



2022

CITY OF SANTA CRUZ

SB 1383

Quick Guide for Commercial Entities

SB 1383 is the most aggressive waste reduction law to be adopted in California for the past 30 years. The law will affect almost everyone, and unlike previous laws, jurisdictions may issue penalties for non-compliance. A summary of requirements is provided below, and free educational resources and assistance are available to help you achieve compliance.

- **Subscribe** - If your business generates 2 yards or more of total solid waste (garbage, recycling, yard waste and food scraps combined) you are required to subscribe to the organic waste collection service provided by the City. Resource Recovery Staff are available to assist you in determining the appropriate level of service. Click [here](#) to subscribe or call customer service at 831-420-5220
- **Educate and Sort**- Businesses shall annually provide information to employees, contractors, tenants, and customers about waste diversion requirements and about the proper sorting of waste. Businesses must prohibit their employees from placing organic waste and recyclables in the wrong bins.
- **Monitor Contamination**- Businesses are responsible for making sure that their organic waste and recycling is sorted properly by performing regular inspection of their recycling and organics bins for contamination, and reminding employees about proper sorting.

FOOD RECOVERY & DONATION REQUIREMENTS

Specific entities that provide food are required to donate the maximum amount of excess edible food to feed people.

A contract or written agreement must be maintained with food recovery service(s) or organization(s) to pick up or receive edible food.

Keep a record indicating:

- Types of food being donated.
- Pounds donated per month.
- Frequency of donations.
- The contact information of the contracted food recovery service(s) & / or organization(s).

Food Waste generators cannot intentionally spoil food that can be recovered.

Large venues or large event operators that do not provide food services, but allow for food to be provided, shall require food facilities operating on site to comply with the above organics diversion and food recovery requirements.



TIER 1 - COMMERCIAL ENTITIES

COMMERCIAL ENTITIES ARE REQUIRED TO COMPLY STARTING JANUARY 1, 2022.

- Supermarkets
- Grocery stores
- Food service providers (contracted)
- Food distributors
- Wholesale food vendors



TIER 2 - COMMERCIAL ENTITIES

COMMERCIAL ENTITIES ARE REQUIRED TO COMPLY STARTING JANUARY 1, 2024.

- Restaurants with 250 or more seats, or a total facility size \geq 5,000 sq. ft.
- Hotels with an on-site food facility and \geq 200 rooms.
- Health facilities with an on-site food facility and \geq 100 beds.
- Large venues that annually seat or serve an average of \geq 2,000 individuals per day of operation.
- Large events serving an average of \geq 2,000 individuals per day of operation.
- State agencies with a cafeteria with \geq 250 seats, or a total cafeteria facility size \geq 5,000 sq. ft.
- Local education agencies with an on-site food facility.

AVAILABLE WAIVERS

Commercial entities, non-local entities, and education agencies may be exempted from some or all of the requirements if they can provide documentation or evidence to support one of the following reasons. Please note that “solid waste” is defined as the entire waste stream, including garbage and organics.

- **De Minimis:** minimal organic material is generated.
 - If an entity produces more than 2 cubic yards of total solid waste per week, but less than 20 gallons of organic material.
 - If an entity produces less than 2 cubic yards of total waste per week and less than 10 gallons of organic material.
- **Physical Space Constraints:** the premises lack adequate space to fit all three containers (garbage, mixed recycling, and yard waste / food scrap).

AVAILABLE WAIVERS

Non-compliance with any of the requirements may result in enforcement action, including the issuance of monetary penalties.

Penalty amounts may vary depending on the extent of non-compliance, but the base penalties shall fall within the ranges listed below.

- **1st violation: \$50-100**
- **2nd violation: \$100-200**
- **3rd and ensuing violations: \$250-500**

In addition, jurisdictions may revoke, suspend, or deny a permit, registration, license, or other authorization.

Resource Recovery

Resource Recovery -Collections
Phone: 831-420-5542

Santa Cruz Municipal Utilities

(821) 420-5220
SCMU@cityofsantacruz.com

Waste Reduction Division

Waste reduction-Education
Phone: (831) 420-5593
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