



DATE: October 12, 2020

AGENDA ITEM #2

TO: Environmental Commission
FROM: Emiko Ancheta, Staff Liaison
SUBJECT: Environmental Commission Work Plan

RECOMMENDATION:

Review and take action, as appropriate, on the 2020/21 Environmental Commission Work Plan

BACKGROUND

The Environmental Commission met in a Joint Meeting with the City Council on May 5, 2020 to review the Commission's 2019/20 Accomplishments and Draft 2020/21 Target areas and discussed issues and projects for the upcoming year. Based on this discussion, the targets were finalized, and the 2020/21 Work Plan was developed. The Targets and Work Plan are intended to focus the Commission's agenda items and will serve as a roadmap for projects and actions, as appropriate, during the 2020/21 year.

DISCUSSION

Environmental Commission Targets and resulting Work Plan for 2020/21 are:

1. Climate Action Plan
2. Water Conservation and Stormwater Management
3. Solid Waste Diversion
4. Community Outreach and Education

The Commission will review the targets, projects, and status updates at each of its monthly meetings and act appropriately.

ATTACHMENT:

- A. 2020/21 Targets and Work Plan
- B. Stormwater Outreach 2020
- C. Watershed Watchers Program Fall Flyers
- D. Revised Food Service Ware Draft Ordinance
- E. SVCE Programs Update

ENVIRONMENTAL COMMISSION

2020/21 Targets & Work Plan

October 12, 2020

Targets	Projects	Assignments	Target Date	City Priority related to	Status
Climate Action Plan	Building and Electric Vehicle Reach Codes	<ul style="list-style-type: none"> Subcommittee -Don Weiden, Laura Teksler and Lei Yuan 	Fall 2020	CAP Goals	<ul style="list-style-type: none"> November 19, 2019, City Council directed the EC and City staff to pursue an All-Electric Reach Code Ordinance and conduct outreach Reach Code community webinar held April 29, 2020 EC, Subcommittee and staff revised ordinance, reviewed outreach feedback and recommended All-Electric Building Reach Code Ordinance Reach Code webpage and FAQ updated July 2020 At the September 22, 2020 Council meeting, Council approved the Reach Codes with modifications and directed staff to present revised ordinance at the October 27, 2020 Council meeting
	Update of City's CAP	<ul style="list-style-type: none"> Subcommittee- Don Weiden, Bruno Delagneau, Raashina Humayun to work with staff and Subconsultant 	Monthly	CAP Goals	<ul style="list-style-type: none"> EC to work with staff and consultant to update the City's Climate Action Plan EC received Climate Report presentation by Anais Delagneau (Green Town intern) RFP for consultant released August 10, 2020 and closes September 15, 2020 Staff and Subcommittee are currently reviewing proposals
Water Conservation & Stormwater Management	Green Infrastructure and Other Environmental Plans	<ul style="list-style-type: none"> Assist staff in implementation of the Green Infrastructure Plan and development of other Environmental Plans 	Monthly	Storm Water Regional Discharge Permit and other Environmental Related Plans	<ul style="list-style-type: none"> Staff made a presentation of the Green Stormwater Infrastructure Plan to the Environmental Commission on May 13, 2019 This was approved by City Council on July 9, 2019 Staff is developing an update to the Integrated Pesticide Management (IPM) policy Manny Hernandez presented IPM policy update to EC at the July 13, 2020 EC meeting City's Integrated Pest Management (IPM) Policy update finalized August 14, 2020

Solid Waste Diversion	Solid Waste Disposal Contract	<ul style="list-style-type: none"> Subcommittee- Don Weiden, Laura Tekler and Bruno Delagneau 	Agreement executed April 2020	Solid Waste Disposal	<ul style="list-style-type: none"> The Mission Trails Waste System (MTWS) Contract was approved by City Council on Oct. 22, 2019 The MTWS Contract extension will be finalized in 2020 The Amended and Restated Collection Service Agreement between the City of Los Altos and MTWS was executed on April 23, 2020 Staff to work with consultant to coordinate communication and public education
	Investigate initiatives on limiting single use plastics	<ul style="list-style-type: none"> Subcommittee- Don Weiden, Laura Tekler and Bruno Delagneau 	Monthly	Recycling	<ul style="list-style-type: none"> Andrea Trese and Emiko Ancheta, the Los Altos representatives for the Ad Hoc Model Foodware Ordinance Committee Council directed staff to modify ordinance, conduct internal review and present ordinance to Council by Dec. 2020 Survey of food and beverage establishments currently being conducted August 3 – October 20, 2020 Draft ordinance presented to EC at the September 14, 2020 meeting
Community Outreach & Education	Develop program in collaboration with the Los Altos History Museum	<ul style="list-style-type: none"> Environmental Education Fund held by LACF David Klein 	June 2020	Public outreach and education	<ul style="list-style-type: none"> EC coordinates with History Museum for Apricot Stem Fair; EnviroThon Challenge held at the annual Apricot STEM Fair All City events cancelled/postponed for 2020 due to COVID-19 David Klein to follow up on Education fund allocation
	Update environmental measures on the City web site	<ul style="list-style-type: none"> David Klein 	Ongoing	Public outreach and education	<ul style="list-style-type: none"> The City's Public Information's Officer, Sonia Lee will work together with staff and Subcommittee on updating the City's website, including the Environmental Resources Dashboard Reach Code webpage updated September 2020
	Continue gas-powered leaf blower (GPLB) ban outreach and education	<ul style="list-style-type: none"> Laura Tekler 	Ongoing	Public outreach and education	<ul style="list-style-type: none"> Linda Ziff gave an update on her team's efforts to educate about the GPLB at the March 9, 2020 EC meeting

<p>Continue anti-idling outreach and education</p>	<ul style="list-style-type: none"> • Don Weiden 	<p>Ongoing</p>	<p>Public outreach and education</p>	<ul style="list-style-type: none"> • On June 10, 2019, the Los Altos HS Survey Results were presented • The EC has been supporting the efforts of Greentown Los Altos
<p>Continue to support SVCEA community outreach and education</p>		<p>Ongoing</p>	<p>Public outreach and education</p>	<ul style="list-style-type: none"> • Reach Code webinar was held April 29, 2020
<p>Assist staff with various outreach and education efforts</p>	<ul style="list-style-type: none"> • Climate Action Plan • Water Conservation • Storm Water Management • Solid Waste Diversion • Urban Forest / Trees • Downtown Vision 		<p>Public outreach and education</p>	

Stormwater Protection Outreach

The City of Los Altos stormwater program is composed of many different activities, including public education, inspections of businesses and construction sites, street sweeping, maintenance work for trash capture devices and storm drain inlets, planning for more environmentally friendly future development incorporating Green Stormwater Infrastructure, and more. We report out on all our activities, including public outreach and education of elected officials, on an annual basis to the State Water Board.

Los Altos stormwater program description and resources are on our website here:

<https://www.losaltosca.gov/publicworks/page/storm-water-protection>

Please visit the [Watershed Watch website](#), and the Watershed Watch [facebook](#), [twitter](#), [Instagram](#), and [youtube](#) accounts.

(January)

Stormwater Protection

Did you know that storm drains in Los Altos drain directly to local creeks and the San Francisco Bay without treatment? Water that enters storm drains from areas such as driveways, sidewalks, lawns, and streets is often contaminated by pollutants that can be harmful to fish, wildlife, and people.

The City of Los Altos conducts several programs to protect water quality in our local creeks and the Bay, including public outreach, infrastructure projects, maintenance activities, business inspection programs, and more. Los Altos also supports county-wide collaboration on stormwater protection issues through the [Santa Clara Valley Urban Runoff Pollution Prevention Program](#).



To learn more about stormwater and how your actions can protect our creeks and the Bay, visit [Watershed Watch](#). The Watershed Watch campaign offers free educational resources on topics like trash pollution, green stormwater infrastructure, and how to choose less-toxic pest control. On the website, you can also find discount cards for car washes and other items, as well as volunteer opportunities to help conserve our local waterways and environment.

(February)

Report Dumping into Storm Drains

Storm drains in Los Altos drain directly to local creeks and the San Francisco Bay without treatment. Pollutants that enter storm drains can be harmful to fish, wildlife, and people. To report a discharge of anything other than stormwater into the street, a storm drain, or the creek, please call the 24-Hour Non-Emergency Police Phone Line (650) 947-2770 or use the [Online Code-Enforcement Form](#) to submit your observation.

Remember, only rain down the storm drain!



(March)

Green Stormwater Infrastructure

In natural landscapes, most rainwater soaks into the soil. However, in our urban areas, paved surfaces prevent rain from soaking into the ground. As rainwater flows over these surfaces, it can pick up pollutants such as motor oil, metals, pesticides, and litter. It also flows more quickly over these surfaces and in storm drains, causing erosion when it flows into the creeks.

Los Altos is working together with residents, businesses, and other Cities and Towns in Santa Clara County to create sustainable or green streets, buildings, and parking lots that mimic natural landscapes by incorporating [green stormwater features](#). These features allow rainwater that flows over buildings, streets, and parking lots to soak into the ground and be filtered by soil. This reduces the quantity of water and pollutants flowing into storm drains and local creeks.



Green stormwater infrastructure often provides multiple other benefits, including air quality improvements, natural habitat for birds and insects, and beauty for the community to enjoy!

To learn more about Green Stormwater Infrastructure visit the County's [Watershed Watch website](#).

*(April)***Household Hazardous Waste**

Do you have old items like batteries, fluorescent light bulbs, used oil, e-waste, paint, or other waste labeled as flammable, toxic, or corrosive that you are saving to dispose of properly? These items belong in Hazardous Waste.



Options for proper disposal include:

- **Annual Drop-off Event in Los Altos – TBD**
- **Retail Locations** – Visit the [County HHW website](#) and check the sidebar on the right for drop-off locations, organized by type. Another option is to try calling the store where you purchased a material to see if they have a take-back program for that item.
- **The County HHW drop-off site** – Make an appointment to schedule dropping off items at the Collection Center in San Jose: [County HHW website](#).

Medications and sharps can be dropped off at the [kiosk in the Los Altos Police Department](#). The [Walgreens located at 121 El Camino](#) also has a disposal kiosk. Find more drop off locations for medication and sharps disposal through the [County brochure](#).

Not sure about how to recycle something, or unsure if it's hazardous? Call the County Recycling Hotline: 408-924-5453 or 800-533-8414 (M-F, 9am-5pm) and/or visit the [County HHW website](#) for more information.

*(May)***National River Cleanup Day**

This year, National River Cleanup Day will take place on TBD. Since 2007, participants in Santa Clara County creek cleanups have removed more than 1.1 million gallons of trash from local creeks!

The City of Los Altos is seeks volunteers to lend a hand and keep our local creeks litter-free. This is a great opportunity for students who are in need of volunteer hours as well as individuals who simply want to give back to the community. There are many cleanup sites to choose from throughout Santa Clara County. Register here to reserve your spot: cleanacreek.org

*(June)***Draining Pools & Spas**

Its summertime, and swimming pools are a lot of fun! But keep in mind that pollutants from swimming pools and spas can threaten aquatic life in local creeks and the Bay. Proper maintenance and cleaning can reduce the need for completely draining a pool or spa. When draining pools and spas, it is important to ensure that the water is drained into a sanitary sewer cleanout and not a storm drain.

For tips and resources, reference this brochure posted on the City's website: [Draining Pools & Spas](#).

(July)

Tips for Water Efficient Landscaping

There are a lot of benefits to choosing drought tolerant and/or native plants for our gardens! By selecting plants that are right for your specific conditions and microclimate in your garden, you will conserve water and reduce the need for chemical pesticides and fertilizers. For more information on choosing the right plants, visit the resources links available on the [Watershed Watch website](#).



Here are some easy things that you can do to reduce your garden's water need:

- Check your watering schedule. Make sure that you are watering before 5 AM instead of during the day when most of the moisture will evaporate.
- Schedule a [Water Wise House Call](#) and ask a surveyor to help you adjust your irrigation schedule.
- Install drip irrigation for trees, shrubs, and plants. This also promotes the growth of deep roots.
- Install and maintain a weather-based irrigation controller with a rain sensor (automatically turns the irrigation system off when it is raining) so that you do not over irrigate. You may be eligible for [rebates](#) from the Santa Clara Valley Water District for upgrading your irrigation hardware.
- Water your lawn only when needed. If it is raining, your watering system should be turned off. Adjust your watering level to match the season:
 - Summer: generally water once every three days
 - Autumn: cut your watering time by half
 - Winter/Spring: completely stop watering once the rains begin

If you are thinking about hiring someone to maintain your lawn and garden, check out the [Santa Clara Valley Green Gardener](#) page. These landscape professionals have been trained on sustainable landscape practices and will maintain your garden without the use of toxic chemicals.

(July)

Less-Toxic Pest Control & Gardening

Are pests bugging you? [Integrated Pest Management \(IPM\)](#) offers effective techniques and less-toxic products for controlling common pests. IPM is a method of controlling indoor and outdoor pests using the least toxic methods available through a combination of mechanical, biological and chemical controls.

Check these [Pest Control Fact Sheets](#) for solutions to your pest problems. Most [local hardware stores and nurseries](#) carry less-toxic products. [Click here](#) for a printable list of participating stores, and [Less-Toxic Product List](#) for a list of less toxic pest control products.



If you are thinking about hiring someone to maintain your lawn and garden, check out the [Santa Clara Valley Green Gardener](#) page. These landscape professionals have been trained on sustainable landscape practices and will maintain your garden without the use of toxic chemicals.

When hiring a professional pest control service, consider hiring an IPM Certified pest control company. [IPM Certified practitioners](#) can effectively manage ants, roaches, flies, spiders, rodents, stinging insects, bed bugs and many other pests with practical, less-toxic techniques that minimize pesticides.

(August)

Preventing Litter

Nearly 80 percent of the litter found in our creeks and the Bay is washed, blown or dumped there from land! One piece of litter can end up miles from where it is thrown on a suburban street, polluting our creeks and causing a threat to wildlife.

Tips to prevent litter:

- Always bring a bag for trash when picnicking, hiking, or camping.
- Clean leaves and trash out of your rain and street gutters.
- Dispose of pet waste in the garbage.
- Keep a trash bag in the car. Collect all trash and dispose of it properly.
- When hauling materials by truck, enclose your loads or cover with a tarp to prevent anything from falling or blowing off the back.
- Contact the [Santa Clara County Household Hazardous Waste Program](#) to learn about the proper disposal of common household products
- Volunteer for a creek or coastal cleanup ([Coastal Cleanup Day](#) is next month!)

Visit the [Watershed Watch website](#) for more ideas on how you can make a difference for wildlife and water quality in local creeks, the Bay, and the Ocean.

(September)

Coastal Cleanup Day

This year, Coastal Cleanup Day will take place on TBD. This is a great opportunity for students who are in need of volunteer hours as well as individuals who simply want to protect local coastal waterways and wildlife. There are several cleanup sites to choose from throughout Santa Clara County. Register here to reserve your spot: [Coastal Cleanup Day](#)

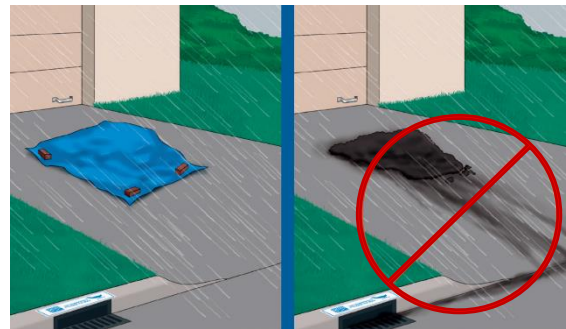
Visit the [Watershed Watch website](#) for more volunteer opportunities and ideas on how you can make a difference for wildlife and water quality in local creeks, the Bay, and the Ocean.

(October)

Pollution from Construction Activities

If there is a construction project going on at your home or business, be sure your contractor keeps the site clean and keeps dirt, trash, and debris out of the street and storm drain. Your contractor should always:

- Cover exposed materials, debris, and stockpiled soil with a tarp at the end of each day, and especially before rain
- Keep hazardous materials like paints or solvents closed and under cover
- Prevent soil from tracking off the site (e.g. by maintaining a stabilized construction entrance)
- Place temporary sanitation (port-a-potties) as far away from storm drains as feasible
- Protect the perimeter of the site and areas susceptible to erosion (e.g. with wattles)



Contractors should be aware of these best management practices, as these requirements are standard throughout the Bay Area, and the “Blueprint for a Clean Bay” sheet is included in every set of plans approved by the City. Over the coming months, City staff will be conducting routine inspections of construction sites for compliance with stormwater pollution prevention practices. Remember, only rain down the storm drain!

(October)

Power Washing & Mobile Cleaners

In Los Altos and most parts of the San Francisco Bay Area, storm drains travel directly from streets, gutters, and other paved surfaces to local creeks and into the Bay and the Ocean. Wash water from surface cleaning activities carries pollutants—like soaps, heavy metals, oil, and grease—that can harm the numerous wildlife species that depend on healthy waterways for their survival.

Allowing polluting substances into storm drains is prohibited by local, state, and federal laws. Surface cleaning is best performed by dry methods, like sweeping. However, if you hire power-washing services, ensure that they are compliant with environmental regulations by choosing a provider that is certified by the [BASMAA training program](#). This [fact sheet on mobile cleaning](#) also provides great tips on preventing pollution.



Virtual Fall Programs

September – November 2020



These programs are presented by San Francisco Bay Wildlife Society and the Santa Clara Valley Urban Runoff Pollution Prevention Program (SCVURPPP) through the Watershed Watchers program.

Questions?: watershedwatchers@sfbayws.org

Drawbridge: History & Virtual Tour

Sat, September 26th 10:00-11:30am

Sun, September 27th 1:00-2:30pm

Celebrate National Public Lands Day (Sept 26) and Urban National Wildlife Refuge Day (Sept 29) with us! Join Ceal Craig, SFBWS President, for a special opportunity to dive into the history of Drawbridge, a ghost town that once lived on an island along the South San Francisco Bay. Presentation will be approximately 1 hour and will end with time for questions/discussion from participants.

Register here: <https://virtualdrawbridge.eventbrite.com>

History and Mystery of the Refuge and the Bay

Sat, October 17th 1:00-2:30pm

Thurs, November 12th 5:00-6:30pm

The Refuge was created in 1972, but this story starts 200 years earlier when Europeans discovered San Francisco Bay. Learn about the Bay's history and the answers to mysteries such as: Why are mercury and gold a lethal duo? How did silver mining in Nevada affect the bay? Why was Oscar the Grouch happier 60 years ago than today? Join docent Larry Rosenblum to discover the answer to these mysteries and others, then take a virtual tour through one of the marshes of the refuge.

Register here: <https://historymysteryvirtual.eventbrite.com>

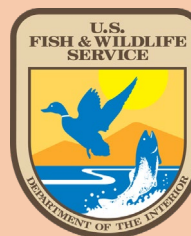
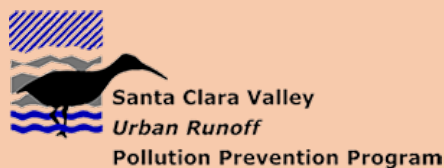
Refuge Rails and Tales

Sat, October 24th 1:00-2:30pm

Thurs, November 19th 5:00-6:30pm

Behind the peaceful refuge and beautiful bay are many fascinating tales: the little rail vs. the big rail, the mouse with the mighty tail, the amazing mistake that led to the discovery of the bay, the marsh named after Chicago, how the bay was nearly destroyed (twice!), how three women saved the bay, why the refuge was created, and many more! Join docent Larry Rosenblum as he recounts little-known tales that will give you an appreciation of the refuge and the bay.

Register here: <https://railsandtales.eventbrite.com>



ORDINANCE NO. 2020-___

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
LOS ALTOS AMENDING THE LOS ALTOS MUNICIPAL CODE,
BY ADDING CHAPTER 6.48 ENTITLED "LIMITATIONS ON
NON-REUSABLE FOOD SERVICE WARE ACCESSORIES FOR
LITTER AND WASTE REDUCTION"**

WHEREAS, non-reusable food service ware accessories—including utensils, straws, cup lids, napkins, and drink stirrers and plugs—contribute to street litter, ocean pollution, marine and other wildlife harm, and greenhouse gas emissions; and

WHEREAS, food service ware accessories made from plastic polymers may last for hundreds and even thousands of years, and have broad, long-lasting negative impacts; and

WHEREAS, non-reusable plastic breaks apart easily into small pieces, is difficult to collect and control as litter, and is often mistaken as food by birds, fish, and wildlife;

WHEREAS, plastics in waterways and oceans break down into smaller pieces that are not biodegradable, and are present in most of the world's oceans; and

WHEREAS, the production and disposal of non-reusable food service ware accessories has significant environmental impacts, including the contamination of the environment, the depletion of natural resources, use of non-renewable polluting fossil fuels, greenhouse gas emissions, and the increased clean-up and end of life management costs; and

WHEREAS, it is in the interest of the health, safety and welfare of all who live, work and do business in the City that litter on public streets, parks and in other public places be prevented or reduced; and

WHEREAS, the proposed ordinance requiring food providers to limit non-reusable and ban plastic food service ware accessories is intended to reduce the risk of harm to wildlife and improve water quality in City waterways as required by the Municipal Stormwater Permit; and

WHEREAS, this Chapter is consistent with relevant City plans, including the Climate Action Plan, and the CalRecycle recycling and waste disposal regulations contained in Title 14, Natural Resources and Title 27, Environmental Protection of the California Code of Regulations; and

WHEREAS, the City has a substantial interest in protecting its residents and the environment from negative impacts from disposable food service ware accessories; and

WHEREAS, the City Council does, accordingly, find and declare that it should restrict the use of non-reusable and plastic food service ware accessories by food providers; and

WHEREAS, this Ordinance is exempt from environmental review pursuant to Section 15061(b)(3), as well as Sections 15307 and 15308 of the State Guidelines implementing the California Environmental Quality Act of 1970, as amended.

NOW THEREFORE, the City Council of the City of Los Altos does hereby ordain as follows:

SECTION 1. AMENDMENT OF CODE: The Los Altos Municipal Code is hereby amended by adding to Title 6 a new chapter 6.48 entitled “Limitations on Non-Reusable Food Service Ware Accessories for Litter and Waste Reduction.”

CHAPTER 6.48 - LIMITATIONS ON NON-REUSABLE FOOD SERVICE WARE ACCESSORIES FOR LITTER AND WASTE REDUCTION

Section 6.48.010. Definitions.

Unless otherwise expressly stated, whenever used in this chapter, the following terms shall have the meanings set forth below:

- a. “Beverage Cup” means any cup, vessel, glass, container, and any other items in which a beverage is put or packaged in on a Prepared Food Provider’s premises.
- b. “City” means the City of Los Altos.
- c. “Compostable” means an item or material is accepted by the City’s franchised hauler. Compostable items include natural fiber products, including but not limited to paper, wood, or bamboo. Compostable items do not include Compostable Plastics or Biodegradable Plastics, which are disposable products developed from polylactic acid (PLA), which require a specific set of conditions to compost and/or biodegrade that do not exist in the City or the region.
- d. “Food Service Ware” means any products used for serving or consuming prepared food and includes, but is not limited to, cups, bowls, plates, trays, cartons, boxes, wrappers or liners, hinged or lidded containers (clamshells), and other items used as part of food or beverage service or in which Prepared Food is placed or packaged on a Prepared Food Provider’s premises.
- e. “Food Service Ware Accessory” means any food service item such as straws, stirrers, toothpicks, napkins and utensils; condiment cups and packets; cup sleeves, tops, lids and spill plugs; and other similar accessory or accompanying items used as part of food or beverage service or packaging.
- f. “Non-Reusable” means an item that is designed to be used once and discarded and is not specifically designed and manufactured for repeated cleaning, disinfecting, and reuse over an extended period of time.
- g. “Plastic” means a material derived from either petroleum or a biologically based polymer, such as corn or other plant sources. “Plastic” includes compostable and biodegradable petroleum or a biologically based polymer.
- h. “Prepared Food” means food or beverages that are served, packaged, cooked, chopped, sliced, mixed, brewed, frozen, squeezed or otherwise prepared on the premises of a Prepared Food Provider for consumption, including, but not limited to, ready-to-eat, dine-in, take-out or complimentary food or beverage.

“Prepared food” does not include: (1) raw eggs and raw, butchered meat, fish or poultry that is sold from a butcher case or a similar retail appliance; or (2) prepackaged food that is delivered to the food provider wholly encased, contained or packaged in a container or wrapper, and sold or otherwise provided by the Prepared Food Provider in the same container or packaging.

- i. “Prepared Food Provider” means any establishment, vendor, business, organization, entity, group, or individual located or operating in the City that offers Prepared Food or beverages, regardless of whether there is a charge for the Prepared Food: (1) to the public for consumption on or off its premises; (2) at a catered event; and/or (3) at cafeterias of schools and places of employment, whether or not such establishments are open to the general public. “Prepared Food Provider” includes, but is not limited to, restaurants, retail food establishments, caterers, cafeterias, stores, shops, sales outlets, grocery stores, delicatessens, fraternal clubs serving the public, mobile or temporary food vendors, vehicles or carts, or roadside stands.
- j. “Reusable” means Food Service Ware and Food Service Ware Accessories, including plates, bowls, cups, trays, glasses, straws, stirrers, condiment cups, utensils, etc. that are manufactured of durable materials and specifically designed and manufactured to be washed and sanitized and to be used repeatedly over an extended period of time, and are safe for washing and sanitizing according to applicable regulations.
- k. “Takeout Food Delivery Service” is a third-party delivery service which picks up takeout food from a Prepared Food Provider and delivers it to a customer for consumption off the premises.

Section 6.48.020. Limitations on the provision of Non-Reusable Food Service Ware Accessories.

Effective 12 months after ordinance adoption:

- a. Non-Reusable Food Service Ware Accessories shall be provided only upon request by the customer or at self-serve stations.
- b. Prepared Food Providers located in Los Altos and Takeout Food Delivery Services for those Prepared Food Providers located in Los Altos must provide options for customers to affirmatively request Food Service Ware Accessories separate from orders for food and beverages across all ordering/point of sale platforms, including but not limited to web, smart phone and other digital platforms, telephone and in-person. The default selected option shall be that no Food Service Ware Accessories are requested. Each Non-Reusable Food Ware Accessory provided with Prepared Food must be specifically requested by the customer in order for a Prepared Food Provider to provide it, except that for safety reasons, Beverage Cups for delivery may include lids, spill plugs, and sleeves without request.

- c. Prepared Food Providers shall not use, provide, distribute, or sell the following Food Ware Accessories made of either Plastic not qualifying as Reusable or any other material not defined as Compostable or Reusable: beverage straws, utensils, drink stirrers or drink plugs, or food picks and toothpicks. Prepared Food Providers may use, provide, distribute, and sell Compostable or Reusable Food Ware Accessories.
- d. Exception for Disability: Nothing in this Chapter shall restrict, or be construed to restrict, the availability of Non-Reusable plastic straws to individuals who may require and request the use of plastic straws due to disability or other medical or physical conditions or circumstances. Prepared Food Providers that customarily offer straws may maintain a small supply of plastic straws to accommodate such requests.

Section 6.48.030. Exemptions.

- a. Emergency Supplies and Service Procurement. City Facilities, Prepared Food Providers, City contractors and vendors doing business with the City shall be exempt from the provisions of this Chapter in a situation deemed by the City Manager or his or her designee to be an emergency for the immediate preservation of the public peace, health or safety.
- b. Food Service Ware Accessories banned by Section 6.48.020 of this ordinance may be used after the effective date of Section 6.48.020 if the Prepared Food Provider demonstrates, in writing, to the satisfaction of the City Manager or his or her designee, that compliance with the provisions of this Chapter will impose a unique problem not generally applicable to other persons in similar circumstances that will result in an undue economic hardship.
 - i. An undue economic hardship could include, but is not limited to: overstocked supplies that cannot be returned to the distributor or used at another store outside the city; or unique food ware accessory needs for which no suitable alternative exists.
 - ii. The City Manager or his or her designees shall issue a written decision to grant or deny an exemption and may exempt the food provider for no more than one (1) year from the date of the demonstration. The City Manager's decision shall be final and is not subject to appeal.

Section 6.48.040. Administrative Penalty.

A penalty may be imposed upon findings made by a city code enforcement officer that any food provider has provided a "non-reusable food service ware accessory" in violation of this chapter. The amount of penalty and the penalty procedures are contained in the Los Altos Municipal Code, Chapter 1.30, entitled "Administrative Citations and Orders."

SECTION 2. CONSTITUTIONALITY. If any section, subsection, sentence, clause or phrase of this code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this code.

SECTION 3. PUBLICATION. This ordinance shall be published as provided in Government Code section 36933.

SECTION 4. EFFECTIVE DATE. This ordinance shall be effective upon the commencement of the thirty-first day following the adoption date.

The foregoing ordinance was duly and properly introduced at a regular meeting of the City Council of the City of Los Altos held on _____, 2020 and was thereafter, at a regular meeting held on _____, 2020 passed and adopted by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Janis C. Pepper, MAYOR

Attest:

Andrea Chelemengos MMC, CITY CLERK

SVCE Programs Update

Silicon Valley Clean Energy

Silicon Valley Clean Energy is a not-for-profit community-owned agency serving the majority of Santa Clara County communities, acquiring clean, carbon-free electricity on behalf of more than 270,000 residential and commercial customers. As a public agency, net revenues are returned to the community to keep rates competitive and promote clean energy programs. Member jurisdictions include Campbell, Cupertino, Gilroy, Los Altos, Los Altos Hills, Los Gatos, Milpitas, Monte Sereno, Morgan Hill, Mountain View, Saratoga, Sunnyvale and unincorporated Santa Clara County. SVCE is guided by a Board of Directors, which is comprised of a representative from the governing body of each member community.

www.svcleanenergy.org

\$35 Million Electric Vehicle Charging Station Incentive Project Launches in Santa Clara County

Starting December 16, 2020, businesses, commercial property owners, and multifamily residences in Santa Clara County can apply for significant rebates to pay for equipment and installation costs for eligible electric vehicle (EV) chargers.

This opportunity is available through a partnership with the [California Electric Vehicle Infrastructure Project \(CALeVIP\)](#). Participants can receive up to \$480,000 per site for Direct Current Fast Charging (DCFC) stations and up to \$120,000 per site for Level 2 (L2) charging stations.

CALeVIP launched a [new website](#) specific to the Peninsula-Silicon Valley Incentive Project to help interested participants prepare for the application process, which opens on December 16. The new website provides specifics on eligibility requirements and eligible equipment costs, summarizes the application process, and provides a list of frequently asked questions. Project funding is expected to be in high demand, so applicants are encouraged to prepare ahead of time and apply quickly.

The City of Palo Alto Utilities, San José Clean Energy, Silicon Valley Clean Energy, and Silicon Valley Power are invested in expanding EV charging accessibility in the region. Together, the local agencies and California Energy Commission are offering \$35 million in funding for Santa Clara County. As more Californians choose to drive EVs and the state transitions to an electric transportation system, there is a continued need for available charging stations. This is especially the case in Silicon Valley, which has the highest rate of EV sales in the state.

CALeVIP works to address regional needs for EV charging infrastructure throughout California, while supporting the state's goals to improve air quality, fight climate change and reduce petroleum use. The Santa Clara County investments are part of a regional Peninsula-Silicon Valley Incentive Project that totals \$55 million in incentive funding (\$35 million in Santa Clara County and \$20 million in San Mateo County).

CALeVIP has several other regional projects throughout the state, including projects in San Joaquin Valley, Sacramento County and Southern California. CALeVIP and its regional projects are implemented by the Center for Sustainable Energy and funded primarily by the Energy Commission's [Clean Transportation Program \(also known as the Alternative and Renewable Fuel and Vehicle Technology Program\)](#).

The incentive project will help increase the number of fast chargers and L2 chargers in public, workplace and multifamily housing locations, as well as along highway corridors. Fast chargers provide at least 100 miles of range per hour of charging, and some can charge a battery up to 80 percent in 30 minutes. L2 chargers provide 15-35 miles of range per hour of charging, which is enough for most day-to-day driving.

More information about agency-specific investments in electric transportation is available at the following links:

- City of Palo Alto Utilities: www.cityofpaloalto.org/EV
- San José Clean Energy: www.sanjosecleanenergy.org/EV
- Silicon Valley Clean Energy: www.svcleanenergy.org/Programs
- Silicon Valley Power: www.siliconvalleypower.com/EV

eHub

SVCE launched a new free online resource to help Los Altos residents make easy, informed choices while switching to all-electric living. [eHub](#) features information on how change starts with clean electricity, how driving electric is the biggest single action you can take to stop pollution while saving money, and how electric at home improves indoor air quality with efficient, electric appliances. The tools featured on [eHub](#) allow community members to explore how to use their clean electricity and provide actionable steps they can take to help achieve Los Altos' climate goals.

