

# ORDINANCE No. 189537

Amend Restrictions on Single-Use Plastic Serviceware to extend effective date, clarify compostable plastic, fast food and electronic ordering, and exemptions (Ordinance; amend Code Sections 17.103.300-310)

The City of Portland ordains:

Section 1. The Council finds:

1. State of Oregon bill SB 90 was introduced to restrict single-use plastic straws. A preemption on local government policy has been introduced and is proposed to go into effect January 1, 2020. This unknown impact on City of Portland policy has delayed business notification. Extending the effective date will give businesses more time to adjust to the expectations.
2. Hospitals, schools and restaurants with counter service have a high number of meals served to employee ratios. The concern is that employees in these situations will experience high levels of stress due to responding to every customer request and complaint. Self-service stations for plastic utensils only would alleviate that concern. The City of San Francisco has also allowed this exemption.
3. Compostable or biodegradable plastics do not decompose in waterways or on the ground. Due to misinformed perception, additional clarity around not allowing compostable or biodegradable plastics as viable alternatives is needed to understand what is and is not allowable.
4. Products, like drink boxes, are packaged and sold with a single-use straw. This is outside of a retail food and beverage establishment's sphere of control and is recommended to be exempt. Additionally, products for take-out like salads typically come with a single-use plastic condiment package. In this situation, the dressing is considered an ingredient and is recommended to be exempt from the policy.
5. Vulnerable populations receive meals as a part of a variety of social services. Feeding the hungry should not be impeded by this policy.

NOW, THEREFORE, the Council directs:

- a. Amend Code for Restrictions on Single-use Plastic Serviceware 17.103.300-310 according to Exhibit A.

Passed by the Council:  
Mayor Ted Wheeler

JUN 05 2019

Prepared by: Amy Rathfelder, Office of the Mayor  
Date prepared: 5/17/19

**Mary Hull Caballero**  
Auditor of the City of Portland

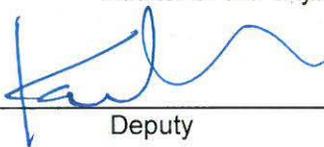
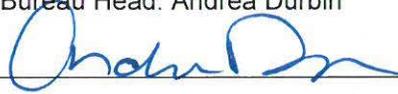
By



Deputy

Agenda No.  
**ORDINANCE NO. 189537**

Amend Restrictions on Single-Use Plastic Serviceware (Ordinance; amend Code Sections 17.103.300-310) *to extend effective date, clarify compostable plastics, fast food and electronic ordering, and exemptions*

<p><b>INTRODUCED BY</b>                  Commissioner/Auditor:  <b>Mayor Wheeler</b></p>	<p>CLERK USE: DATE FILED <u>MAY 21 2019</u></p>
<p><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance &amp; Administration - Wheeler <i>MT</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Hardesty</p> <p>Position 4/Safety - Eudaly</p>	<p>Mary Hull Caballero                  Auditor of the City of Portland</p> <p>By:                   Deputy</p>
<p><b>BUREAU APPROVAL</b></p> <p>Bureau: Bureau of Planning and Sustainability                  Bureau Head: Andrea Durbin</p> <p></p> <p>Prepared by: Pete Chism-Winfield                  Date Prepared: 5/20/19</p> <p>Impact Statement                  Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document                  If "Yes" requires City Policy paragraph stated in document.                  Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p><b>City Auditor Office Approval:</b>                  required for Code Ordinances <i>Toni/Kan</i></p> <p><b>City Attorney Approval:</b> <i>MKH</i>                  required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date                  May 29<sup>th</sup>, 2019</p>	
<p><b>ACTION TAKEN:</b>                  MAY 29 2019 <b>PASSED TO SECOND READING</b> JUN 05 2019 <b>9:30 A.M.</b></p>	

**AGENDA**

**TIME CERTAIN**   
 Start time: \_\_\_\_\_  
 Total amount of time needed: \_\_\_\_\_  
 (for presentation, testimony and discussion)

**CONSENT**

**REGULAR**   
 Total amount of time needed: \_\_\_\_\_  
 (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Hardesty	✓	
4. Eudaly	✓	
Wheeler	✓	