

City of Brisbane Agenda Report

TO: Mayor and City Council

FROM: Ingrid Padilla, City Clerk

DATE: Meeting of December 14, 2017

SUBJECT: Approve Resolution 2017-62 in Support of State Legislation Senate Bill 705 (Allen) to Phase-Out the Use of Polystyrene Foam in Food Take-out Containers Statewide

Recommendation:

Approve Resolution 2017-62 and support State Legislation Senate Bill 705 (Allen) to phase-out the use of polystyrene foam in food take-out containers statewide on or after January 1, 2020.

Background:

Polystyrene foam, commonly known as Styrofoam, is a petroleum-based, lightweight plastic material commonly used as food service ware by retail food service and has become a problematic environmental pollutant, given its non-biodegradable and nearly non-reusable nature. Polystyrene containers can adversely affect marine life if they find their way into waterways and water bodies. In comparison, reusable, recyclable, and/or compostable food service ware reduces litter and conserves natural resources

On and after January 1, 2020, Senate Bill 705 (SB 705) would prohibit chain establishments from dispensing prepared food to a customer in an expanded polystyrene food service container. A city or county may grant an exemption to a food vendor who demonstrates that the ban will impose an undue hardship. The legislation does not preempt the authority of local governments to adopt additional single-use take-out food packaging ordinances, regulations, or policies that are more restrictive than SB 705.

SB 705 is consistent with the City's goals to have a safe community and promote ecological sustainability. SB 705 would unify efforts in the State of California to reduce harmful Polystyrene waste in landfills, water ways and in public areas such as streets and parks.

SB 705 is consistent with the City's Ordinance No. 590 which was adopted by the City Council on November 6, 2014 and added Chapter 8.18 of the Municipal code, "Prohibition on the Use of Polystyrene Based Disposable Food Service Ware by Food Vendors."

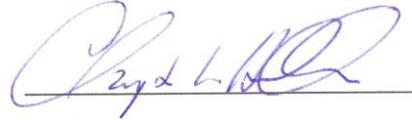
Discussion:

At the City Council Meeting of November 16, 2017, the City Council discussed that SB 705 is consistent with the efforts of the City of Brisbane and the County of San Mateo to reduce waste

and environmental damage created by the manufacturing and disposal of Polystyrene based disposable food service ware. Also at this meeting, City Council directed staff to return with a resolution to support SB 705.



Ingrid Padilla, City Clerk



Clayton Holstine, City Manager

RESOLUTION NO. 2017-61

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRISBANE
SUPPORTING STATE LEGISLATION SENATE BILL 705 (ALLEN) TO PHASE-OUT
THE USE OF POLYSTYRENE FOAM IN FOOD TAKE-OUT CONTAINERS
STATEWIDE**

WHEREAS, Polystyrene foam, commonly known as Styrofoam, is a petroleum-based, lightweight plastic material commonly used as food service ware by retail food service and has become a problematic environmental pollutant, given its non-biodegradable and nearly non-reusable nature; and

WHEREAS, Polystyrene containers can adversely affect marine life if they find their way into waterways and water bodies. In comparison, reusable, recyclable, and/or compostable food service ware reduces litter and conserves natural resources; and

WHEREAS, the City of Brisbane has substantial interest in ecological sustainability, and in safe communities—as well as in protecting its residents and the environment from negative impacts from polystyrene-based disposable food service ware; and

WHEREAS, on November 6, 2014, with the recommendation of the Open Space and Ecology Committee, the City Council adopted Ordinance No. 590 adding Chapter 8.18 (Prohibition on the Use of Polystyrene based disposable food service ware by food vendors) of Title 8 (Health and Safety) of the Municipal Code. The purpose of the ordinance is intended to reduce the waste and environmental damage created by the manufacturing and disposal of Polystyrene based disposable food service ware; and

WHEREAS, it is important to create a statewide policy and uniformity regarding waste reduction, reducing marine pollution and protecting its residents and the environment from negative impacts from polystyrene-based disposable food service ware.

NOW, THEREFORE, BE IT RESOLVED that by the adoption of this Resolution, the City of Brisbane's City Council is in support of California State Legislation Senate Bill 705 (Allen) which will phase-out the use of polystyrene foam in food take-out containers statewide on or after January 1, 2020.

Lori S. Liu
Mayor

I hereby certify that the foregoing Resolution No. 2017-61 was duly and regularly adopted by the City Council of the City of Brisbane, at a regular meeting held thereof on December 14, 2017, by the following vote:

AYES:

NOES:

ABSENT:

Ingrid Padilla
City Clerk