

185737

In Exhibit A, amend Section 17.103.020.G, the definition of "Single-use plastic checkout bag", to read as follows:

G. "**Single-use plastic checkout bag**" means a plastic bag that is provided by a retail establishment or food provider to a customer and is not a reusable bag. A single-use checkout bag does not include either of the following:

1. A bag provided by a pharmacist to contain prescription medication purchased by customers of the pharmacy; ~~or~~,
2. A non-handled bag used to protect a purchased item from damaging or contaminating other purchased items when placed in a recycled paper bag or reusable bag; or,
3. A plastic cover designed and used for protecting garments on a hanger.

Portland, Oregon
FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT
For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Megan Ponder		2. Telephone No. 503-823-9582	3. Bureau/Office/Dept. Planning and Sustainability
4a. To be filed (date): November 14, 2012	4b. Calendar (Check One) Regular Consent 4/5ths <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		5. Date Submitted to Commissioner's office and FPD Budget Analyst: November 7, 2012
6a. Financial Impact Section: <input checked="" type="checkbox"/> Financial impact section completed		6b. Public Involvement Section: <input checked="" type="checkbox"/> Public involvement section completed	

1) Legislation Title:

Amend Code to promote reusable checkout bags and reduce use of single-use plastic checkout bags (Ordinance; add Code Chapter 17.103)

2) Purpose of the Proposed Legislation:

The purpose of this ordinance is to regulate the distribution of plastic bags at retail and food establishments. The distribution of plastic bags has significant, on-going harmful impacts upon the environment, including

- Plastic bags are a major source of litter.
- When littered, the material is detrimental to wildlife that ingests it.
- The materials used in plastic bags are persistent in the environment.

In 2011, City Council adopted Ordinance 184759 requiring that select stores only provide recycled paper bags or reusable checkout bags to customers. Ordinance 184759 applies to grocery stores with gross annual receipts of \$2 million or greater and large pharmacies with 10,000 square feet or more. This ordinance expands the policy to include other retail and food establishments on a phased timeline.

3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries)?

- | | | | |
|--|------------------------------------|------------------------------------|--------------------------------|
| <input checked="" type="checkbox"/> City-wide/Regional | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast | <input type="checkbox"/> Southeast | <input type="checkbox"/> Southwest | <input type="checkbox"/> East |
| <input type="checkbox"/> Central City | | | |
| <input type="checkbox"/> Internal City Government Services | | | |

FINANCIAL IMPACT

4) Revenue: Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source.

No.

5) **Expense:** What are the costs to the City related to this legislation? What is the source of funding for the expense? *(Please include costs in the current fiscal year as well as costs in future years. If the action is related to a grant or contract please include the local contribution or match required. If there is a project estimate, please identify the level of confidence.)*

None.

6) **Staffing Requirements:**

- Will any positions be created, eliminated or re-classified in the current year as a result of this legislation? *(If new positions are created please include whether they will be part-time, full-time, limited term, or permanent positions. If the position is limited term please indicate the end of the term.)*

No.

- Will positions be created or eliminated in *future years* as a result of this legislation?

No.

(Complete the following section only if an amendment to the budget is proposed.)

7) **Change in Appropriations** *(If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Fund Center column if new center needs to be created. Use additional space if needed.)*

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

[Proceed to Public Involvement Section – REQUIRED as of July 1, 2011]

PUBLIC INVOLVEMENT

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

YES: Please proceed to Question #9.

NO: Please, explain why below; and proceed to Question #10.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

The proposed ordinance regulates the distribution of checkout bags at retail and food establishments on a phased timeline. Defined businesses will only be permitted to provide recyclable paper bags or reusable bags as checkout bags to customers.

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?

Following the adoption of Ordinance 184759, the Bureau of Planning and Sustainability (BPS) partnered with Elders in Action, Loaves and Fishes, Oregon Food Bank and other service organizations to distribute reusable bags and educational materials for low income residents and seniors. Materials were distributed in five different languages.

c) How did public involvement shape the outcome of this Council item?

Since 2007, City staff convened numerous stakeholder meetings, held a community forum and facilitated a task force on this issue. Stakeholder meetings included representatives from the plastic bag industry, paper bag industry, grocers and retailers, recyclers, environmental advocates and other interest groups. Public input was solicited at a community forum, through poll research, and public comment.

d) Who designed and implemented the public involvement related to this Council item?

Office of Mayor Adams, BPS

e) Primary contact for more information on this public involvement process (name, title, phone, email):

Lisa Libby, Planning and Sustainability Director, Office of Mayor Sam Adams

503-823-4045

lisa.libby@portlandoregon.gov

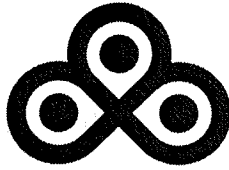
10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

This policy aligns with the City's waste prevention goals, and the continued outreach will occur through the City's thoughtful consumption/ waste prevention campaign.

Susan Anderson




BUREAU DIRECTOR (Typed name and signature)



185737

Bureau of Planning and Sustainability
Innovation. Collaboration. Practical Solutions.

Council Transmittal Memo

DATE: November 7, 2012
TO: Mayor Sam Adams and Members of City Council
FROM: Susan Anderson, Director 

1. **Ordinance / Resolution Title:** Amend Code to promote reusable checkout bags and reduce use of single-use plastic checkout bags (Ordinance; add Code Chapter 17.103)
 2. **Contact:** Bruce Walker, Solid Waste and Recycling Manager, 503-823-7772
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3. **Council Date:** November 15, 2012; Time Certain 2:00 pm
4. Consent Agenda Item Regular Agenda Item Time Certain 2:00 pm
 Emergency Item (explain below) Non-Emergency Item
5. **Purpose of Agenda Item:** The purpose of this ordinance is to regulate the distribution of plastic bags at retail and food establishments. The distribution of plastic bags has significant, on-going harmful impacts upon the environment, including
 - Plastic bags are a major source of litter.
 - When littered, the material is detrimental to wildlife that ingests it.
 - The materials used in plastic bags are persistent in the environment.
6. **History of Agenda Item/Background:** Portland City Council adopted Ordinance 184759 on July 21, 2011 to promote reusable shopping bags and reduce use of single use plastic checkout bags. The ordinance required that the Bureau of Planning and Sustainability (BPS) return to Council with a one-year progress report and recommendations for its refinement and expansion.



On October 10, 2012, Portland City Council accepted Report 1133, outlining program findings and policy options, including an expansion of the current policy to include all retail establishments.

8. **What individuals or groups are or would be supportive or opposed to this action?**
A number of Portland residents, businesses, environmental organizations, recycling advocates, and recyclers have expressed support for a ban on single-use plastic checkout bags.

Since 2007, City staff convened numerous stakeholder meetings, held a community forum and facilitated a task force on this issue. Stakeholder meetings included representatives from the plastic bag industry, paper bag industry, grocers and retailers, recyclers, environmental advocates and other interest groups. Public input was solicited at a community forum, through poll research, and public comment.

9. **How does this relate to current City policies?**
This ordinance builds on a history of proactive measures to reduce waste and litter and improve environmental quality.

Since 1990, Portland has restricted the use of polystyrene foam (PSF) containers for commercially prepared food (Portland City Code (PCC) 17.102.300 through PCC 17.102.340).

In 2006, City Council adopted the Watershed Management Plan. Resolution No. 36384, which establishes watershed health goals including protecting and improving surface water and groundwater quality to protect public health and support native fish and wildlife populations and biological communities. Plastic bags fragment into increasingly smaller particles but never completely disappear, persisting in ecosystems for decades and degrading watershed health.

In 2006, the Council adopted Resolution No. 36423 establishing goals for the City's solid waste and recycling system including reducing per capita waste generation below 2005 levels by the year 2015.

The 2009 adoption of the City's Climate Action Plan, Resolution No. 36748, with goals to reduce total solid waste generated by 25 percent and to recover 90 percent of all waste generated.

In 2011, City Council adopted Ordinance 184759 requiring that select stores only provide recycled paper bags or reusable checkout bags to customers. Ordinance 184759 applies to grocery stores with gross annual receipts of \$2 million or greater and large pharmacies with 10,000 square feet or more. This ordinance expands the policy to include other retail and food establishments on a phased timeline.

