

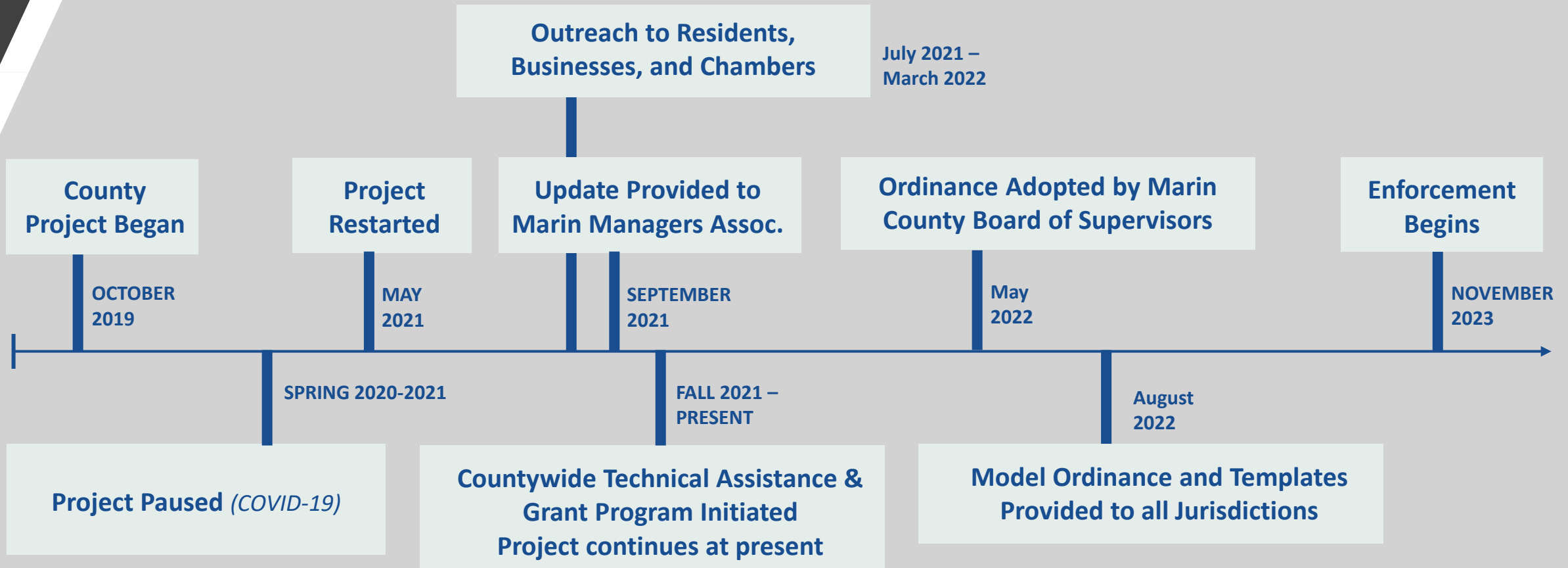


City of Larkspur  
Council Meeting  
March 15, 2023

# REUSABLE FOODWARE ORDINANCE UPDATE



# BACKGROUND - TIMELINE



# WHY A FOODWARE ORDINANCE?

- Plastic waste and litter left on streets and sidewalks collects in gutters, storm drains, and creeks and, ultimately, **gets discharged into San Francisco Bay and Pacific Ocean.**
- Reduction of plastics at the source by encouraging reuse and recyclable or compostable materials would **reduce litter and debris** from going into the landfills.
- Adoption of a clear consistent foodware ordinance would **provide guidance and clarity** to businesses and the community who want to do the right thing but are unclear on what that is.
- Adoption of the ordinance would also assist Marin jurisdictions and local businesses in **complying with recently adopted state legislation** focused on waste reduction.
- Switching to reusables can save businesses **money.**

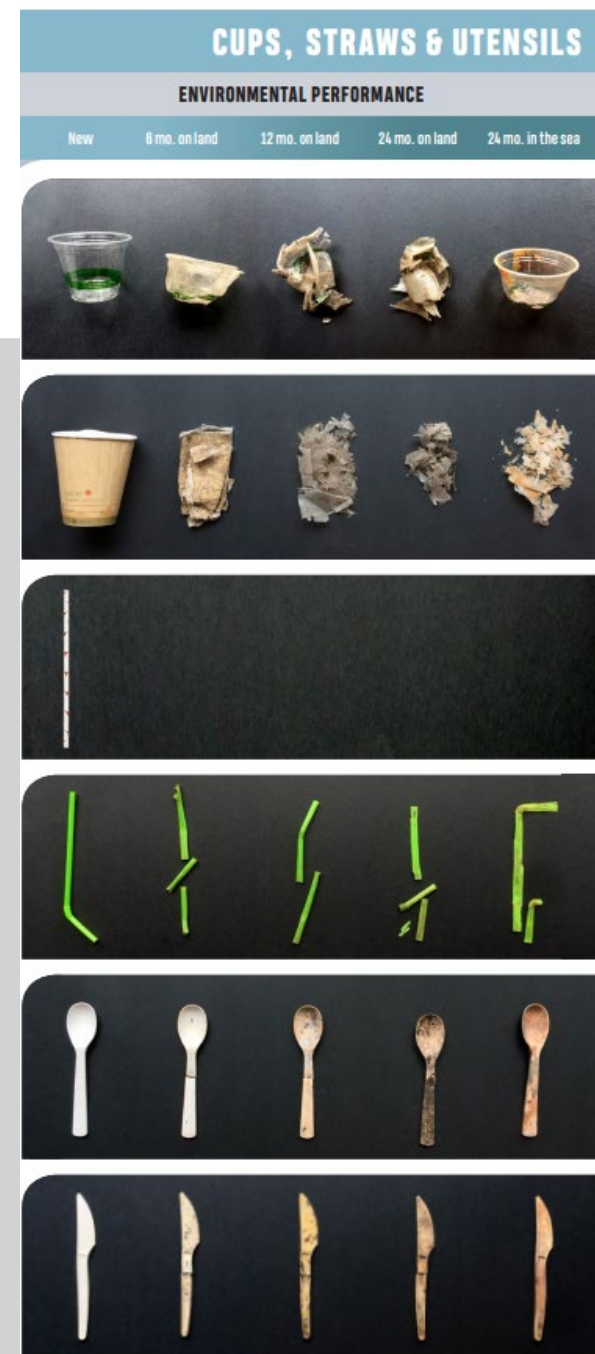


# KEY ORDINANCE FEATURES

- **Ordinance Enforcement:**
  - Not until November 10, 2023
  - Focus is on pro-active education via existing food facility inspections and technical assistance program
- **To-Go Foodware Must Be:**
  - Fiber-based, BPI-certified compostable (no bio-plastic)
  - Aluminum allowed
- **Dine-In Foodware Must Be:**
  - Reusable
  - Exceptions allowed for specified items, such as paper napkins, paper straws, and foil wrappers
  - Plastic stirrers, cocktail sticks, plugs and toothpicks banned
- **To-Go Accessories:**
  - Only upon request or at take-out station
  - Must be fiber-based compostable, when available
- **Disposable Cup Itemized Charge**
  - 25 cents with exceptions), retained by food vendor
- **Front and Back of House 3-Stream Collection Containers**

# WHY NOT BIO-PLASTICS?

- Bio-plastics can contaminate both the compost and recycling streams as they look like their plastic counterparts.
- When bio-plastics end up in oceans and bays, they behave like regular plastics in the way they decompose, potentially harming marine life.
- WM EarthCare, Marin's main compost facility, does not accept bioplastics for composting.
  - WM EarthCare produces certified organic compost for use on local organic ranches, farms, and vineyards.
  - CA Dept. of Food and Agriculture conducts routine sampling and inspections of facility
  - Currently, in Marin County, bio-plastic material must be landfilled.





Source: 5gyres.org

# COMPLIANT MATERIALS

- County maintains an online purchasing guide that is updated quarterly with available compliant alternatives
- The County will maintain a list of exempt foodware products for which a compliant foodware item is not currently commercially available.

[www.marincounty.org/foodware](http://www.marincounty.org/foodware)

 <b>COUNTY OF MARIN</b> Compliant Disposable Foodware											
<b>PURCHASING GUIDE</b>											
<i>Note: Below is a sample list of compliant disposable foodware items. These are not complete lists nor does the County endorse or recommend specific manufacturers or distributors but provides these resources for informational purposes. This list will be periodically updated. If you are a manufacturer or distributor and would like your product to be considered for inclusion on this list, please email <a href="mailto:foodware@marincounty.org">foodware@marincounty.org</a>.</i>											
You may find additional products and sources, they must be WOOD or PAPER BASED WITHOUT PFAS, LININGS, OR COATINGS.											Updated 1-27-23
Product Specific Name	Manufacturer	Product Code	Dimensions	Material	Usage	Photo	Color(s)	Manufacturer Price Per Item (Varies based on quantity ordered; does not include applicable discounts)	Special discounts available to Marin County food facilities	Manufacturer Phone #	Approved (Complies with WM Earthcare, PFAS-Free)
<b>CONTAINERS - CLAMSHELL</b>											
Vanguard™ Renewable & Compostable Sugarcane Clamshells	<a href="#">Vanguard™ Renewable &amp; Compostable Sugarcane Clamshells - 6in x 6in x 3in - No PFAS Added</a>	EP-HC6NFA EP-HC8NFA EP-HC96NFA	6x6x3", 1-Compartment 8x8x3", 1-Compartment 9x6x3",	Bagasse	Hot, Cold, Microwave Friendly, Freezable		White	\$0.47-\$1.00	25% discount, go to the Zero Waste portal at <a href="https://www.zerowasteevents.com/zero_waste_event.html">https://www.zerowasteevents.com/zero_waste_event.html</a> , enter code: 25%OFF	707-443-3925	BPI, Unlined, PFAS-Free
Vanguard™ Renewable & Compostable Sugarcane Clamshells	<a href="https://www.ecoproductsstore.com/vanguard-renewable-and-compostable-sugarcane-clamshells-8in-x-8in-x-3in-3-compartment.html">https://www.ecoproductsstore.com/vanguard-renewable-and-compostable-sugarcane-clamshells-8in-x-8in-x-3in-3-compartment.html</a>	EP-HC83NFA EP-HC93NFA									
World Centric Renewable & Compostable Burger Box ONLY SIZE AVAILABLE	<a href="#">6x6x3" Fiber Burger Box - World Centric</a>	TO-SC-UI5E F									
TIGERCHEF Aluminum Oblong Pan w/board lid	<a href="https://www.tigerchef.com/tigerchef-aluminum-oblong-foil-pan-containers-with-board-lids-556andquot-x-456andquot-x-163andquot--100-pcs.html">https://www.tigerchef.com/tigerchef-aluminum-oblong-foil-pan-containers-with-board-lids-556andquot-x-456andquot-x-163andquot--100-pcs.html</a>	#: 314363 MPN: 48351									
TIGERCHEF Aluminum Round Pan	<a href="https://www.tigerchef.com/tigerchef-aluminum-to-go-containers-7-dia-500-carton-1.html">tigerchef.com/tigerchef-aluminum-to-go-containers-7-dia-500-carton-1.html</a>	#: 294251 MPN: BWKROUND									
TIGERCHEF Board Lid	<a href="#">Flat Board Lids for 7" Round Containers, 500/Carton TigerChef</a>	#: 295500 MPN: DPKLZ7050									

## TEMPORARY EXEMPT PRODUCT

This list will be reviewed and updated annually by the County. When a compliant alternative to a product becomes available, the County will update this list and the product will be subject to enforcement within six (6) months of list posting. The County will inform food service facilities of updates to this list as a part of regular enforcement activities of the County's Reusable Foodware Ordinance.

- Hot / Cold Cup (i.e., beverage or soup)
- Hot / Cold Cup Lid
- Food Container Lid
- Clear Condiment To-Go Container
- Rotisserie Dome Container
- Sandwich Wedge Container
- Sushi Tray
- Baked Goods Box
- Bottled Juice / Clear Beverage Bottles (ONLY for beverages made on-site)

Last Updated: 2/1/23

# COUNTYWIDE APPROACH & ENFORCEMENT

- **Enforcement begins on November 10, 2023 (18 months after County's initial adoption)**
- **County Environmental Health Services (EHS) will take proactive approach in education and enforcement during regular inspection visits**
- **Cities/Towns may request that the County EHS enforce on their behalf by including language in the ordinance and signing an MOU**
- **Cost would be passed through to businesses via Food Inspection Fees**



THANK YOU  
QUESTIONS?

[www.marincounty.org/foodware](http://www.marincounty.org/foodware)