

CATEGORICAL EXEMPTION, ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT, and ORDINANCES FIRST CONSIDERATION relative to an ordinance adding Article 5 to Chapter XIX of the Los Angeles Municipal Code (LAMC) to prohibit the distribution and sale of Expanded Polystyrene (EPS) products commonly referred to under the trade name Styrofoam; an ordinance adding Article 2.1 to Chapter XIX of the LAMC to promote the use of reusable bags and regulate the use of plastic and paper single-use carryout bags at apparel stores, farmers' markets, food or beverage facilities, hardware stores, and open air markets; and an ordinance adding a new Article 27 to Chapter 1, Division 10 of the Los Angeles Administrative Code (LAAC) relative to the reduction of single-use plastics, including reusable alternatives, zero-waste events, facilities, and related matters.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DETERMINE that the City's actions approving the Prohibition of Distribution and Sale of EPS Products Ordinance project are categorically exempt from California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Sections 15307 (Class 7) and 15308 (Class 8) of the CEQA guidelines, and that no exceptions to the exemptions under CEQA Guidelines Section 15300.2 exist, including that no unusual circumstances exist that would cause a significant impact on the environment, as more fully described in the Notice of Exemption (NOE) and accompanying Environmental Analysis report submitted by the Bureau of Sanitation (BOS), attached to the Council file.
2. PRESENT and ADOPT the accompanying ORDINANCE dated November 10, 2022, adding Article 5 to Chapter XIX of the LAMC to prohibit the distribution and sale of EPS products commonly referred to under the trade name Styrofoam.
3. DIRECT BOS to prepare an outreach program to educate consumers and businesses about the Prohibition of Distribution and Sale of EPS Products Ordinance.
4. DIRECT BOS to report back by April of 2025, regarding compliance with the EPS Products Ordinance, the efficacy of fines and determine if fines should be increased, and if the annual cap on fines should be removed.
5. DETERMINE that the City's actions approving the the Prohibition of Plastic Single-Use Carryout Bags at Additional Establishments and Prohibition of Additional Bag Types Ordinance project are categorically exempt from CEQA pursuant to State CEQA Guidelines Sections 15307 (Class 7) and 15308 (Class 8) and that no exceptions to the exemptions under CEQA Guidelines Section 15300.2 exist, including that no unusual circumstances exist that would cause a significant impact on the environment, as more fully described in the NOE and accompanying Environmental Analysis report submitted by BOS, attached to the Council file.

6. PRESENT and ADOPT the accompanying ORDINANCE dated October 26, 2022, adding Article 2.1 to Chapter XIX of the LAMC to promote the use of reusable bags and regulate the use of plastic and paper single-use carryout bags at apparel stores, farmers' markets, food or beverage facilities, hardware stores, and open air markets.
7. DIRECT BOS to prepare an outreach program to educate consumers and businesses about the expanded Plastic Single-Use Carryout Bag Ordinance.
8. DIRECT BOS to report back by April of 2025, regarding compliance with the expanded Plastic Single-Use Carryout Bag Ordinance, the efficacy of fines and determine if fines should be increased, and if the annual cap on fines should be removed.
9. DETERMINE that the City's actions approving the the Zero Waste City Facilities and Events on City Property Ordinance project are categorically exempt from the CEQA pursuant to State CEQA Guidelines Sections 15301 (Class 1), 15307 (Class 7), and 15308 (Class 8) and that no exceptions to the exemptions under CEQA Guidelines Section 15300.2 exist, including that no unusual circumstances exist that would cause a significant impact on the environment, as more fully described in the NOE and accompanying Environmental Analysis report submitted by BOS, attached to the Council file.
10. PRESENT and ADOPT the accompanying ORDINANCE dated October 6, 2022, adding a new Article 27 to Chapter 1, Division 10 of the LAAC relative to the reduction of single-use plastics, including reusable alternatives, zero-waste events, facilities, and related matters.
11. REQUEST all Proprietary Departments and their respective Boards to adopt and implement the Zero Waste at City Facilities and Events Ordinance.
12. DIRECT BOS to prepare an outreach program to educate consumers and businesses about the Zero Waste City Facilities and Events on City Property Ordinance.
13. DIRECT all City departments to report back to the Energy, Climate Change, Environmental Justice, and River Committee within 6 months of the adoption of the draft Zero Waste City Facilities and Events on City Property Ordinance, on their compliance with the Ordinance and their zero waste plan.
14. REQUEST the City Attorney to develop the standardized contract, lease, or event agreement language to confirm with the Zero Waste City Facilities and Events on City Property Ordinance.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: Yes

For:  
Silver Lake Neighborhood Council

Summary:

On December 1, 2022, your Committee considered the Bureau of Sanitation and City Attorney reports, and Ordinances dated October 6, 2022, relative to adding a new Article 27 to Chapter 1, Division 10 of the Los Angeles Administrative Code relative to the reduction of single use plastics, including reusable alternatives, zero waste events, facilities, and related matters; October 26, 2022, relative to adding Article 2.1 to Chapter XIX of the Los Angeles Municipal Code to promote the use of reusable bags and regulate the use of plastic and paper single use carryout bags at apparel stores, farmers' markets, food or beverage facilities, hardware stores, and open air markets; November 10, 2022 relative to adding Article No. 5 to Chapter XIX of the Los Angeles Municipal Code, to prohibit the distribution and sale of expanded polystyrene products commonly referred to under the trade name Styrofoam; determinations of exemption under California Environmental Quality Act Guidelines Section 15308 and that no exceptions in Section 15300.2 exist, including no unusual circumstances, as stated in the Notices of Exemption and accompanying reports. The reports attached to the Council file include some background on the matter.

After providing an opportunity for public comment, the Committee moved to approve the recommendations reflected above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
O'FARRELL:	YES
KORETZ:	YES
KREKORIAN:	ABSENT

EV\_21-0064\_rpt\_eccejr\_12-01-22

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**