

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
1	Capacity Planning	18992.1.d, 18992.2.b, & 18992.3.b	A jurisdiction that is required to submit implementation schedule shall report the following information 120 days following the County's report submittal: <ul style="list-style-type: none"> • Timelines and milestones for new or expanded capacity. • Funding strategy and timeline. • Identification of facilities, operations, and activities that could be used for additional capacity. • Identification of proposed new or expanded facilities that will be used. • Consult with food recovery organizations and services regarding capacity. 	N/A	N/A: The City was not required to submit an implementation schedule to expand organics or edible food recovery capacity.	No action required by City.	City RFI Document and discussion with City.
2	Capacity Planning	18994.2.i	A county shall report the following regarding organic waste recycling capacity and edible food recovery capacity planning: <ul style="list-style-type: none"> • The tons estimated to be generated for disposal. • The capacity verifiably available to the county and cities within the county. • The amount of new capacity needed. • The locations identified for new or expanded facilities. • The jurisdictions that are required to submit implementation schedules. • Jurisdictions that did not provide information required by Article 11 to the County within 120 days. 	N/A	N/A: County Requirement. Counties are required to report to CalRecycle, on behalf of the jurisdictions, on the following dates: By 8/1/22 for the planning period of 1/1/22 to 12/31/24. By 8/1/24 for the planning period of 1/1/25 to 12/31/34. By 8/1/29 for the planning period of 1/1/30 to 12/31/39. By 8/1/34 for the planning period of 1/1/35 to 12/31/44. May 31, 2024: Jurisdictions to submit data to OC Waste & Recycling.	Ensure City participates in capacity planning as needed or as requested by County.	https://calrecycle.ca.gov/organics/slop/capacityplanning/recycling/
3	Collection & Processing	18983.1	Final disposition of organic waste at a landfill, or use of organic waste as alternative daily cover (ADC) or alternative intermediate cover (AIC) shall be deemed to constitute landfill disposal. If the operator demonstrates that approved material recovery fines do not include organics, the use of material recovery fines will not constitute landfill disposal of organic waste.	Yes	The Franchise Agreement recognizes AB 1594 which excludes organic material used as Alternate Daily Cover ("ADC") in the recitals. Section 4.3 of the Franchise Agreement also states that organic materials shall not be landfilled or used as Alternative Daily Cover. Per 7/2/24 discussion with City staff and CR&R, organic materials are not being used for ADC or AIC at landfill. Hauler reports do not show organics being used as ADC or AIC.	Continue to monitor hauler tonnage reports and CalRecycle facility reports to ensure ADC or AIC, if reported, is documented as landfill disposal.	Franchise Agreement, Hauler Reports, City RFI Document

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4	Collection & Processing	18983.1	<p>Organic waste sent to one of the following facilities, operations, or used for the following activities (and not subsequently sent to landfill disposal) shall be deemed to constitute a reduction in landfill disposal:</p> <ul style="list-style-type: none"> • Operation that qualifies as a Recycling Center in accordance with Section 17402.c and 17402.d • A "Compostable Material Handling Operation or Facility" as defined in Section 17852.a.12 • Small composting activities or community composting sites as defined in Section 18982.a.8 • An "In-vessel Digestion Operation or Facility" as listed in Section 17896.5 • A biomass conversion operation or facility as defined in Section 40106 of the Public Resource Code • Used as a soil amendment for erosion control, revegetation, slope stabilization, or landscaping at a landfill (subject to limitations) • Land application of compostable materials consistent with Section 17852.a.24.5 (subject to limitations) • Lawful use as animal feed • Other operations or facilities with processes that reduce short-lived climate pollutants as determined in accordance with Section 18983.2 • Edible food that would otherwise be disposed that is recovered for human consumption shall constitute a reduction in landfill. 	Partially	Section 4.3 of the Franchise Agreement specifies for each sector that organics shall be delivered to an approved organics facility. In addition, organics shall not be landfilled or used as ADC.	The monthly hauler reports do not explicitly identify the facilities where tons were processed or disposed. Consider requesting updates to the hauler report format to align with Section 9.3.2.a of the Franchise Agreement and monitor to ensure compliance with 14 CCR Section 18983.1.	Franchise Agreement, Hauler Reports
5	Collection & Processing	18984	Provide organic waste collection and recycling services to all generators, except self-haulers using a 3-, 2-, or 1-container collection system. Sections 18984.1 - 18984.3, and Section 18998.1, outline acceptable organics collection methods and container requirements.	Partially	According to a generator compliance table submitted by CR&R dated 7/2/24, there are 97 multi-family and 37 commercial accounts that do not have collection programs in alignment with 14 CCR Section 18984.	Continue to work with CR&R to provide the required organic waste collection and recycling services to all identified non-compliant generators. If needed, pursue and document all enforcement actions in alignment with SB 1383.	Franchise Agreement, Hauler RFI
6	Collection & Processing	18984.1	<p>May comply with Section 18984.a by offering a 3-container system where:</p> <ul style="list-style-type: none"> • Green containers will be utilized for the collection of organic waste, and this container will be transported to a facility that recovers source-separated organic waste as defined in Section 18983.1. Jurisdictions may also require additional segregation of organics by utilizing green containers for yard waste and green waste, and brown containers for food waste (or by using split carts adhering to these colors). Compostable plastics may be placed in the green container if the material meets the ASTM D6400 standard for compostability, and the facility to which it is transported provides the jurisdiction with written notification that the facility can process and recover this material. A jurisdiction may allow organic waste to be collected in plastic bags and placed in the green container if the facilities that recover the source separated organic waste provides written notice to the jurisdiction that the facility can remove plastic bags when it recovers source separated organic waste. Written notification shall have been provided within the last 12 months. 	Partially	<p>Section 4.3 of the Franchise Agreement describes a 3-container collection system for single-family residential generators and a 3+ container system for commercial generators. The Franchise Agreement describes a green waste collection program for multi-family dwellings but does not define food scraps collection as required under SB 1383.</p> <p>Section 4.3.2 describes Multi-family Green Waste Collection where "Green Waste" is a defined term that only covers yard waste, not food scraps. Sections 4.3.3 and 4.3.4 cover Commercial Green Waste Collection. Section 4.3.5 describes Commercial Food Waste Collection for Commercial Premises, where Commercial Premises is a defined term that does not include multi-family dwellings.</p>	Consider updating Section 4.3 of the Franchise Agreement to describe co-collected organics or food scraps collection for multi-family generators as offered in the rate schedule.	Franchise Agreement

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			<ul style="list-style-type: none"> Blue containers will be utilized for collection of nonorganic recyclables (with the exception of paper products, printing and writing paper, wood and dry lumber, and textiles), and this container will be transported to a facility that recovers the materials designated for collection in the blue container. If a jurisdiction wishes to provide further segregation of recyclables, they may use a darker shade of blue for the container or section of the container designated for the collection of organic recyclable waste, and a lighter shade of blue (or other color not already designated for other materials as specified in this section) for the collection of non-organic recyclables. Gray containers will be utilized for collection of nonorganic waste (with the exception of textiles and carpets). Note that containers may be any shade of gray, including black. Jurisdictions may allow organics waste, such as food waste, to be collected in the gray container as long as it is transported to a facility that meets or exceeds the organic waste content recovery requirements specified in Section 18984.3. <p>Compliance may be achieved by using split containers as long as they adhere to the prescribed color requirements. Hazardous wood waste shall not be collected in the blue or gray container.</p> <p>Additional containers may be provided for additionally separated organic waste, provided that the colors do not conflict with the aforementioned color requirements.</p>		<p>It appears that multi-family generators are offered 3+ and 3 container collection service. The "Multi-Family Recycling Program Guide" describes a food waste collection program and includes food waste carts and bin container options. The guide also states "Green/Yard Waste collection service available upon request."</p> <p>Exhibit B - Initial Maximum Rates - Commercial and Multi-family lists both organics bin and Food waste/Green waste cart options.</p>		
7	Collection & Processing	18984.12	If a jurisdiction qualifies for a low population waiver, rural exemption, or elevation waiver apply to CalRecycle for the waiver or exemption. Waivers shall be valid for a period up to 5 years. Nothing in this Section exempts a jurisdiction from its obligation to provide organic waste and recycling collection services to businesses subject to AB 1826 and/or AB 341.	N/A	N/A: City does not qualify for a low population waiver, rural exemption, or elevation waiver.	No action required by City.	
8	Collection & Processing	18984.2	<p>May comply with a 2-container system with blue and gray containers where:</p> <p>(A) The blue container is limited to the collection of non-organic recyclables only, but may include the following types of organic wastes: paper products, printing and writing paper, wood and dry lumber, and textiles. The contents of the blue container shall be transported to a facility that recovers the materials designated for collection in the blue container.</p> <p>(B) The gray container allows for intentional comingling of all collected wastes, including organic waste that is not designated for collection in the blue container, provided that the contents of the gray container are transported to a facility that meets or exceeds the organic waste content recovery requirements specified in Section 18984.3.</p> <p>May comply with a 2-container system with green and gray containers where:</p>	N/A	N/A: No haulers are utilizing a 2 container system.	No action required by City.	

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			(A) The green container is limited to the collection of organic waste only. The contents of the green container shall be transported to a facility that specifically recovers source separated organic waste. (B) The gray container allows for intentional comingling of all collected wastes, including organic waste that is not designated for collection in the green container, provided that the contents of the gray container are transported to a facility that meets or exceeds the organic waste content recovery requirements specified in Section 18984.3. (C) Compostable plastics may be placed in the green container if the material meets the ASTM D6400 sections 5.1 through 6.4.2 standard for compostability as published May, 2019, which is hereby incorporated by reference, and contents of the green containers are transported to compostable material handling operations or facilities or in-vessel digestion operations or facilities that have provided written notification annually to the jurisdiction stating that the facility can process and recover that material.				
9	Collection & Processing	18984.2	If a jurisdiction offers a 2-container collection system they may provide split containers, as long as the lids of the separate sections comply with the container color requirements and material limitations.	N/A	N/A: No haulers are utilizing a 2 container system.	No action required by City.	
10	Collection & Processing	18984.3	May comply with Section 18984.a by offering a 1-container system with a gray container to each generator, provided that the contents are transported to a high diversion organic waste processing facility, which is defined as a facility that meets or exceeds an annual average organic content recovery rate of 50% between January 1, 2022 and December 31, 2024, and 75% after January 1, 2025. A jurisdiction may allow organic waste specified for collection in the gray container to be placed in bags for collection. If a facility fails to achieve the required recovery rate for two consecutive reporting periods, or three reporting periods within three years, the jurisdiction shall be subject to the enforcement process in Section 18996.2, which may include a corrective action plan.	N/A	N/A: City does not utilize a 1 container system.	No action required by City.	
11	Collection & Processing	18984.7	Provide containers to generators that comply with the green, blue, brown, and gray/black color requirements of Sections 18984.1 - 18984.3 when replacing containers at the end of their useful life or by January 1, 2036, whichever occurs first. Jurisdictions will not be required to replace functional containers, including "inventory" containers purchased prior to January 1, 2022 that do not comply with the color requirements prior to the end of their useful life, or prior to January 1, 2036, whichever comes first.	Partially	Sections 4.6.3.3 and 4.6.3.5 of the Franchise Agreement require that all carts and bins comply with the color and labeling requirements of SB 1383. Non-compliant containers must be replaced by January 1, 2036. Carts - Trash: Black/Gray Body, Black Lid; Recycle: Black/Gray Body, Blue Lid; Organics: Black/Gray Body, Green Lid Bins - Trash: Blue Body, Black Lid; Recycle: White Body, Black Lid; Organics: White Body, Green Lid	Ensure that CR&R coordinates and executes a plan to replace all non-compliant containers by January 1, 2036. According to images from outreach distributed in January 2025, commercial recycle bins are the only containers not compliant with the color requirements of SB 1383. Per the regulations, "The color scheme for collection containers must meet either of these requirements: (1) The lid of the container is the correct designated color (2) The body of the container is the correct designated color and the lid is also the same specified color or may be gray or black."	Franchise Agreement, 01.2024 Environmental News, 01.2024 Commercial Guide

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12	Collection & Processing	18984.8	Commencing January 1, 2022, clearly label or imprint all new containers or lids to include written or graphic materials indicating primary materials that are accepted and rejected in each container and clearly indicate primary items that are prohibited container contaminants for each container. A jurisdiction may comply by using model labeling provided by CalRecycle.	Partially	Sections 4.6.3.3 and 4.6.3.5 of the Franchise Agreement requires all carts and bins to comply with the labeling requirements of SB 1383, which includes hot stamps on the top of the lid or body of the cart. Labels must be applied by March 1, 2024 and non-compliant containers must be replaced by January 1, 2036. In addition, CR&R monitors compliance with container label requirements during its contamination minimization inspections. HF&H did not review actual container labels in use for compliance with Section 18984.8.	Ensure that CR&R coordinates and executes a plan to replace all non-compliant containers by January 1, 2036. Request a copy of the container label/hot-stamp designs and verify that they meet SB 1383 labeling requirements. A copy of the container labels/hot-stamp designees and pictures of actual containers should be stored in the Implementation Record.	Franchise Agreement, Hauler Contamination Monitoring Reports
13	Collection & Processing	18984.1, 18984.2, 18984.3	If using a 2- or 3-container system, may offer an uncontainerized green waste and yard waste collection service to generators, provided that: <ul style="list-style-type: none"> •If the uncontainerized green waste and yard waste service is provided intermittently or on a seasonal basis, a green container is still provided whenever the uncontainerized service is not provided. •If the uncontainerized green waste and yard waste service is provided year-round, generators receiving this service must be provided a collection service for the collection of other organic waste in a manner that complies with this Section. If using a 1-container system, may offer an uncontainerized green waste and yard waste collection service to generators, provided that generators must be provided a collection service for the collection of other organic waste in a manner that complies with this Section.	Yes	Section 4.3.6 of the Franchise Agreement requires hauler to provide seasonal uncontainerized holiday tree collection to residential customers in addition to year-round organics collection in the green container. The Franchise Agreement also requires hauler to divert all holiday trees from landfilling.	No action required by City.	Franchise Agreement
14	Collection & Processing	18984.11 & 18984.14	May allow limited waivers and exemptions to generators for de minimis volumes and physical space constraints and shall maintain records for waivers/exemptions. De minimis and physical space constraint waivers for commercial businesses shall be verified at least every five years from date of issuance through inspection. The authority to issue a waiver cannot be delegated to a private entity.	Yes	City offers De Minimis and Physical Space waivers for organics containers only. If applicable, the City or CR&R provides generators with a waiver application form. CR&R reviews the application, performs an inspection, and makes a recommendation to the City whether to approve or deny the waiver application. As of July 2024, the City has the following number of waivers on file: De Minimis Waiver: 495 Physical Space Waiver: 9	Ensure all approved waivers are reviewed for renewal (if applicable) upon expiration five years from the approval date.	City RFI Document, Implementation Record 05
15	Contamination Monitoring	18984.5.a	Generators shall not place prohibited container contaminants in a collection container, and jurisdictions shall conduct contamination monitoring either through: (1) conducting route reviews of containers for contaminants such that all routes are inspected annually as option to meet container minimization requirements; or, (2) conducting twice yearly waste evaluations for all container types. (18984.5.b, 18984.5.c).	Yes	Section 6.4 of the Franchise Agreement requires hauler to implement a contamination monitoring program that complies with 14 CCR Section 18984.5.	No action required by City. Continue current practices on an ongoing basis.	Franchise Agreement, Implementation Record 04

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16	Contamination Monitoring	18984.5.b	<p>If a jurisdiction offering a 3-container or 2-container organic waste collection complies with container contamination minimization through route reviews they shall, conduct route reviews for prohibited contaminants on containers, such that all collection routes are reviewed annually.</p> <p>If container contamination is found, notify the generator of the violation. The regulations do not require jurisdictions to impose administrative civil penalties on generators that place prohibited container contaminants in collection containers.</p> <p>If a jurisdiction observes visible prohibited container contaminants in a generator's collection in the blue or green container(s), it may dispose of the container's contents.</p> <p>Alternatively, a jurisdiction may comply with container contamination minimization requirements through waste evaluations (pursuant to Section 18984.5.c) and described separately in this checklist.</p>	Yes	<p>Section 6.4 of the Franchise Agreement allows hauler to utilize route reviews, waste evaluations, or a combination of the two to satisfy contamination monitoring requirements in alignment with 14 CCR Section 18984.5.</p> <p>The Implementation Record and Franchise Agreement include a description of the contamination minimization, route review, and notification process. According to the program description, contamination monitoring is achieved through route reviews.</p>	Ensure CR&R completes route reviews annually and that all instances of container contamination result in a notification to the generator.	Franchise Agreement, Implementation Record 04
17	Contamination Monitoring	18984.5.c	<p>If a jurisdiction offering a 3-container or 2-container organic waste collection complies with container contamination minimization by conducting waste evaluations they shall meet the following standards:</p> <ul style="list-style-type: none"> • Waste evaluations shall be performed at least twice per year and occur in two distinct seasons of the year • Waste evaluations shall include samples of each container type in service. • The waste evaluations shall include samples taken from different areas in the jurisdiction that are representative of the entire jurisdiction's waste stream. • Waste evaluations shall include at least the following minimum number of samples from all hauler routes included in the studies: <ul style="list-style-type: none"> -routes with less than 1,500 generators - 25 samples -routes with 1,500-3,999 generators - 30 samples -routes with 4,000-6,999 generators - 35 samples -routes with 7,000 or more generators - 40 samples • All material collected for sampling must be transported to a permitted solid waste facility where the presence of prohibited container contaminants for each container type is measured to determine the ratio of prohibited container contaminants present in each container by type by weight. For further sampling procedures, please refer to Section 18984.5.c.1.E. 	N/A	N/A: Hauler is complying with contamination monitoring through Route Reviews in lieu of waste evaluations.	No action required by City.	Implementation Record, City RFI Document

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18	Edible Food Recovery	18991.1	Monitor compliance of food generators, food recovery services, and food recovery organizations with regulations.	Yes	<p>Section 4.5.18 of the Franchise Agreement requires hauler to implement an edible food recovery program using its own resources or through a subcontractor to comply with SB 1383.</p> <p>Section 4.5.18.a requires the hauler or its subcontractor to maintain a list of Tier I and II edible food generators and food recovery organizations and services operating within the City. Section 4.5.18.d requires annual inspections of these entities for confirmation of a written agreement and proper recordkeeping.</p> <p>The Implementation Record includes monthly outreach reports from CR&R's subcontractor, Abound Food Care. The monthly reports document Tier 1 and Tier 2 edible food generator inspections performed from 2022 through 2024.</p>	Ensure annual inspections are prioritized as it does not appear all Tier I, Tier II, and Food Recovery Organizations and Services (FROs/ FRSS) operating within the City have been inspected annually. Please note that SB 1383 does not require all locations to be inspected annually, but the inspections are a requirement of the Franchise Agreement.	Franchise Agreement, Implementation Record 11
19	Edible Food Recovery	18991.1	Increase edible food recovery capacity, if jurisdiction has insufficient capacity (County requirement, City to assist)	N/A	<p>N/A: County requirement: ██████ County is responsible for Capacity Planning requirements. The County is required to report to CalRecycle by August 1, 2024.</p> <p>May 31, 2024: Jurisdictions to submit data to OC Waste & Recycling.</p>	Capacity planning is the requirement of the County, however Jurisdictions are asked to report and review County capacity planning documents for edible food recovery as requested. City to continue to review and research County edible food recovery capacity reporting annually and jurisdiction's obligation/role in providing additional capacity if applicable.	City RFI Document
20	Edible Food Recovery	18991.1	Implement an edible food recovery program that increases access to food recovery organizations and services.	Yes	<p>Section 4.5.18 of the Franchise Agreement requires hauler to implement an edible food recovery program using its own resources or through a subcontractor to comply with SB 1383.</p> <p>The Implementation Record includes records of outreach to food recovery organizations and services performed by Abound Food Care with questions regarding expanded capacity and access to their services.</p>	HF&H recommends City track reporting submissions to ensure Abound is providing SB 1383 required data on a monthly basis and progressing toward annual targets.	Franchise Agreement, Implementation Record 08
21	Edible Food Recovery	18985.2.a	On or before February 1, 2022, develop a list of food recovery organizations and services operating within the jurisdiction, and maintain the list on the jurisdiction's website, including: name, physical address, contact information, collection service area, and indication of types of food that are accepted, updated annually.	Partially	City website includes a direct link to the County's list of food recovery organization and services operating within the County. The County list includes agency name, address, service area, contact information, website, and types of food accepted.	Recommend verifying the County list includes all known food recovery organizations and services operating within the jurisdiction. The list located in the City's Implementation Record appears to include additional food recovery organizations and services not included on the County list. CalRecycle may require the list to be directly on the City's website and not a link to County list recommend incorporating list of only locations in City on the website.	City Website, Implementation Record 08

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22	Edible Food Recovery	18991.1 & 18985.2.b	<p>Implement an edible food recovery program that includes education of Tier One and Two commercial edible food generators at least annually with information about the available edible food recovery program, information on generator requirements, information on source reduction of food waste, and information about food recovery organizations and services.</p> <p>A jurisdiction may fund actions taken to comply with this Section through franchise fees, local assessments, or other funding mechanisms.</p>	Yes	<p>Section 4.5.18 of the Franchise Agreement requires hauler to implement an edible food recovery program using its own resources or through a subcontractor to comply with SB 1383, including education and outreach requirements.</p> <p>The Implementation Record includes records of Tier I and II Edible Food Generator outreach conducted annually with information on source reduction of food waste, and information about food recovery organizations and services.</p>	No action required by City. Continue current practices on an ongoing basis.	Franchise Agreement, Implementation Record 06
23	Edible Food Recovery Capacity	18992.2.a & 18992.2.b	<p>Counties, in coordination with cities and regional agencies shall:</p> <ul style="list-style-type: none"> Estimate edible food that will be disposed by generators within the county. Identify existing capacity at edible food recovery organizations that is available to commercial generators. Identify proposed new or expanded food recovery capacity. Identify the minimum capacity required to recover 20% of edible food that is estimated to be disposed. Consult with edible food recovery organizations and services regarding existing, or proposed new or expanded, capacity that could be accessed by the jurisdiction and its commercial edible food generators. 	N/A	N/A: County requirement	See Recommendation in Row 19.	N/A
24	Edible Food Recovery Capacity	18992.2.c and 18892.2.d	<p>If a county determines that existing and planned edible food recovery capacity is insufficient, each jurisdiction within that County that lacks capacity shall:</p> <ul style="list-style-type: none"> Submit an implementation schedule demonstrating how the county will ensure there is enough new or expanded capacity within their jurisdiction by the end of the report period. <p>The implementation plan shall include:</p> <ul style="list-style-type: none"> Timelines and milestones for planning efforts (including funding plans) Identify proposed new or expanded facilities that could be used for additional capacity. Consult with food recovery organizations and services <p>County shall notify jurisdictions that lack capacity.</p>	N/A	N/A: County has not notified City of insufficient edible food recovery capacity.	See Recommendation in Row 19.	City RFI Document
25	Education & Outreach	18985.2.b	<p>At least annually, provide commercial edible food generators information on edible food recovery programs, edible food generator requirements, information on the list of food recovery organizations and food recovery services operating in the jurisdiction, and information about how to source-reduce edible food. This information may be included with regularly scheduled notices to commercial businesses. The list shall be updated annually.</p>	Yes	<p>Section 4.5.18 of the Franchise Agreement requires hauler to implement an edible food recovery program using its own resources or through a subcontractor to comply with SB 1383, including education and outreach requirements.</p> <p>The Implementation Record includes records of outreach to commercial edible food generators from the City and hauler connecting them to the food recovery service operating within the jurisdiction. This outreach includes direct mail notices to identified generators and general outreach to all commercial businesses.</p>	Ensure CR&R outreach piece titled "SB 1383 Food Recovery Compliance" is distributed to all commercial businesses and specifically Tier 1/2 generators (non-local entities require outreach) annually. According to the Implementation Record, this was last distributed in April 2022.	Franchise Agreement, Implementation Record 06

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26	Education & Outreach	18985.1.a, 18985.1.b	<p>Prior to February 1, 2022, and annually thereafter, provide generators using an organic waste collection service with the following:</p> <p>Topic 1: Requirements to properly separate materials. Topic 2: Methods for organic waste prevention, on-site recycling, and community composting. Topic 3: Methane reduction benefits and method of organic waste recovery used. Topic 4: Information on how to recover organic waste and a list of approved haulers. Topic 5: Information related to public health and safety benefits and environmental impacts associated with the disposal of organics. Topic 6: Information regarding edible food donation programs. Topic 7: Information on self-hauling requirements (if jurisdiction allows self-hauling).</p> <p>Methods of providing information required may include print, electronic, or direct contact with generators, and a jurisdiction may comply with the requirements of this section through a designee.</p> <p>A jurisdiction providing an unsegregated single container collection service is required to provide information that waste is processed at a high diversion organic waste processing facility in lieu of the above requirement to provide information on properly separating organic waste.</p>	Partially	<p>Section 3.1.3 of the Franchise Agreement requires hauler to pay an annual Public Education Payment to support City's outreach and administration of various Solid Waste programs. Section 6.3.2 of the Franchise Agreement requires the hauler provide annual outreach to all customers. The Franchise Agreement does not specify the topics listed in 14 CCR Section 18985.1.a.</p> <p>HF&H reviewed a sample of education and outreach materials provided (including the residential newsletters, bill inserts, "Our [redacted] publications, and compliance mailers), noting certain, but not all, requirements were met. Topics that could not be identified are the following:</p> <p>Topic 2: Methods for organic waste prevention, on-site recycling, and community composting (for commercial/multi-family only). Topic 3: Methane reduction benefits and method of organic waste recovery used (for commercial/multifamily only) Topic 5: Information related to public health and safety benefits and environmental impacts associated with the disposal of organics. Topic 7: Information on self-hauling requirements (if jurisdiction allows self-hauling).</p>	<p>Ensure that all seven topics in 14 CCR Section 18985.1.a are covered at least once annually for all generators through on of the following: hauler outreach, materials produced by a 3rd party, or produced and distributed by the City.</p> <p>HF&H recommends implementing a reporting form that lists the topics covered in each outreach piece to monitor annual compliance with education and outreach requirements.</p>	Franchise Agreement, Implementation Record 06
27	Education & Outreach	18985.1.e	<p>Consistent with Section 7295 of the Government Code, jurisdictions shall translate educational materials required by this chapter into any non-English language spoken by a substantial number of the public provided organic waste collection services by the jurisdiction.</p>	Partially	<p>Section 6.3 of the Franchise Agreement requires all public education materials to be printed in "English, Spanish, or other languages that the City may designate".</p> <p>Files in the Implementation Record folder only include Spanish versions of the materials. Additional records indicating any materials were produced in additional languages could not be located in the Implementation Record.</p>	<p>Ensure that materials are produced in alternative languages in alignment with the Franchise Agreement and/or Section 7295 of the Government Code. If materials are already produced in alternative languages, update the Implementation Record with supporting documentation.</p>	Franchise Agreement, Implementation Record 06
28	Enforcement & Penalties	18995.3	<p>Jurisdiction shall provide a procedure for the receipt and investigation of complaints, including anonymous complaints and shall meet the following requirements:</p> <ul style="list-style-type: none"> • Within 90 days of receiving a complaint, investigate the complaint if it meets the requirements of Section 18995.3.b. • Provide method for complainant to find out the result of the complaint. • Maintain records of all complaints and responses including a minimum of the complaint as received, complaint date, and determination of compliance or notice of violation. 	Partially	<p>Per Section 8.30.090 of the City's Municipal Code, "City shall accept written complaints, including anonymous complaints, from persons regarding an entity that may be potentially non-compliant with SB 1383 regulations."</p> <p>The City's "Trash, Recycling, and Organics" webpage states "To report SB 1383 compliance issues, please contact us at the information provided above". The section above provides a physical address, email address, and phone number to contact the City Public Works Department.</p> <p>The Implementation Record contains a folder "13. Complaint Investigation" with records of two complaints as required under this section.</p>	<p>Ensure that complainant can submit complaints anonymously and provide a method for complainant to find out the result of the complaint.</p> <p>City may consider adding to the existing language on the City webpage "Anonymous complaints may be placed by calling the number listed above. Complainants may receive information regarding the result of a complaint upon request."</p>	[redacted] Municipal Code Title 8 Chapter 8.28 Section 030, City Website, Implementation Record 13

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
29	Enforcement & Penalties	18997.3	Pay penalties assessed by CalRecycle for its failure to comply, which includes many possible violations and fines from \$500 per violation to \$10,000 per violation per day based on whether the violation was "minor," "moderate," or "major," as described in Section 18997.3.	N/A	N/A	No penalties noted.	N/A
30	Enforcement & Penalties	18995.1.a & 18998.2.a	<p>Implement an inspection and compliance program. At a minimum, the program shall include the following requirements annually beginning January 1, 2022:</p> <ul style="list-style-type: none"> Conduct compliance review of all commercial garbage accounts producing over 2 cubic yards of solid waste to ensure compliance with Section 18984.9.a Conduct inspections of Tier One commercial edible food generators and Tier Two (commencing January 1, 2024) and food recovery organizations for compliance. Investigate complaints as required under Section 18995.3 <p>Beginning April 1, 2022 a jurisdiction shall either:</p> <ul style="list-style-type: none"> Conduct annual route reviews of commercial businesses and residential generators for compliance with Section 18984.9.a and 18984.5, or, Perform waste evaluations consistent with Section 18984.5.c. 	Partially	<p>Compliance Review: Results provided in the 2022 EAR. City was utilizing web platform to generate compliance totals based on raw service level data provided by CR&R.</p> <p>Inspections of Tier 1 and 2 Edible Food Generators and Food Recovery Organizations: Section 4.5.18.d of the Franchise Agreement requires hauler to conduct annual inspections. Abound Food Care to begin inspections under agreement effective November 1, 2023. The contract between CR&R and Abound (formerly Waste Not OC Coalition) does not include inspections in the scope of the agreement. According to the Implementation Record, two inspections were completed in 2022, six completed in 2023, and 14 completed so far in 2024. The results of the inspections are not included in the Implementation Record.</p> <p>Complaints: See analysis in Row 28.</p> <p>Contamination Monitoring: Hauler records show route reviews are being completed annually. See analysis in Row 16.</p>	<p>Compliance Review: Ensure CR&R completes the annual compliance review now that Minerva software is no longer being used.</p> <p>Inspections of Tier 1 and 2 Edible Food Generators and Food Recovery Organizations: The Implementation Record does not include inspection forms or the results of the inspections listed. Ensure CR&R or designee are completing edible food generator inspections in alignment with the Franchise Agreement and regulations.</p> <p>Complaints: See analysis in Row 28.</p> <p>Contamination Monitoring: See analysis in Row 16.</p>	2022 EAR, City RFI Document, Franchise Agreement, Implementation Record 11
31	Enforcement & Penalties	18995.1.a.4 & 18998.2.a	From January 1, 2022 to January 1, 2024, provide education materials to any regulated entity it finds to be noncompliant with the requirements of SB 1383.	Yes	City began its automatic enrollment program in 2022 and sent non-compliance letters to all non-compliant single-family, multi-family, and commercial business generators.	Ensure copies and distribution records for automatic enrollment letters are placed in the Implementation Record. HF&H could not locate automatic enrollment letters in Implementation Record folders titled 06. Education and Outreach or 11. Inspection and Enforcement.	Discussion with City

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
32	Enforcement & Penalties	18995.1.a.5, 18995.4, 18997.2, & 18998.2.a	<p>If an entity is found in violation on or after January 1, 2024, jurisdiction shall document the violation and take enforcement action as follows:</p> <ul style="list-style-type: none"> Issue a notice of violation (NOV) requiring compliance within 60 days of the issuance of that notice. If compliance is not met within the 60 day window, commence an action to impose penalties as outlined in Article 16. Issue monetary penalties equivalent to those set forth in Article 16. May grant extensions, at its option, to the compliance deadlines set forth in an NOV for failure to comply if it finds extenuating circumstances beyond generator's control prevented compliance, including: delays in obtaining permits or approvals; infrastructure limitations (the jurisdiction must be under a corrective action plan for infrastructure related extensions); or, "Acts of God." Include in the NOVs, at a minimum: the name or account name, factual description of violations (including regulatory section(s) being violated), compliance date by which entity must take corrective actions, and the penalty to be issued for failure to comply. <p>Note that jurisdiction is not required to issue penalties to generators for violations of prohibited container contaminants provisions (Section 18984.5.a).</p>	Yes	Section 8.28.030.e of the City's Municipal Code describes the City's Notice of Violation (NOV) and assessment of Civil Penalties for Noncompliance procedures. The City issued 38 NOV's dated 6/11/24 to non-compliant edible food generators with a correction date of 7/14/24. The NOV's include the minimum information as required under SB 1383.	If compliance is not met within the 60 day window, commence an action to impose penalties as outlined in Article 16. Issue NOV's for violations other than edible food recovery, if applicable.	██████████ Municipal Code Title 8 Chapter 8.28 Section 030, Implementation Record 12, Notices of Violation 20260611 - Commercial.pdf
33	Enforcement & Penalties	18995.1.b, 18995.1.c, & 18998.2.a	<p>Conduct a sufficient number of route reviews, and inspections of entities and shall generate an electronic or written record for each inspection, route review, and compliance review conducted that contains at a minimum:</p> <ul style="list-style-type: none"> Identifying information for subject of review Date or dates the inspection, route review, or compliance review was conducted Person who conducted the action Jurisdiction's findings (including any Notice of Violations or issued educational materials) and evidence of findings Description of the location of route reviews and addresses where prohibited container contaminants are found, if any 	Partially	<p>Route Reviews: (1) Section 6.4.3 of the Franchise Agreement requires hauler to inspect a minimum of 5% of all Single-Family and Multi-Family Cart Customers in the City. (2) The folder 04. Contamination Minimization in the City's Implementation Record contains Excel reports with route review inspections records. Tracking sheets in the Implementation Record are missing:</p> <ul style="list-style-type: none"> Evidence of findings Person who conducted the action <p>Inspections: See analysis in Row 30 for Inspections of Tier 1 and 2 Edible Food Generators and Food Recovery Organizations. Notices of Violations are included in the City's Implementation Record.</p> <p>Compliance Reviews: See analysis in Row 30. Desktop compliance review records appear to be missing:</p> <ul style="list-style-type: none"> Date or dates the compliance review was conducted Person who conducted the action 	<p>Route Reviews: (1) The Franchise Agreement does not specify the number of bins or commercial carts that shall be inspected annually. Recommend monitoring route reviews to determine if a sufficient number of inspections are being performed. (2) Ensure CR&R updates contamination monitoring records to include evidence of the findings including photographs and account records, and the person who conducted the review.</p> <p>Inspections: See analysis in Row 30.</p> <p>Compliance Reviews: See analysis in Row 30. Ensure that the compliance review records include date or dates the review was conducted and the person who conducted the review.</p>	Implementation Record 11, 2023CartAuditList
34	Enforcement & Penalties	18995.4, 18997.2, & 18998.2.a	Impose penalties for non-compliant generators, haulers, self-haulers, commercial edible food generator or other entities in amounts equivalent to those outlined in Section 18997.2.	Yes	Section 8.28.030.e of the City's Municipal Code describes the City's Notice of Violation (NOV) and assessment of Civil Penalties for Noncompliance procedures.	No action required by City. Continue current practices on an ongoing basis.	██████████ Municipal Code Title 8 Chapter 8.28 Section 030
35	Ord & Policies	18989.1	Adopt enforceable ordinance(s), or similarly enforceable mechanisms requiring compliance with Sections 4.410.2, 5.410.1, 4.408.1, and 5.408.1 of the California Green Building Standards Code related to construction of buildings with adequate space for recycling containers and C&D recycling.	Yes	Per Chapter 15.17 of the City's Municipal Code, the City has adopted the 2022 CALGreen Building Code Standards. All permitted construction projects are subject to a C&D recycling deposit to ensure CALGreen compliance. All new developments must have adequate space for trash, recycling, and organics containers.	No action required by City.	██████████ Municipal Code Title 15 Chapter 15.17 and City Website

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
36	Ord & Policies	18989.2	Adopt enforceable ordinance(s), or similarly enforceable mechanisms requiring compliance with Sections 492.6(a)(3)(B)(C), (D), and (G) of the Model Water Efficient Landscape Ordinance, Title 23, Division 2, Chapter 2.7 of the California Code of Regulations.	Yes	Per Chapter 16.50 of the City's Municipal Code, all permitted construction projects are reviewed for compliance with the City's Water Efficient Landscape Guidelines as described in Section IX et al of the [REDACTED] Landscape Standards and Specifications. These guidelines are in alignment with Sections 492.6(a)(3)(B)(C), (D), and (G) of the Model Water Efficient Landscape Ordinance, Title 23, Division 2, Chapter 2.7 of the California Code of Regulations.	No action required by City.	[REDACTED] Municipal Code Title 15 Chapter 16.50 and City Website.
37	Ord & Policies	18991.3	Adopt an edible food recovery ordinance or similarly enforceable mechanism requiring Tier One commercial edible food generators to comply with the following by January 1, 2022, and Tier Two commercial edible food generators to comply with the following by January 1, 2024: <ul style="list-style-type: none"> • Arrange to recover the maximum amount of edible food for human consumption that would otherwise be disposed by contracting with a food recovery organization or service, or by self-hauling edible food to a food recovery organization. • Prohibit a commercial edible food generator from recovering no edible food unless there is insufficient recovery capacity or an act of God. • Prohibit a commercial edible food generator from intentionally spoiling edible food that could be recovered for human consumption. 	Yes	City Municipal Code Section 8.30.050 requires Commercial Edible Food Generators to comply with all requirements listed in 14 CCR Section 18991.3.	No action required by City.	[REDACTED] Municipal Code Title 8 Chapter 8.30 Section 050
38	Ord & Policies	18991.5	Adopt an edible food recovery ordinance or similarly enforceable mechanism requiring edible food recovery services and organizations that collect or receive edible food directly from commercial edible food generators to maintain records of: <ul style="list-style-type: none"> • The name, address and contact information for each commercial edible food generator collects or receives edible food from. • The quantity in pounds of edible food collected or received from each commercial edible food generator per month. • The quantity in pounds of edible food transported to each food recovery organization per month (only applies to edible food recovery services). • The name address and contact information for each food recovery service that the organization receives edible food from (only applies to edible food recovery organizations). 	Yes	City Municipal Code 8.30.060 requires Food Recovery Organizations and Services to comply with the requirements listed in 14 CCR Section 18991.5.	No action required by City.	[REDACTED] Municipal Code Title 8 Chapter 8.30 Section 060
39	Ord & Policies	18997.1	Adopt an enforcement ordinance or similarly enforceable mechanism to impose penalties as prescribed in Section 18997.2.	Yes	City Municipal Code Section 8.28.030 describes the enforcement and penalties procedures for non-compliance with any of mandatory recycling, waste disposal, reporting and other requirements.	No action required by City.	[REDACTED] Municipal Code Title 8 Chapter 8.28 Section 030.

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40	Ord & Policies	18981.2 & 18984.10	Adopt an ordinance (or similarly enforceable mechanism) that requires: <ul style="list-style-type: none"> Commercial businesses to provide or arrange for organic waste collection services for employees, contractors, tenants, and customers. Commercial businesses to annually provide information to employees, contractors, tenants, and customers about organic waste recovery requirements and about proper sorting of organic waste. Commercial businesses to provide information to new tenants before or within 14 days of occupation of the premises. Commercial businesses to provide or arrange for access to their properties during all inspections conducted pursuant to Article 14. 	Yes	City Municipal Code Section 8.30.030 requires Commercial Businesses to comply with all requirements listed in 14 CCR Section 18991.3.	No action required by City.	██████████ Municipal Code Title 8 Chapter 8.30 Section 030
41	Ord & Policies	18981.2.a	By January 1, 2022, a jurisdiction shall adopt enforceable ordinance(s), or similarly enforceable mechanisms requiring compliance by generators, haulers, and other entities within SB 1383 regulations.	Yes	Ordinance 13-21 adopted September 14, 2021 requires compliance with SB 1383 regulations. City appears to have utilized CalRecycle's model ordinance.	No action required by City.	Ordinance 13-21
42	Ord & Policies	18984.9.a & 18984.9.c	Adopt an ordinance (or similarly enforceable mechanism) that requires organic waste generators to subscribe to organics collection program(s) provided by the jurisdiction, self-haul and/or backhaul organics, or manage organics on site. Nothing in this article prohibits generators from preventing or reducing waste generation, managing organic waste on site, or using a community composting site.	Yes	City Municipal Code Sections 8.30.020 and 8.30.030 requires organic waste generators to subscribe to the City's organic waste collection services unless they meet the self-haul requirements outlined in Section 8.29.040.	No action required by City.	██████████ Municipal Code Title 8 Chapter 8.30 Sections 020 & 030

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
43	Ord & Policies	18984.9.b, 18984.9.d, & 18984.9.e	<p>Adopt an ordinance (or similarly enforceable mechanism) that requires commercial organic waste generators (except multifamily residential dwellings subject to Section 18984.10) to:</p> <ul style="list-style-type: none"> • Provide containers for the collection of organic waste and non-organic recyclables in all areas where disposal containers are provided for customers, except for restrooms. The containers provided by the business shall have either a body (or lid) that conforms with the container colors provided through the organic waste collection service provided by their jurisdiction or container labels that comply with the requirements of Section 18984.8. • Prohibit their employees from placing organic waste in a container not designated to receive organic waste as set forth in Sections 18984.1(a)(5) and 18984.2(a)(5). • Periodically inspect organic waste containers for contamination and inform employees if containers are contaminated and of the requirement to only use those containers for organic waste. <p>The ordinance does not need to require:</p> <ul style="list-style-type: none"> • Commercial business to replace functional containers, including containers purchased prior to January 1, 2022, that do not comply with the requirements of this article prior to the end of the useful life of those containers, or prior to January 1, 2036, whichever comes first. • Businesses to place organics or recyclables containers in all areas where disposal containers are provided, if the business does not generate organics or recyclables. 	Yes	City Municipal Code Section 8.30.030 requires Commercial Businesses to comply with all requirements listed in 14 CCR Sections 18984.9.b, 18984.9.d, and 18984.9.e.	No action required by City.	██████████ Municipal Code Title 8 Chapter 8.30 Section 030
44	Ord & Policies	18988.1.a, 18988.1.c, & 18988.2	Adopt an ordinance or similarly enforceable mechanism to regulate haulers collecting organic waste (with exclusions of haulers transporting source separated organic waste to a community-scale composting site and haulers transporting C&D in compliance with CALGreen). A jurisdiction's ordinance/mechanism shall require hauler compliance with SB 1383 regulations, including: compliance with collection program requirements and identification of facilities where they will transport organic waste.	Yes	City Municipal Code Section 8.30.070 requires haulers and facility operators to comply with all requirements listed in 14 CCR Sections 18988.1.a, 18988.1.c, and 18988.2.	No action required by City.	██████████ Municipal Code Title 8 Chapter 8.30 Section 070
45	Ord & Policies	18988.1.b & 18988.3	<p>If a jurisdiction allows self-hauling of organic waste, adopt an ordinance or similarly enforceable mechanism requiring self-haulers to comply with the following:</p> <ul style="list-style-type: none"> • Source separate organic waste generated on site and haul to a facility that processes or recovers source separated organic waste, or haul organic waste to a high diversion organic waste processing facility. • Non-residential generators to keep a record of the amount of organic waste delivered to each facility, including delivery receipts and weight tickets (exempt from weight tickets at unscaled facilities). 	Yes	City Municipal Code Section 8.29.040 requires self-haulers to comply with all requirements listed in CCR Sections 18988.1.b and 18988.3.	No action required by City.	██████████ Municipal Code Title 8 Chapter 8.29 Section 040
46	Ord & Policies	18990.1 & 18990.2	Amend existing ordinances, policies or procedures if needed to comply with SB 1383 Locally-Adopted Standards and Policies.	Yes	Ordinance 13-21 adopted September 14, 2021 requires compliance with SB 1383 regulations. City appears to have utilized CalRecycle's model ordinance.	No action required by City.	Ordinance 13-21

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
47	Ord & Policies	18993.1.a	Amend or adopt procurement policies (PP) to comply with SB 1383 requirements for jurisdictions to purchase recovered organic waste products.	Yes	City updated its purchasing manual on May 15, 2024 to comply with requirements for purchasing recovered organic waste products and recycled content paper.	No action required by City.	Purchasing Manual updated May 15, 2024.
48	Org Product Rqmts	18993.1	<p>Procure a quantity of recovered organic waste that meets or exceeds the organic waste product procurement target as determined by CalRecycle (CalRecycle will confirm and provide notice of annual procurement requirements to jurisdictions).</p> <p>Organic waste products are defined as compost, renewable gas (used for transportation, electricity, heating, or pipeline injections), electricity from biomass conversion, and mulch may be procured directly by the jurisdiction, or through a contract with a direct service provider to the jurisdiction.</p> <p>If the product procurement target exceeds the jurisdiction's consumption of transportation fuel, electricity, and gas for heating or pipeline injection purchased in the prior calendar year, the jurisdiction's procurement target may be lowered to only require the purchase of the same volume of recovered organic waste products as purchased in the prior year. Jurisdictions shall also identify additional opportunities for procurement of recovered organic waste products. Renewable gas purchased from a POTW is subject to restrictions. Electricity procured from biomass conversion is subject to restrictions.</p> <p>Per AB 1985 Procurements targets have been temporarily reduced to allow for a phase in of the procurement target. In 2022 Jurisdiction must procure 100% of its recovered organic waste product procurement target, 30% in 2023, 65% in 2024, and 100% in 2025.</p>	Partially	<p>According to records submitted with the 2022 and 2023 electronic annual reports, the City met approximately 43.8% of its annual procurement target in 2022 and 44.4% in 2023. Recovered Organic Waste Products used include renewable gas in the form of transportation fuel, electricity from biomass conversion, and compost.</p> <p>Effective January 1, 2024, Section 4.5.12 of the Franchise Agreement states that "Contractor shall procure an amount of Recovered Organic Waste Product to ensure that the City meets its annual target under 14 CCR Section 18993.1."</p>	<p>Ensure CR&R procures at least 65% of the City's annual procurement target in 2024 and 100% beginning in 2025.</p> <p>City to ensure all relevant correspondence and agreements are included in the Implementation Record. HF&H did not independently verify the ROWP procured in 2022 and 2023. As of 8/29/24, the 2023 ROWP records could not be located in the Implementation Record.</p>	Implementation Record 09, 2022 and 2023 EAR, Franchise Agreement
49	Org Product Rqmts	18993.3	<p>Procure paper products, and printing and writing paper consistent with the requirements of Section 22150-22154 of the Public Contracts Code. These paper products shall be eligible to be labeled with an unqualified recyclable label as defined in 16 C.F.R. 260.12. Jurisdiction shall require all businesses that it purchases paper products and printing/writing paper to certify minimum percentage of postconsumer material in the paper products.</p> <p>Note that the Minimum Post-consumer content requirements were updated under AB 661.</p>	Yes	The City's Purchasing Manual directs the purchase of recycled-content paper products in alignment with SB 1383 and AB 661. It also indicates City staff are responsible to certify that related paper products are eligible to be labeled with an unqualified recyclable label. Invoices are maintained and a link to invoices is included in the City's Implementation Record.	No action required by City. Continue current practices on an ongoing basis.	Implementation Record 10, Purchasing Manual - Updated - 2024-05-15

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
50	Org Waste Capacity Planning	18992.1.a & 18992.1.c	Counties, in coordination with cities and regional agencies shall: <ul style="list-style-type: none"> Estimate the amount of organic waste in tons that will be disposed by the County and jurisdictions within the County. Identify the amount (in tons) of organic waste recycling infrastructure capacity that is verifiably available. Estimate the amount of new or expanded capacity that will be necessary to process organic waste. 	N/A	N/A: Requirement of the County.	No action required by City.	
51	Org Waste Capacity Planning	18992.1.a & 18992.1.c	In order to comply with this Section, the county shall: <ul style="list-style-type: none"> Consult with the Enforcement Agency and local task force regarding status of new or expanded facilities. Consult with haulers and owners of facilities, operations and activities regarding existing capacity, planned expansion and potential new facilities. Conduct community outreach regarding expansion or consideration of new facilities. Consult with community composting operations to estimate capacity. 	N/A	N/A: Requirement of the County.	No action required by City.	
52	Records & Reporting	18984.14	Include in implementation records: <ul style="list-style-type: none"> A copy of all correspondence received from a facility that triggered a Processing Facility Temporary Equipment or Operational Failure Waiver and documentation setting forth the date of issuance of the waiver, the timeframe for the waiver, and the locations or routes affected by the waiver. A description of the jurisdiction's process for issuing waivers and frequency of inspection verifying waivers. A copy of all waivers, including location, date and name of generator. Record of the amount of sediment debris disposed on an annual basis. Record of amount of solid waste removed from homeless encampments and illegal disposal sites (if tonnage exceeds 100 tons). A copy of all compliance agreements for quarantined organic waste that is disposed. 	Yes	See Record Status for items 18-25 in "██████████ IR Review 061824" document.	No action required by City. Continue current practices on an ongoing basis.	██████████ IR Review 061824
53	Records & Reporting	18984.6	Include the following information regarding container contamination minimization in their implementation records: <ul style="list-style-type: none"> Description of process for determining contamination levels. Documentation of route reviews (including dates). Documentation of waste evaluations performed pursuant to Section 18984.5 (including dates of studies, location of solid waste facility where study was performed, routes, source sector, number of samples, weights and ratios of prohibited container contaminants, and total sample size). Copies of all notices issued generators with prohibited container contaminants. Documentation of the number of containers where the contents were disposed due to observation of prohibited container contaminants. 	Partially	See Record Status for items 8-12 in "██████████ IR Review 061824" document.	See Review Notes for items 8-12 in "██████████ IR Review 061824" document.	██████████ IR Review 061824

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54	Records & Reporting	18985.3	Include all relevant documents supporting compliance with the edible food recovery and education requirements outlined in Section 18985.2, including: copies of information provided to generators, distribution method, date and who was contacted.	Yes	See Record Status for items 34-37 in " [REDACTED] IR Review 061824" document.	No action required by City. Continue current practices on an ongoing basis.	[REDACTED] IR Review 061825
55	Records & Reporting	18988.4	Recordkeeping Requirements for Compliance with Jurisdiction Hauler Program - Maintain records including, but not limited to: <ul style="list-style-type: none"> • Ordinances, contracts, franchise agreements, policies, procedures, or programs. • Description of hauler program including: type of hauler system(s), type and conditions of approvals, criteria for approvals, process for issuing, revoking or denying approvals, requirements associated with back-hauling or self-hauling. • A record of hauler compliance including: copies of all reports required of haulers, copies of all approvals, denials and revocations. 	Partially	See Record Status for items 30-33 in " [REDACTED] IR Review 061824" document.	See Review Notes for items 30-33 in " [REDACTED] IR Review 061824" document.	[REDACTED] IR Review 061826
56	Records & Reporting	18992.3	Counties, in coordination with cities and regional agencies located within the County shall conduct capacity planning requirements as outlined in Section 18992.1 and 18992.2 and report to CalRecycle on the following schedule: <ul style="list-style-type: none"> • August 1, 2022 - report on the period covering January 1, 2022 through December 31, 2024 • August 1, 2024 - report on the period covering January 1, 2025 through December 31, 2034 • August 1, 2029 - report on the period covering January 1, 2030 through December 31, 2039 • August 1, 2034 - report on the period covering January 1, 2035 through December 31, 2044 	N/A	N/A: County conducts capacity planning on behalf of the City. May 31, 2024: Jurisdictions to submit data to OC Waste & Recycling.	City to continue participating in capacity planning as needed or as requested by County.	
57	Records & Reporting	18993.2	Include in the implementation record all documents supporting compliance with recovered organic waste procurement targets, including but not limited to: <ul style="list-style-type: none"> • Description of how the jurisdiction will comply. • Name, location, and contact information of each entity, operation, or facility from whom the recovered organics are procured, as well as general description of how product was used and if applicable, where the product was applied • All invoices evidencing purchases. • If a jurisdiction procures recovered organic waste through a direct service provider, include records of all organic waste product procurement made on the jurisdiction's behalf. • If a jurisdiction procures renewable gas from a POTW or electricity from a biomass conversion facility, include written certification (under penalty of perjury) that the recovered organic waste products are compliant with Section 18993.1. • If a jurisdiction utilizes an adjusted organic waste product procurement target, provide records evidencing the jurisdiction's ability to utilize a reduced target. 	Partially	See Record Status for items 38-46 in " [REDACTED] IR Review 061824" document.	See Review Notes for items 38-46 in " [REDACTED] IR Review 061824" document.	[REDACTED] IR Review 061826

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
58	Records & Reporting	18993.4	Include in the implementation record all documents supporting compliance with recycled content paper procurement, including, but not limited to: <ul style="list-style-type: none"> • Copies of invoices, receipts or other proof of purchase that describe the procurement of paper products by volume and type for all purchases. • Copies of certifications as required under Section 18993.3. 	Yes	See Record Status for items 47-49 in "IR Review 061824" document.	See Review Notes for items 47-49 in "IR Review 061824" document.	IR Review 061827
59	Records & Reporting	18994.1	By April 1, 2022, submit Initial Compliance report with the following information: <ul style="list-style-type: none"> • A copy of adopted ordinances. • Reporting items identified in the annual report Section 18994.2. • Contact information for the responsible person for compliance-related issues (employee of jurisdiction that has been designated as primary contact), including name, mailing address, phone number, and email address. 	Yes	City submitted the Initial Compliance report with the required information on 3/31/22.	No action required by City.	City RFI Document
60	Records & Reporting	18995.2	Maintain an Implementation Record containing information and documents specified in the regulations in a central location (physical or electronic) that can be accessed by the Department within 10 business days. All information shall be retained for five years.	Yes	City has Implementation Record documents stored in SharePoint and can be shared with external users upon request. See "IR Review 061824" document for the status of each Implementation Record item.	Address any partially complete items and maintain the Implementation Record with the most current information on an ongoing basis.	Implementation Record, IR Review 061827
61	Records & Reporting	18981.2.e	If a jurisdiction designates another entity as allowed in 18981.2, the jurisdiction shall include copies of all agreements and contracts in the Implementation Record required by Section 18995.2. Jurisdictions are not authorized to delegate their authority to impose civil penalties to a private entity.	Yes	City has included agreements and contracts with other entities designated with SB 1383 compliance tasks.	No action required by City. Continue current practices on an ongoing basis.	Implementation Record 01
62	Records & Reporting	18994.2 & 18998.2.a	Submit an Annual Report to CalRecycle containing the information required in Section 18994.2. On or before October 1, 2022, report for the period of January 1, 2022 through June 20, 2022. On or before August 1, 2023, and on or before August 1 annually thereafter, report for the period covering the entire previous calendar year. Some of this information must also be maintained with the jurisdiction's Implementation Record.	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document
63	Records & Reporting	18994.2.b	Jurisdiction Annual Reporting - Report the following relative to the organic waste collection requirements outlined in Article 3: <ul style="list-style-type: none"> • The type of organic waste collection service(s) provided. • The total number of generators receiving each type of collection service. • If a jurisdiction implements a program that requires use of a high diversion organic waste processing facility, the jurisdiction shall list organic waste processing facilities utilized. • If a jurisdiction allows placement of compostable plastic bags in containers, identify the facility that notified the jurisdiction that it accepts and recovers this material. • If a jurisdiction allows placement of plastic bags in organic waste containers pursuant to Sections 18984.1 and 18984.2, identify the facility that notified the jurisdiction that it accepts and removes plastic bags when it recovers source separated organic waste. 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
64	Records & Reporting	18994.2.c	Jurisdiction Annual Reporting - Report the following relative to the contamination monitoring requirements of Article 3: <ul style="list-style-type: none"> • The number of route reviews conducted. • Number of times notices, violations, or targeted education materials were issued. • The results of waste evaluations performed to meet the container contamination minimization requirements and the number of resulting targeted route reviews. 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document
65	Records & Reporting	18994.2.d	Jurisdiction Annual Reporting - Report the following relative to its implementation of waivers pursuant to Article 3: <ul style="list-style-type: none"> • Number of days an emergency circumstances waiver was in effect. • Tons of organic waste disposed as a result of aforementioned waiver, except disaster and emergency waivers granted in Section 18984.13(b) • Number of generators issued a de-Minimis waiver. • Number of generators issued a physical space waiver. • Number of generators issued any other waiver pursuant to Article 18984.12. 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document
66	Records & Reporting	18994.2.e	Jurisdiction Annual Reporting - Report the following regarding education and outreach: <ul style="list-style-type: none"> • Number of organic waste and edible food generators that received education and outreach, as well as the type of education and outreach conducted. 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document
67	Records & Reporting	18994.2.f	Jurisdiction Annual Reporting - Report the following regarding its implementation of hauler oversight: <ul style="list-style-type: none"> • Number of haulers approved to collect organic waste in the jurisdiction. • The Recycling and Disposal Reporting System number of each facility receiving organic waste from the jurisdiction. • Number of haulers that have had their approval revoked or denied. 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document
68	Records & Reporting	18994.2.g	Jurisdiction Annual Reporting - Report the number of C&D removal activities conducted in compliance with Section 18989.1 related to CalGreen and the number of projects subject to Section 18989.2 related to Model Water Efficient Landscape Ordinance.	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document
69	Records & Reporting	18994.2.h	Jurisdiction Annual Reporting - Report the following regarding its implementation of edible food recovery: <ul style="list-style-type: none"> • Number of commercial edible food generators within jurisdiction. • Number of recovery organizations and services located and operating within the jurisdiction that contract with commercial edible food generators for food recovery. • The total pounds of edible food recovered by food recovery organizations and services 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document

Row	Topic	Section Reference	SB 1383 Requirement per Regulations	Is a compliant program or policy in place? (Yes, No, Partially)	Current Program(s)	Recommended Actions for Discussion	Document and Section Reference
70	Records & Reporting	18994.2.j	<p>Jurisdiction Annual Reporting - Report the following regarding its procurement of recovered organics:</p> <ul style="list-style-type: none"> • Amount of each recycled organic waste product procured by the jurisdiction or through direct service providers. • If jurisdiction purchases an adjusted amount of recovered organic waste products in accordance with Section 18993.1.j, they must provide the total amount of transportation fuel, electricity, and gas for heating applications procured during the year prior to the reporting period. 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document
71	Records & Reporting	18994.2.k & 18998.2.a	<p>Jurisdiction Annual Reporting - Report the following regarding its implementation of compliance, monitoring, and enforcement as specified in Articles 14 - 16:</p> <ul style="list-style-type: none"> • Number of commercial businesses included in a compliance review performed by jurisdictions and number of violations found and corrected through compliance reviews. • Number of route reviews conducted by the jurisdiction or designee. • Number of inspections conducted by type for commercial edible food generators, food recovery organizations, and commercial businesses. • Number of complaints received and investigated, and number of Notices of Violation issued based on such complaints. • Number of "Notice of Violations" issued by entity type (generator, hauler, edible food generator). • Number of penalty orders issued by entity type (generator, hauler, edible food generator). • Number of enforcement actions that were resolved by type of regulated entity. 	Yes	City has submitted all required annual reports.	No action required by City. Continue current practices on an ongoing basis.	City RFI Document