

# Mandatory Commercial Solid Waste Recycling and Organics Recycling Ordinance

**Presented to the City of Rialto  
December 2021**

# Recycling Background

- 50% Waste Reduction (AB939)
- Mandatory Commercial Recycling (AB341)  
effective 2012
- Mandatory Commercial Organics Recycling (AB1826)  
effective 2016
- Recycling Goal of 75% (AB341)
- Reduce Organics Disposal 50% (AB1826)

# Commercial Solid Waste Recycling (AB 341) MCR

- Businesses generating four (4) cubic yards or more of waste per week *and* multi-family residential dwellings with five (5) or more units



AB 341 September 2021	Compliant	Non-Compliant	Total Accounts	Compliance Rate
Commercial	535	123	658	81%
Multi-Family	69	29	98	70%

# Commercial Organics Recycling (AB 1826) MORE

- Businesses generating two (2) cubic yards or more of waste per week *and* multi-family residential dwellings with five (5) or more units generating two (2) cubic yards or more per week



**Note: Multi-family Organics is limited to green waste only under 1826**

AB 1826 September 2021	Compliant	Non-Compliant	Total Accounts	Compliance Rate
Commercial	222	636	858	26%
Multi-Family	58	40	98	59%

# CalRecycle Anytime Letter

California Environmental Protection Agency

Edmund G. Brown, Jr., Governor



## DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

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**Date:** January 10, 2017  
**To:** Elected Officials and Recycling Coordinators  
**From:** Scott Smithline, Director  
**Subject:** Reviews of Jurisdiction Mandatory Commercial Recycling and Commercial Organics Recycling Programs

This memo outlines how the Department of Resources Recycling and Recovery (CalRecycle) will exercise its existing statutory authority to formally review jurisdictions' mandatory commercial recycling and mandatory commercial organics recycling programs more frequently as needed. Specifically, CalRecycle will initiate a review and may refer a jurisdiction to enforcement at any time that CalRecycle receives information that a jurisdiction has not implemented, or is not making a good faith effort to implement, its required programs.

In establishing the requirements for jurisdictions to implement mandatory commercial recycling programs through AB 341 (Chesbro, Chapter 476, Statutes of 2011) and mandatory commercial organics recycling programs through AB 1826 (Chesbro, Chapter 727, Statutes of 2014)<sup>1</sup>, the Legislature and Governor also set ambitious goals to increase recycling and reduce statewide solid waste disposal. In particular, AB 341 established a goal to source reduce, recycle or compost 75 percent of waste by 2020. Additionally, AB 1826 set a goal to reduce organics disposal by 50 percent by 2020.

AB 341 and AB 1826 require each jurisdiction to implement commercial recycling and commercial organics recycling programs designed to divert waste generated by regulated businesses. Jurisdictions' programs must, among other requirements, include "education of, outreach to, and monitoring of, businesses," within their jurisdiction.

In spite of these goals and requirements, statewide disposal has increased every year since 2012. As a result, it is imperative that CalRecycle fully exercise its authority to ensure that jurisdictions' specified disposal reduction and recycling programs are in compliance with state law. In order to ensure that mandated statewide goals are met, AB 341 and AB 1826 specifically authorize CalRecycle to conduct reviews of jurisdictions' mandatory commercial recycling programs and mandatory commercial

<sup>1</sup> Per PRC 42649.82. Select rural jurisdictions that submitted a resolution to CalRecycle are exempt from the requirements of AB 1826. In 2020, if the statewide disposal of organic waste has not been reduced by 50 percent the exemptions will be repealed.

CalRecycle can impose fines up to \$10,000 per day to Cities that are determined to be non-compliant



?? Questions ??