELLE
PO BOX 681
MARINA, CA 939330000

CHURCHS CHICKEN #187
255 EAST PACES FERRY ROAD SUITE
300
ATLANTA, GA 303050000

DEL MONTE CAFE
1642 DEL MONTE BLVD
SEASIDE, CA 939550000

FERDIS RESTAURANT & DELI
740 BROADWAY AVE
SEASIDE, CA 939550000

GOOD GUYS PIZZA LLC
7220 WINDSOR DRIVE
ALLENTOWN, PA 181060000

IN N OUT BURGERS
4199 CAMPUS DRIVE
IRVINE, CA 926120000

JIM'S RESTAURANT
1584 DEL MONTE BOULEVARD
SEASIDE, CA 939554238

LA TORTUGA RESTAURANT
1624 MARIETTA STREET
SEASIDE, CA 939550000

MALLORY DAVID
1107 FREMONT BOULEVARD
SEASIDE, CA 939550000

MARISCOS PUERTO NUEVO INC
580 BROADWAY AVENUE
SEASIDE, CA 939550000

MYO PURE FROZEN YOGURT INC
491 ALVARADO STREET
MONTEREY, CA 939400000

NA HYEON MI
391 OCEAN VIEW COURT
MARINA, CA 939330000

NGUYEN MIKEY T
1988 FREMONT BOULEVARD
SEASIDE, CA 939550000

NOODLE BAR
1944 FREMONT BLVD
SEASIDE, CA 939550000

ORIENT EXPRESS
1884 FREMONT BOULEVARD
SEASIDE, CA 939550000

OVEN PIZZERIA & BAKERY THE
720 BROADWAY AVENUE
SEASIDE, CA 939550000

P&D FOOD SERVICES LLC
1901 FREMONT BOULEVARD
SEASIDE , CA 939550000

PANDA EXPRESS #981
1683 WALNUT GROVE AVE
ROSEMEAD, CA 917700000

PAPA CHEVOS TACO SHOP 1 LLC
1760 FREMONT BOULEVARD SUITE A2
SEASIDE, CA 939550000

REDS DONUTS INC
1646 FREMONT BLVD
SEASIDE, CA 939550000

REYES ROSA
1646 FREMONT BOULEVARD
SEASIDE, CA 939550000

ROJAS SELENE
1732 FREMONT BOULEVARD
SEASIDE, CA 939550000

S J ERIKS LLC
PO BOX 222432
CARMEL, CA 939220000

STAMMTISCH
1204 ECHO AVE SUITE C
SEASIDE, CA 939550000

STARBUCKS CORPORATION
PO BOX 34442
SEATTLE, WA 981241442

SWEET ELENAS INC
465 OLYMPIA
SAND CITY, CA 939550000

TACOS CALIFORNIA GRILL
400 PALM AVENUE
SEASIDE, CA 939550000

THE ORIENT RESTAURANT
1760 FREMONT BOULEVARD SUITE #C2
SEASIDE, CA 939330000

TILT HOUSE LLC
550 WAVE STREET SUITE 5
MONTEREY, CA 939400000

TURTLE BAY TAQUERIA
1301 FREMONT BOULEVARD
SEASIDE, CA 939550000

WENWEST INC
495 ELDER AVENUE SUITE 3
SAND CITY, CA 939550000

WOO & WON INC
1760 FREMONT BOULEVARD SUITE H4
SEASIDE, CA 939550000

ZHU WEI NENG
794 ARCHER STREET
SALINAS, CA 939010000



The City of Seaside wants to hear from you!



As valued business owners we want you to know about proposed changes to Seaside's Environmentally Preferable Packaging Ordinance that may affect your business. This is also your opportunity to provide feedback.

- Hear from a local restaurant owner who has already adopted compostable materials
- Get updates on the current state of waste management in Seaside and state-of-the-art composting facilities at Monterey Regional Waste Management District
- Learn how to apply for financial incentives, including up to \$500 through the state Green Business Program

WHEN: Wednesday, June 5, 5:30-6:30 PM

Thursday, June 6, 12:00-1:00 PM

WHERE: Seaside CREATES! 656 Broadway Ave. / Obama Way

Spanish translation services and light food and beverages will be provided.

Please RSVP by Monday, June 3 so that we can accommodate you: email brocha@ci.seaside.ca.us to confirm the names of people attending from your business.



**ENVIRONMENTAL
COMMITTEE**





¡Nos gustaría saber su opinión!

Como valiosos miembro de la comunidad, queremos que sepan más de los cambios propuestos al código municipal de Seaside que se llama "Environmentally Preferable Packaging Ordinance" que puede afectar a su negocio. Esta será su oportunidad de darnos su opinión.



- Van a poder escuchar de un dueño de restaurante que ya ha hecho el cambio a materiales orgánicos
- Van a poder obtener una actualización del estado actual del tratamiento de residuos en Seaside y lo último en los servicios orgánicos en el Monterey Regional Waste Management District.
- Learn how to apply for financial incentives, including up to \$500 through the state Green Business Program
- También aprende más sobre cómo puedes aplicar para incentivos económicos, hasta \$500 con el programa del estado que se llama Green Business Program

CUANDO: Miércoles, 5 de Junio a las 5:30-6:30 de la tarde

Jueves, 6 de Junio a las 12:00-1:00 de la tarde

DONDE: Seaside CREATES! 656 Broadway Ave. / Obama Way

Habrá servicios de traducción en español, comida y bebida

Favor de RSVP para Lunes, 3 de Junio para saber cómo para que podamos acomodar: mandar un mensaje electrónico a brocha@ci.seaside.ca.us para confirmar los nombres de las personas que van atender de su negocio.



**ENVIRONMENTAL
COMMITTEE**



**SURVEYS CONDUCTED AT THE
JUNE 5TH AND 6TH
STAKEHOLDER MEETINGS**

Survey questions/Preguntas

Do you place "To-Go" orders in a plastic bag? ¿Pones tus ordenes para llevar en una bolsa de plástico?

- A. Yes/ Si
- B. No

Do you offer environmentally preferable products (EPP) now? I.e.compostables, paper or reusable ¿Ofreces productos de uso individual que son bien para el medio ambiente? por ejemplo orgánicos, paper o reusables

- A. Yes/ Si
- B. No

If yes, what motivates you to provide Environmentally Preferable Products for to-go ware? (select 2) Si respondiste si, ¿Que te motiva a usar productos de uso individual que son bien para el medio ambiente en su restaurante?

- A. Reducing litter/reducir la basura
- B. Reducing impact on the Monterey Bay/reducir el impacto en la bahía de Monterey
- C. Reducing plastic/reducir plástico
- D. Community betterment/Mejorar la comunidad
- E. Customer interest/lo que mis clientes quieren
- F. Ability to market as an environmentally aware business/La habilidad de poder promoción como un negocio que es consciente del medio ambiente

Do you think sustainable packaging would attract new customers? ¿Piensas que si usas productos de uso individual que son bien para el medio ambiente atraerás más clientes?

- A. Yes/Si
- B. No

Does your current packaging supplier offer sustainable packaging options?

- A. Yes
- B. No
- C. I do not know

Do you allow customers to bring in their own reusable containers? ¿Dejas que sus clientes traigan sus propios contenedores?

- A. Yes, If they use them for leftovers at the table/Si, si los usan para lo que les sobra en la mesa
- B. Yes, I will fill a re-usable container for a customer for a to-go order/Si para ordenes de llevar
- C. No

If your answer was no, why not? Si respondiste no, ¿ porque ? _____

Would allowing customers to bring reusable containers for their orders reduce cost for your business? ¿Si les dejass a sus clientes traer su propio contenedor, piensas que tu costo bajaría para tu negocio?

- A. Yes/Si
- B. No

What are the biggest challenges you anticipate with offering environmental packaging products? ¿Cuales son los más retos que tienes que te impiden participar y ofrecer productos que son bien para el medio ambiente? (select 2/selecciona dos)

- A. Cost/Costo
- B. Lack of collection for productions (ie no compost bins)/No hay donde coleccionar estos productos
- C. Not knowing where to purchase the correct products/No se donde comprar estos productos
- D. Customer dissatisfaction with products./ No pienso que mis clientes les gustaria
- E. Other _____

How do you think the proposed Environmental Preferable Packaging ordinance amendments will impact you? ¿Como piensas que estos cambios de van a afectar?

1 Not much at all - I am already using compostable materials and ready to comply/No mucho- ya uso estos productos

2 Somewhat - I will have to make some changes, but think I can find the resources /Mas o menos-tengo unos retos pero creo que lo puedo hacer

3 Dramatically - This is completely out-of-line with my business practice and I will have to incur serious expense or time costs to comply/Mucho-No lo puedo hacer en mi negocio

Would you prefer that the ordinance require collection of a fee from any customer requesting take-out containers or other disposable food service ware? ¿Prefieres que el código municipal tenga requisito de un cargo para los clientes que pidan estos productos para llevar?

- A. Yes/Si
- B. No

Would it be equally effective if you have the option to collect a fee, but are not required to do so by the ordinance? ¿Seria lo mismo si ustedes como dueños tienen esta opción pero no es un requisito?

- A. Yes/Si
- B. No

What support would be most valuable to you in transitioning to EPP? ¿Que ayuda es la mas valiosa para usted en esta transición?

- A. Micro-grant/Ayuda economica
- B. Compost collection support (bins, etc.)/cómo coleccionar los orgánicos
- C. A person to contact with questions/una persona para guiarme
- D. Other/Otro

Rate your level of understanding of the new state-level requirements for waste diversion related to your restaurant./ Entiendes el nuevo código del estado y los requisitos para el desviacion de residuos

1 Very Clear - I know what will happen and when and I have a plan to respond/Si se lo que está pasando y tengo un plan para responder en mi negocio

2 Generally Understood - I know about what is happening, but do not yet have a plan/Mas o menos- se lo que está pasando pero no tengo un plan

3 New information - This is the first time I have heard of the issue/Necesito mas informacion- esta es la primera vez que e escuchado esto

Would you consider adding a compost bin next to your current trash receptacle? ¿Consideras tener un bote para tus orgánicos donde tienes tu bote de basura?

- A. Yes/Si
- B. No

Do you currently allow customers to recycle on site? ¿Tienes contenedores de reciclaje?

- A. No. We only have trash collection/Nadamas tenemos para basura
- B. Yes/Si

Do you believe the Green Business Program would provide the support needed to transition to using EPP in your business? ¿Piensas que Green Business Program te dará el soporte que necesitas para esta transición para tu negocio ?

- A. Yes/Si
- B. No

Please visit the resource table to get more information about how to register for the Green Business Program and qualify for a \$500 incentive for your business to adopt energy and water efficient practices!

Favor de visita la mesa para obtener más información y cómo registrarte para Green Business Program te podemos dar un incentivo económico de 500 dolares para tu negocio.

**LETTERS (MAILING LABELS INCLUDED)
SENT TO 198 BUSINESSES ON
NOVEMBER 26, 2019
REGARDING THE LOCATION OF THE
PROPOSED DRAFT ORDINANCE ON THE
CITY WEBSITE**



November 26, 2019

Dear Seaside Neighbor and Business Owner,

In an effort to promote community pride and address the threats facing our marine and terrestrial ecosystems, the City of Seaside Environmental Commission is proposing a revision to the Environmentally Preferable Food Packaging ordinance (Municipal Code 8.60). The proposed amendment would be renamed the Priority-Impact Plastic Pollution Prevention Policy.

The intent of the policy is to address the packaging waste associated with to-go ware in the food service industry and to address sources of pollution impacting our streets and water systems. This may affect your business, and we want to work with you to ensure the policy is both smart for our environment as well as for our local economy. As a brief overview, the policy includes the following:

- Restricts small hospitality plastic containers (shampoo bottles, etc.) to 10oz or greater;
- Restricts the use of balloons for business promotion, advertising or during special events. For businesses selling balloons, it will require education materials to be provided on the impact of balloons and how to properly dispose of them;
- Styrofoam – restricts the sale of expanded polystyrene plates, bowls, cups, etc.;
- Limits to-go ware and single-use food service ware to recyclable or compostable options.
- Re-affirms Assembly Bill 619, which provides information on allowing customers to bring their own reusable to-go ware.

In addition to the distribution and use of these products, the policy also aims to reduce the amount of litter in our community. It amends Municipal Code 8.62, requiring all businesses to complete litter pick-up on the business property, including parking lots, at least once a day.

A draft of the current policy can be found (<https://www.ci.seaside.ca.us/DocumentCenter/View/10080/111219-Draft-Environmental-Ordinance>). Hard copies are available at City Hall and Seaside Creates. You can submit comments electronically to the City Clerk (EnvironmentalCommittee@seaside.ci.us). Please provide comments by January 23, 2020. Thank you for your time.

Sincerely,

Lacey Raak
Chair, Seaside Environmental Commission

On behalf of the Seaside Environmental Commission
Kristin Molle - Vice Chair
Kera Abraham Panni
Lori Bala
Mariana Del Valle Prieto Cervantes
Jeremey Hawran
Laura Murphy



26 de noviembre del 2019

Queridos vecinos y dueños de negocios,

En un esfuerzo para promover el orgullo comunitario y para trabajar contra las amenazas que está afectando a ecosistemas marinos y en el planeta tierra, la Comisión ambiental de la Ciudad de Seaside está proponiendo la revisión de código llamado "Environmentally Preferable Packaging Ordinance" (código municipal 8.60). La enmienda propuesta se llamaría "Priority-Impact Plastic Pollution Prevention Policy".

La intención de esta política es para enfrentar los residuos de envases asociados con los productos que se usan en la industria de servicios de alimentos y para enfrentar las fuentes de contaminación que está impactando a nuestras calles y sistemas de agua. Esto puede impactar un negocio, y queremos trabajar con usted para asegurar que la política es buena para nuestro medio ambiente y también para nuestra economía (esto incluye un negocio y las personas que hacen sus compras y visitan la ciudad de Seaside). Una breve descripción de la política incluye:

- Limitar los contenedores de plástico en la industria de hospitalidad (botellas de champú, etc.) a 10 oz o más.
- Limitar el uso de globos en la promoción de negocios, publicidad y durante eventos especiales. Para los negocios que venden globos, se requerirá proveer materiales de educación sobre el impacto de globos en el medio ambiente y cómo desechar correctamente.
- Poliestireno- limitar la venta de platos hechos de poliestireno, vasos, etc.
- Limitar los productos de solo un uso en la industria de alimentos a que sean reciclables o para composta.

Además de la distribución y el uso de estos productos, la política también tiene como objetivo reducir la cantidad de basura en la comunidad. Modifica el código municipal 8.62, requiriendo que todos los negocios hagan una recolección de basura en las calles y en los estacionamientos una vez al día o después de cada turno.

Un borrador de la política más reciente se puede encontrar

(<https://www.ci.seaside.ca.us/DocumentCenter/View/10080/111219-Draft-Environmental-Ordinance>). Si gusta una copia, están disponibles en el ayuntamiento de la ciudad de Seaside y en las oficinas de Seaside Creates. Pueden hacer comentarios electrónicamente a la Secretaria Municipal (EnvironmentalCommittee@seaside.ci.us). Por favor de enviar sus comentarios antes del 23 de enero del 2020.

Muchas gracias por su tiempo,

Lacey Raak

Chair, Comisión Ambiental de Seaside

En nombre de la Comisión Ambiental de Seaside

Kristin Molle - Vice Chair

Kera Abraham Panni

Lori Bala

Mariana Del Valle Prieto Cervantes

Jeremey Hawran

Laura Murphy

680 BROADWAY MASTER LLC
NATHAN SHAMAN
1028 BUENOS AVE
SAN DIEGO, CA, 92110

7-ELEVEN STORE 2368-18057D
CYNTHIA PLUTO
PO BOX 219088
DALLAS, TX, 75221-9088

7-ELEVEN STORE 2368-29737B
CYNTHIA PLUTO
PO BOX 219088
DALLAS, TX, 75221-9088

A STROUSE & SON GLASS INC
1333 FREMONT BLVD
SEASIDE, CA, 93955-4801

ACME COFFEE ROASTING COMPANY
LARRY JACKIE THURMAN (OWNERS)
485 B PALM AVE
SEASIDE, CA, 93955

AMERICAN SUPPLY COMPANY
CAROLYN 831
PO BOX 2026
SALINAS, CA, 93902

AMKOR PETROLEUM II INC
MATT WEILER
1898 FREMONT BLVD
SEASIDE, CA, 93955-3611

AMKOR PETROLEUM INC
LYALL WEILER
1550 FREMONT VLVD
SEASIDE, CA, 93955-4318

ANDERSON SHANE
SHANE ANDERSON
1298 TRINITY AVENUE
SEASIDE, CA, 93955

ANY AUTO BROKERS
TY HAVAS
1676 FREMONT BLVD SUITE A
SEASIDE, CA, 93955

AVIANDS LLC
DIVINA GRAYSON
775 WOODLANDS PARKWAY SUITE 100
RIDGELAND, MS, 39157

BAAN THAI RESTAURANT
SOPHIT SOMBOONSARN
1760 FREMONT BLVD SUITE F1
SEASIDE, CA, 93955

BALDEMIROS TACO SHOP
BALDEMIRO DIAZ
2008 FREMONT BLVD
SEASIDE, CA, 93955

BAR LC
LORI CONWAY
1523 FREMONT BLVD
SEASIDE, CA, 93955

BEAUTY SYSTEMS GROUP LLC
MELISSA LASALLE
PO BOX 90220
DENTON, TX, 76202-0220

BEIHADHI FARAH
FARA BEIHAGHI
PO BOX 219088
DALLAS, TX, 75221

BEST DABO INC
MYUNG KIM 831-442-2195
1250 FREMONT BOULEVARD
SEASIDE, CA, 93955

BLAZIN WINGS INC
JULIE POTTER
5500 WAYZATA BLVD STE 1250
MINNEAPOLIS, MN, 55416-1281

BMW OF MONTEREY
RORY TOSH
150 NORTH BARTLETT STREET
MEDFORD, OR, 97501

BOOTH ROBERT WILLIAM
ROBERT BOOTH
1644 LUXTON STREET
SEASIDE, CA, 93955

BORGIA & ASSOCIATES LLC
BRIAN BORGIA
5015 BEACH WOOD DRIVE
SEASIDE, CA, 93955

BRADFORD TAL
TAL BRADFORD
1184 AMADOR
SEASIDE, CA, 93955

BREAKFAST CLUB THE
BETH MORRISON
1130 FREMONT BOULEVARD SUITE
#201
SEASIDE, CA, 93955

BRISENOS GENERAL SERVICES LLC
MYRIAN ARANA
1624 MARSHFIELD COURT
SALINAS, CA, 93906

BUILT-IN DISTRIBUTORS
ROGER PELLETS
PO BOX 524
SEASIDE, CA, 93955

BURKS ALEXANDRA
ALEXANDRA BURKS
1590 ANCON STREET
SEASIDE, CA, 93955

CALVERT MARY
MARY CALVERT
1361 DARWIN STREET
SEASIDE, CA, 93955

CARDINALE NISSAN INC
TERESA FOUNTAIN
2 HEITZINGER PLAZA
SEASIDE, CA, 93955

CARDINALE OLDS GMC TRUCK INC
TERESA FOUNTAIN
2 HEITZINGER PLAZA
SEASIDE, CA, 93955

CARDINALE OLDSMOBILE GMC TRUCK
TERESA FOUNTAIN
2 HEITZINGER PLAZA
SEASIDE, CA, 93955

CARDINALWAY USED CARS
CARDINALE TOM
2 HEITZINGER PLAZA
SEASIDE, CA, 93955

CELLULAR POINT
8319158472
1280 FREMONT BLVD
SEASIDE, CA, 93955

CHILIS GRILL AND BAR #970
CHRISTOPHER GREEN
3000 OLYMPUS
DALLAS, TX, 75019

COMMISSARY FURNITURE
PO BOX 125
SEASIDE, CA, 93955

CONSOLI TAMMY
TAMMY CONSOLI
PO BOX 998
SEASIDE, CA, 93955

COST PLUS WORLD MARKET
NGUYEN PHU
1201 MARINA VILLAGE PARKWAY
ALAMEDA, CA, 94501

CR WEST LLC
PAM ALAGA
1020 AUTO CENTER PARKWAY
SEASIDE, CA, 93955

CYPRESS COAST FORD-LINCOLN
NANCY
PO BOX 70
SEASIDE, CA, 93955

CYPRESS COAST MAZDA SUBARU
D EGENSE
PO BOX 70
SEASIDE, CA, 93955

DEL MONTE CAFE
MANUEL AVILES
1642 DEL MONTE BLVD
SEASIDE, CA, 93955

DEL REY SUPPLY
JANICE .
575 CHARLES AVE
SEASIDE, CA, 93955

DISCOTECA EXITOS DE AMERICA
MARCELINO ISIDRO
845 BROADWAY AVE
SEASIDE, CA, 93955

DOLLAR TREE STORES #2183
JULIE WHITE
ATTN: BUSINESS LICENSING DEPT
CHESAPEAKE, VA, 23320

EL CAMINO MOTORS LLC
HENRY ROJAS
9372 WILSHIRE BOULEVARD
BEVERLY HILLS, CA, 90212

EL MIGUELENO RESTAURANT
MAGIN OWNER 831 899 2199
1066 BROADWAY AVE
SEASIDE, CA, 93955

ELGENDY TAREK
TAREK ELGENDY
4705 SEA RIDGE COURT
SEASIDE, CA, 93955

FASTENAL COMPANY
ANDREW DALY
PO BOX 1206
WINONA, MN, 55987

FAUMUINA EZE UCHENNA
UCHENNA FAUMVINA-EZE
201 ROME RD
SEASIDE, CA, 93955-6387

FERGUSON ENTERPRISES INC
EVA UNKNOWN
PO BOX 2778
NEWPORT NEWS, VA, 23609-0778

FILIPINAS MARKET
MELCHOR AGUILAR
1760 FREMONT BLVD
SEASIDE, CA, 93955

FILIPINO INDIAN SUPERMARKET
CELITA SINGH
1914 FREMONT BLVD
SEASIDE, CA, 93955

FINISH LINE THE INC
HUGH RUTHVEN
345 EAST RUSSELL STREET
BARRINGTON, IL, 60010

FISHWIFE SEAFOOD RESTAURANT
CHEFS INC
1996 1/2 SUNSET DR
PACIFIC GROVE, CA, 93950

FOOD CORNER MARKET
ELIAS CHEHADA
PO BOX 227
REDWOOD VALLEY, CA, 95482

FOSTER DAIRY FARMS
DONNA HOGSDEN
529 KANSAS AVENUE
MODESTO, CA, 95351

FRUZYNA ALEKSANDRA
ALEKSANDRA FRUZYNA
3555 EDGEFIELD PLACE
CARMEL, CA, 93923

GAS N SAVE / PDQ MINI MART
VI DUONG
2000 DEL MONTE BLVD
SEASIDE, CA, 93955

GEORIS DAMIEN
AMY HUNTINGTON
675 HARCOURT AVE
SEASIDE, CA, 93955-4711

GOLF MART #850
CHRISTINE
1430 S VILLAGE WAY STE #T
SANTA ANA, CA, 92705

GOOD GUYS PIZZA LLC
ARMEN SEDRAK
7220 WINDSOR DRIVE
ALLENTOWN, PA, 18106

GRANITE ROCK COMPANY
ANGELIA SJOBECK
PO BOX 50001
WATSONVILLE, CA, 95077-5001

GRAY LOGAN
LOGAN GRAY
PO BOX 25537
PORTLAND, OR, 97225

HADEM INC
KATIJA HAZEM
1130 FREMONT BLVD
SEASIDE, CA, 93955

HERTZ CORPORATION
SUSAN WANG
PO BOX 8000
MONSEY, NY, 10952

HOME DEPOT #6967
LISA CARCIONE
PO BOX 105465
ATLANTA, GA, 30348

HUNT INVESTMENT HOLDINGS LLC
DANIEL HUNT
1047 RIPPLE AVENUE
PACIFIC GROVE, CA, 93950

ICHI RIKI JAPANESE RESTAURANT
PAUL ICHIUJI
1603 DEL MONTE BLVD
SEASIDE, CA, 93955-4211

IN N OUT BURGERS
KIMI ROSE
4199 CAMPUS DRIVE
IRVINE, CA, 92612

ISHAR INVESTMENTS INC
KATHY MCCALLEY
25 EAST AIRWAY BOULEVARD
LIVERMORE, CA, 94551

JACK IN THE BOX #454
COLLEEN JACKSON
3550 MOWRY AVE #301
FREMONT, CA, 94538

JAGUAR LAND ROVER MONTEREY
JENNIFER JOHNSON
1711 DEL MONTE BLVD
SEASIDE, CA, 93955

JAMESGAIL INC
KU HONG
1949 FREMONT BOULEVARD
SEASIDE, CA, 93955

JAVIER RACIEL GARCIA
RACIEL JAVIER
1198 BROADWAY AVE SP A
SEASIDE, CA, 93955

JIMENEZ FASHION
VICENTE HERNANDEZ
1034 BROADWAY AVE
SEASIDE, CA, 93955

JIMENEZ OMAR
OMAR JIMENEZ
1756 LOWELL ST
SEASIDE, CA, 93955

JIMENEZ OMAR
OMAR JIMENEZ
1756 LOWELL ST
SEASIDE, CA, 93955

JIM'S RESTAURANT
LE MEI
1584 DEL MONTE BOULEVARD
SEASIDE, CA, 93955-4238

JMA RESIDENTIALS
MANUEL MANSOW
4282 BAY CREST CIRCLE
SEASIDE, CA, 93955

JONES KENNETH CHARLES
KENNETH JONES
5053 REYNOLDS WAY
GROVETOWN, GA, 30813

JS MEXICAN FOOD INC
GREGORIO MALDONADO
1612 CONTRA COSTA STREET
SEASIDE, CA, 93955

KELLY MOORE PAINT CO INC
RUSS JONES
987 COMMERCIAL ST
SAN CARLOS, CA, 94070

KENTUCKY FRIED CHICKEN
FREDERIC BAKER
PO BOX 340
CAPITOLA, CA, 95010

KIMS ORIENTAL MARKET
THOMAS MOBLEY
406 MILRAY COURT
MARINA, CA, 93933

KING SUSANNE
SUSANNE KING
4270 PENINSULA POINT DRIVE
SEASIDE, CA, 93955

KITCHEN STUDIO OF MONTEREY
PENINSULA INC
JULIA CLARK
1096 CANYON DEL REY BLVD
SEASIDE, CA, 93955

KNUDSON JANET
JANET KNUDSON
1613 MARIETTA STREET
SEASIDE, CA, 93955

LA CHIQUITA MARKET INC
ARTURO CORRES
1482 FREEMONT BOULEVARD
SEASIDE, CA, 93955

LA MICHOCANA-CART #14
MIGUEL CASTRO
2185 N MAIN ST #4
SALINAS, CA, 93906

LA MICHOCANA-CART#6
831 424
2185 N MAIN ST #4
SALINAS, CA, 93901

LA MICHOCANA-CART #15
MIGUEL JOSE MICHOCANA
2185 M MAIN ST #4
SALINAS, CA, 93906

LA MORENITA TORTILLERIA AND MEAT
MKT
SOFIA MAGANA
1876 FREMONT BLVD
SEASIDE, CA, 93955

LA PRECIOSA CARNICERIA
RODOLFO MORALES
1220 BROADWAY AVE
SEASIDE, CA, 93955

LA PRECIOSA FAMILY SUPERMARKET
AHMED ALI
1220 BROADWAY AVE
SEASIDE, CA, 93955

LA TORTUGA TORTERIA
LUIS VASQUEZ
1624 MARIETTA STREET
SEASIDE, CA, 93955

LEWIS SUSAN A
SUSAN LEWIS
1008 OLYMPIC LANE
SEASIDE, CA, 93955

LITHIA SEA P INC
RORY TOSH
150 NORTH BARTLETT
MEDFORD, OR, 97501

LUCIDO CECELIA
CECELIA LUCIDO
1148 WARING STREET
SEASIDE, CA, 93955

M&E
FEDERICK ORTIZ RODRIGUEZ
1661 NICHEBUENA STREET
SEASIDE, CA, 93955

MACHIKO TILE MARBLE
RAY CHARFAUROS
1314 FREMONT BOULEVARD
SEASIDE, CA, 93955

MAERKER WOLFGANG
WOLFGANG MAERKER
1291 WANDA AVENUE
SEASIDE, CA, 93955

MAGIC CARPET LODGE
DAWN GODWIN
1875 FREMONT BLVD
SEASIDE, CA, 93955

MAGIC CARPET LODGE
DAWN GODWIN
1875 FREMONT BLVD
SEASIDE, CA, 93955

MALLORY DAVID
MARIO MANAGER
1107 FREMONT BOULEVARD
SEASIDE, CA, 93955

MALS MARKET
DENNIS VOLK
1264 NOCHE BUENA ST
SEASIDE, CA, 93955

MARIA FASHION
MARIA VALLADARES
1490 FREMONT BLVD
SEASIDE, CA, 93955

MARISCOS PUERTO NUEVO INC
ANTONIA GARCIA
580 BROADWAY AVE
SEASIDE, CA, 93955

MARTIN VANESSA
VANESSA MARTIN
PO BOX 1487
MONTEREY, CA, 93942

MARTINEZ JUAN ROBLES
JUAN MARTINEZ
1022 BROADWAY AVENUE
SEASIDE, CA, 93955

MARTINEZ MARIA ESPERANZA FLORES
MARIA ESPERANZA FLORES MARTINEZ
1534 REMONT BOULEVARD SUITE C
SEASIDE, CA, 93955

MAYNEZ MARTHA
MARTHA MAYNEZ
1460 LUXTON STREET
SEASIDE, CA, 93955

MCALARY BRENDAN MCALARY GRETA
BRENDAN MCALARY
PO BOX 2067
MONTEREY, CA, 93940

MCALARY BRENDAN MCALARY GRETA
BRENDAN MCALARY
PO BOX 2067
MONTEREY, CA, 93940

MELEHANI SUZAN
SUZAN MELEHANI
4710 SEA RIDGE COURT
SEASIDE, CA, 93955

MI TIERRA MERCADO Y CARNICERIA
APPLICANT
1000 BROADWAY AVENUE
SEASIDE, CA, 93955

MILLERS CARPET ONE
SHARON MILLER
1168 FREMONT BOULEVARD
SEASIDE, CA, 93955

MONTEREY HALAL MARKET INC
MIKE BAYROUTI
PO BOX 2432
SEASIDE, CA, 93955

MSM SALES & DISTRIBUTION INC
PAM MANAS
PO BOX 1571
CARMEL VALLEY, CA, 93924

MY CANDY HOUSE
MARIA MARTINEZ
1266 FREMONT BOULEVARD
SEASIDE, CA, 93955

MYO PURE FROZEN YOGURT
MOLLY MEYER
840 BROADWAY AVENUE B5
SEASIDE, CA, 93955

NATALE LINDA CIANDRO COOKIE
LINDA NATALE
5 HEATHER COURT
SEASIDE, CA, 93955

NATIONS MARKET
IKRAM KHAN
4110 PENINSULA POINT DRIVE
SEASIDE, CA, 93955

NEMRI FARIS
FARIS NEMRI
1112 PRESIDIO ROAD
PEBBLE BEACH, CA, 93953

NOODLE BAR
APPLICANT
1944 FREMONT BLVD
SEASIDE, CA, 93955

OLYMPIA BEAUTY SUPPLY & SALON
YNG LEE
1760 FREMONT BLVD STE #H1
SEASIDE, CA, 93955-3615

ON POINT ENGINEERING INC
NIKOLAUS KIOS
PO BOX 26465
FRESNO, CA, 93729

OREILLY AUTO PARTS 3503
BRANDY
PO BOX 9167
SPRINGFIELD, MO, 65801

ORIENT EXPRESS
JONG YUN
1884 FREMONT BOULEVARD
SEASIDE, CA, 93955

OTIS AUTO SALES
OTIS EVERSON
1286 FREMONT BLVD
SEASIDE, CA, 93955

OUTDOOR WORLD
CHRIS THOMAS
7 HANGER WAY SUITE A
WATSONVILLE, CA, 95076

OVEN PIZZERIA & BAKERY THE
DAVID RODRIGUEZ
720 BROADWAY AVENUE
SEASIDE, CA, 93955

P&D FOOD SERVICES LLC
DENIS BEARO
1901 FREMONT BOULEVARD
SEASIDE, CA, 93955

PANDA EXPRESS #981
LINDA CHAU
1683 WALNUT GROVE AVE
ROSEMEAD, CA, 91770

PAPA CHEVOS TACO SHOP 1 LLC
LUPE .
1760 FREMONT BOULEVARD SUITE A2
SEASIDE, CA, 93955

PAREDES LEONARDO
LEONARDO PAREDES
1049 BROADWAY AVENUE
SEASIDE, CA, 93933

PEN WELDING & MEDICAL SUPPLY
CYNTHIA KOEHNE
785 HARCOURT AVE
SEASIDE, CA, 93955

PENINSULA AUTOMOTIVE RETAILING
GROUP INC
INDER DOSANJH
3 GEARY PLAZA
SEASIDE, CA, 93955

PENINSULA AUTOMOTIVE RETAILING
GROUP INC
INDER DOSANJH
3 GEARY PLAZA
SEASIDE, CA, 93955

PENINSULA AUTOMOTIVE RETAILING
GROUP INC
INDER DOSANJH
3 GEARY PLAZA
SEASIDE, CA, 93955

PENINSULA VACUUM & APPLIANCE
STEPHEN GEORIS
704 BROADWAY AVENUE SUITE #A
SEASIDE, CA, 93955

PHSL LLC
WONILL KIM
840 BROADWAY AVENUE SUITE B4
SEASIDE, CA, 93955

PIERCE BRAD
BRAD PIERCE
1817 DARWIN STREET
SEASIDE, CA, 93955

PIZZA HUT #011778
TERRI CARMAN
1938 N WOODLAWN #100
WICHITA, KS, 67208

PIZZA MY WAY
NASSER ABUKISHK
1157 FOREST AVE SUITE D
PACIFIC GROVE, CA, 93950

REDBOX AUTOMATED RETAIL LLC
TRAVIS WINKLER
1 TOWER LANE, STE 900
OAKBROOK TERRACE, IL, 60181

REDBOX AUTOMATED RETAIL LLC
DAWN SHEPARDSON
1 TOWER LANE SUITE 900
OAKBROOK TERRACE, IL, 60181

REYES ROSA
ROSA REYES
1646 FREMONT BOULEVARD
SEASIDE, CA, 93955

RIEMATH TAMARA
TAMARA RIEMATH
11004 W ARICA ROAD
CASA GRANDE, AZ, 85193

RODRIGUEZ VELASCO DEMETRIO
DEMETRIO RODRIGUEZ VELASCO
1760 FREMONT BLVD STE B2
SEASIDE, CA, 93955-3615

ROJAS SELENE
SELENE ROJAS
1732 FREMONT BOULEVARD
SEASIDE, CA, 93955

ROUND TABLE PIZZA
GARY PLUMMER
PO BOX 10004
SALINAS, CA, 93912

RUBIO GILBERTO
GILBERTO RUBIO
1962 LINCOLN STREET
SEASIDE, CA, 93955

RUELA VERONICA
VERONICA RUELA
1444 FREMONT BLVD
SEASIDE, CA, 93955

RUSSO JACOB AND MATT
JACOB RUSSO
1146 ROUSCH AVENUE
SEASIDE, CA, 93955

SALS AUTO SALES
SANDY CASTALDO
1223 A FREMONT BLVD
SEASIDE, CA, 93955

SANCHEZ MARIA DEL ROSARIO
GUZMAN
MARIA DEL ROSARIO SANCHEZ
315 LOCUST STREET
PACIFIC GROVE, CA, 93950

SANCTUARY VACATION RENTALS INC
JOSH OHANIAN
888 MUNRAS AVENUE SUITE 100
MONTEREY, CA, 93940

SANTA FE MERCADOS INC
LENNY CANUL
1712 FREMONT BOULEVARD
SEASIDE, CA, 93955

SCI 1011 LLC
HARISH PANCHAL
1011 LA SALLE AVE
SEASIDE, CA, 93955

SCI 1011 LLC
HARISH PANCHAL
1011 LA SALLE AVE
SEASIDE, CA, 93955

SEASIDE FLORIST
JULIA TASHIN
695 BROADWAY AVE
SEASIDE, CA, 93955-4204

SEASIDE GARDEN CENTER
MITSUGU MORI
1394 ORD GRV AVE
SEASIDE, CA, 93955

SEN PREMILA
PREMILA SEN
1906 FREMOND BOULEVARD
SEASIDE, CA, 93955

SINGH AMARJIT
AMARJIT SINGH
1098 BROADWAY AVENUE
SEASIDE, CA, 93955

SJ ERIKS LLC
DAN BOHEN
7755 CANADA VISTA
MONTEREY, CA, 93940

SLEEP COMFORT RETAIL
CORPORATION
MARY MCDUFFIE
251 LITTLE FALLS DR
WILMINGTON, DE, 19808-1674

SMART & FINAL #455
VERONICA YAP
PO BOX 512377
LOS ANGELES, CA, 90051-0377

SMOOT PETER
PETER SMOOT
835 A KIMBALL AVENUE
SEASIDE, CA, 93955

SOCCERKRAZE
DANIEL MONTES
954 CHESTNUT STREET
SAN JOSE, CA, 95110

SPECIALTY GROCERY
ZORIADA NAVAREZ
19315 EAST SAN JOSE AVENUE
CITY OF INDUSTRY, CA, 91748

SPORTS CAR ACCESSORIES INC &
KAREN HAINES
721 HAMILTON AVENUE
SEASIDE, CA, 93955

STACKS RYAN
LYNN STACKS
1346 GREEN COURT
SEASIDE, CA, 93955

STAMMTISCH
JOE GONSALVES
1204 ECHO AVE SUITE C
SEASIDE, CA, 93955

STAPLES THE OFFICE SUPERSTORE
5082535438
500 STAPLES DR
FRAMINGHAM, MA, 01702

STARBUCKS COFFEE #9869
ANNA GLOVER
PO BOX 34442 STAX2
SEATTLE, WA, 98124-1442

STARBUCKS CORPORATION #48726
TAMMY WARNER
PO BOX 34442
SEATTLE, WA, 98124-1442

T RUTLANDS WEST
TED RUTLAND
777 KUEHN COURT
NEENAH, WI, 54956

TABIB MOHAMED
ZYAD TABIB
1265 SYLVAN ROAD
MONTEREY, CA, 93940

TARANTINO TANYA
TANYA TARANTINO
32 LAUREL DRIVE
CARMEL VALLEY, CA, 93924

THE ORIENT RESTAURANT
HUONG VU
1760 FREMONT BLVD STE C2
SEASIDE, CA, 93955-3615

TILE STUDIO INC THE
RICHARD WEED
1100 CANYON DEL REY BLVD
SEASIDE, CA, 93955

TILT HOUSE LLC
JACK HAKIM
550 WAVE STREET SUITE 5
MONTEREY, CA, 93940

TOMMY BAHAMA R AND R HOLDINGS
INC
LUKE VON HOENE
999 PEACHTREE STREET NE SUITE 688
ATLANTA, GA, 30309

TRAN YEN
YEN TRAN
1032 HAMILTON AVENUE
SEASIDE, CA, 93955

TURK SARI ENTERPRISE LLC
Z ELYOUSOIRFI
1150 GIGLING ROAD
SEASIDE, CA, 93955

TURTLE BAY TAQUERIA
KELLY PAULSON 8313731211
1301 FREMONT BOULEVARD
SEASIDE, CA, 93955

UBINETWORKS INC
KWANGSU CHANG
1155 FREMONT BOULEVARD
SEASIDE, CA, 93955

VAL STROUGH HONDA
CARMAN
PO BOX 70
SEASIDE, CA, 93955-0070

VITAMIN SHOPPE INDUSTRIES INC
JOSH MALDONADO
400 PLAZA DRIVE 3RD FLOOR B-SIDE
SECAUCUS, NJ, 07092

VOLK DENNIS
DENNIS VOLK
1264 NOCHE BUENA
SEASIDE, CA, 93955

VULETIC CEDOMIR
CEDOMIR VULETIC
1101 AIRPORT ROAD #D
MONTEREY, CA, 93940

WAGNON MURRAY
MURRAY WAGNON
1081 AMADOR AVENUE
SEASIDE, CA, 93955

WALGREENS #02867
STARR SEKULICH 847-527-4313
ATTENTION: TAX DEPT
DEERFIELD, IL, 60015

WAVE DIVISION HOLDINGS LLC
JAMES PENNY
3700 MONTE VILLA PARKWAY
BOTHELL, WA, 98021

WENWEST INC
ROSE ESQUIVEL
495 ELDER AVENUE SUITE 3
SAND CITY, CA, 93955

WOO & WON INC
BOO WON
1760 FREMONT BLVD STE H4
SEASIDE, CA, 93955

XU ZHOU
ZHOU XU
1263 SONOMA AVENUE
SEASIDE, CA, 93955

XU ZHOU
ZHOU XU
1263 SONOMAH AVENUE
SEASIDE, CA, 93955

Y STORE
DAEYOON JOO
1948 FREMONT BOULEVARD
SEASIDE, CA, 93955



Environmentally Friendly Food Packaging Supplier List Monterey Bay Area

Vendor Name	Contact	Website / Phone	Location	Products Available
American Supply	Greg Molinari	831-394-1445 americansupplycompany.com	1033 Broadway Ave, Seaside 93955	Compostable cups, plates, bowls, utensils, straws, to-go containers, bags
Better Brands Food Products		831-724-7243 www.betterbrandsfood.com	256 Kearney St. Ext., Watsonville	Compostable plates, cutlery, to-go containers, can liners
Costco		831-899-1256, 831-469-0961 www.costco.com	801 Tioga Ave, Sand City; 220 Sylvania Ave, Santa Cruz	Compostable plates, clamshells and paper products
Coast Paper & Supply		831-423-3350, coastpapersupplyinc.com	151 Josephine St, Santa Cruz	Compostable plates, bowls, utensils, ramekins, cups, to-go containers
Ledyard's		831-462-4400 www.ledyard.com	1047 17th Avenue, Santa Cruz, CA	Compostable and recyclable to-go containers, plates, cups, utensils, bowls, straws, bags
Monterey Sanitary Supply	Matthew Dalhamer	831-373-8714 www.montereysanitary.com	1 Justin Ct, Monterey, CA 93940	Compostable plates, cups, utensils, ramekins, straws, biodegradable bags, recyclable bowls and to-go containers
Monterey Packaging Supplies		831-899-1081 montereypackaging.com thegang@montereypackaging.com	140 Calle del Oaks Pl, Del Rey Oaks, CA 93940	Compostable napkins, hot cups, cold cups, plates, bowls, utensils, straws, to-go clamshell containers, bags
New Leaf Community Market		831-291-3069 newleaf.com	2 Santa Cruz locations: 1134 Pacific Ave and 1101 Fair Ave	Compostable cups, plates, straws, bowls, bags
Passion Purveyors	Carolyn Swanson	831-383-9215 www.passionpurveyors.com	1120 Forest Avenue #130, Pacific Grove	Compostable plates, cups, utensils, bowls, ramekins, straws, take-out packaging, biodegradable bags
Smart & Final		831-393-0250 www.smartandfinal.com	1560 Canyon Del Rey, Seaside	Compostable cups, plates, utensils, ramekins, take-out packaging
Sysco Food Services		800-877-7012 www.sysco.com	5900 Stewart Ave, Fremont, CA	Compostable plates, cups, bowls, utensils, take-out packaging, biodegradable bags, paper straws
Sysco (local rep.)	Joe Prospero	831-262-2276	Distributes to Big Sur, Carmel Valley, South Monterey County, Santa Cruz County and Monterey Peninsula	Compostable to-go containers, utensils, cups, lids, plates, platters, biodegradable bags, paper straws
US Foods	Bill Cox	510-332-1669 bill.cox@usfoods.com www.usfoods.com	Distributes to Big Sur, Carmel Valley, South Monterey County, Santa Cruz County and Monterey Peninsula	Compostable to-go containers, utensils, cups, plates, bowls, biodegradable bags, compostable straws
Whole Foods		831-333-1600, 831-464-2900, 831-426-9901 wholefoodsmarket.com	800 Del Monte Center in Monterey, 1710 41st Ave in Capitola, and 911 Soquel Ave in Santa Cruz	Compostable utensils and biodegradable can liners

AB 619

Bring Your Own Container & Reusables Act

SUMMARY

California statewide bill that allows temporary food facilities at events to serve customers in reusable containers rather than single-use disposables. This bill also clarifies existing health code laws ensuring that the public can bring reusable containers to restaurants for take-out.

WHAT THIS MEANS FOR RESTAURANTS

AB 619 clarifies that reusables, including customer-owned containers that are constructed for reuse, can be used and filled at restaurants and more! Restaurants should either place a physical barrier down or sanitize the surface after filling. This process should be clearly outlined and documented. Besides allowing approved reusables to be filled, other ways to support the bill are:

DISCOUNT

Encourage customers to bring their own reusables by providing a small discount when they fill them!

SELL

Sell approved reusables (with brand name if desired) for customers to purchase when ordering to-go!

RENT

Offer a deposit-refund program where customers can rent reusables and return them once finished!

SOURCE: [LEGINFO.LEGISLATURE.CA.GOV](https://leginfo.ca.gov) | CONTACT: OFR@SURFRIDER.ORG



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Bring Your Own Container & Reusables Act

SUMMARY

California statewide bill that allows temporary food facilities at events to serve customers in reusable containers rather than single-use disposables. This bill also clarifies existing health code laws ensuring that the public can bring reusable containers to restaurants for take-out.

WHAT THIS MEANS FOR CONSUMERS

AB 619 clarifies that reusables, including customer-owned containers that are designed and constructed for reuse, can be used and filled in restaurants, food trucks, farmers' markets, festivals, and more! Examples of reusables include stainless steel to-go containers, tumblers, water bottles, and straws; bamboo utensil sets and cotton bags. Remember to clean your reusables prior to filling.

SUPPORT

Dine at restaurants that offer reusables for onsite dining and allow you to bring your own to go!

BRING

Carry approved reusables with you when you go out to eat or attend a festival. Always be prepared!

SPREAD

Spread the word to your family and friends and encourage them to bring reusables with them, too!

SOURCE: [LEGINFO.LEGISLATURE.CA.GOV](https://leginfo.ca.gov) | CONTACT: OFR@SURFRIDER.ORG



by \$88k including budgeted donations to Community Human Services, Casa de Noche Buena and the Monterey County Convention & Visitors Bureau.

The **City Manager's** office is expected to increase 278% or \$360k in FY 2021-22. The increase is largely due to plans to fill both the vacant Assistant City Manager position as well as the newly created Communications & Public Engagement Specialist.

Community, Housing & Economic Development is expected to increase 27% or \$999k in FY 2021-22. The increase is largely due to the fluctuating nature of grants. The annual CDBG allocation in fiscal year 2021-22 will be \$848k less than in the previous year. This is a normal decrease indicating the cyclical nature of CDBG funding. On the other hand, the City plans to increase housing related projects by \$1.6M including a \$1M grant from CalHome to build 10 accessory dwelling units. Additionally the City will explore affordable and workforce housing with MPUSD and has budgeted \$500k for the City's housing fund for this purpose. **Community Development has budgeted \$120k for a Sustainability & Climate Action Plan as well as \$30k to support small business in their efforts to comply with a potential City Plastics Ordinance.** These two items (amongst others) demonstrate the City's commitment to environmental improvement.

The **City Attorney's** office is budgeted to increase 293% or \$344k in FY 2021-22. Budget increases have been requested related to potential litigation as well as legal work necessitated by the City's general plan update (\$430k).

Public Works/Engineering expenditures are budgeted to increase by 43% or \$10.4M in FY 2021-22 due to several factors. Capital spending can be irregular due to project timing and funding availability. Overall, capital outlay will increase \$3.6M on a year over year basis. Personnel costs are expected to increase \$893k as the department ramps back up. Personnel increases include an additional two parks maintenance workers demonstrating the Council's commitment to maintaining the City's assets. Lastly, Public Works/Engineering expects to complete \$5M of blight removal on the land acquired from the former Fort Ord Redevelopment Agency.

Recreation expenditures are budgeted to increase by \$1.6M or 54% in FY 2021-22. The increase is due primarily to restrictions on gatherings in fiscal year 2020-21 due to the COVID-19 pandemic. Programs that usually operate, such as the community center, swim center and recreational day camps have been closed for most of FY 2020-21. The City however is budgeting with an assumption that these programs will resume in FY 2021-22. The associated increase in personnel costs to reopen the City's recreation programs is \$1.5M on a year over year basis.

Increased personnel costs in the Recreation department include one Family & Community Support Practitioner, two Family & Support Technicians and an additional Recreation Department Supervisor. Furthermore, the Recreation department budget includes \$320k to fund a second round of Community Social Services grants. This money is intended to be granted to local non-profits either as start-up funding or to fund specific projects related to social services. Total funding for social services programs is approximately \$505k.

Note: Discussion of Police Department and Fire Department expenditures may be found in the General Fund Expenditures by Function/Program section of the budget.