



# California's SB 1383: A Jurisdictional Look with the City of Oceanside

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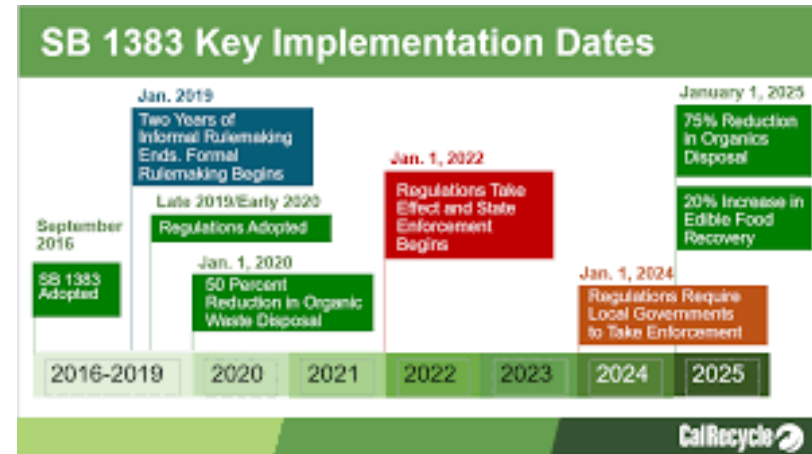


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# SB 1383 Rulemaking Process

- Bill charged with limiting short-term climate pollutants from Statute signed in 2016
- Interpreted into regulation by California State Agencies from 2016 to 2020
- Developed Definitions of Food Recovery Terms for Solid Waste Industry
  - Edible Food Recovery
  - Value Added Processing
- 2017-2020 Rulemaking and Regulations
- Rules finalized in Nov. 2020
- Regulations begin Jan. 1, 2022



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# San Diego Regional Context of Organics

- Limited organics recycling capacity within Southern California and San Diego County
- Existing system of green waste management
- Building digesting/composting infrastructure could take 3-10 years
- Costs to build requires significant rate increases on customers







# Oceanside's Approach to Organics Diversion and SB 1383 Compliance

- 2015-2019: Constructed and Opened the Green Oceanside Kitchen
- 2018: Organics Feasibility Study
- 2019: Organics to Energy Biosolids Masterplan
- 2019: Amended WM franchise agreement to provide food scraps service to Oceanside businesses
  - Mandatory participation by all businesses, no exemptions
- January 1, 2020: Increased commercial and residential rates
- 2020: Rolled Out Commercial Food Scrap Program Zero Waste Technical Assistance

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# Oceanside's Involvement with SB 1383 Rulemaking

- Zero Waste Resolution and Plan in 2011 and 2012
- Engaged with rulemaking of SB 1383
- Attended statewide meetings no matter the location
  - Virtual engagement was key to consistent attendance
- NorCal vs. SoCal perspective
- Public comments, letters, and meetings with the State
- Implementation delay and emergency relief funding advocacy from COVID-19 impacts

September 8, 2020  
 Secretary Jared Blumenfeld  
 California Environmental Protection Agency (CalEPA)  
 P.O. Box 2815  
 Sacramento, CA, 95812

**CRRA**  
 Ending waste.  
 California Resource Recovery Association

August 18, 2020  
 Ken DaRosa, Acting Director, CalRecycle  
 1003 1st  
 Sacramento, CA 95812

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 CalRecycle  
 County of San Mateo  
 Howard County of California

**6/11/2020**

Secretary Jared Blumenfeld  
 California Environmental Protection Agency (CalEPA)  
 P.O. Box 2815  
 Sacramento, CA, 95812

Acting Director Ken DaRosa  
 California Department of Resources Recycling and Recovery (CalRecycle)  
 P.O. Box 4025  
 Sacramento, CA 95812

**RE: Local Government Regulatory Relief in Response to COVID-19 Pandemic**

Dear Secretary Blumenfeld and Acting Director DaRosa,

The undersigned represent local governments in the San Diego and Imperial Counties who are writing to request CalRecycle take immediate action to create temporary relief from specific waste reduction and recycling requirements.

While devoting resources to fight COVID-19, government agencies are now concerned with the ability to meet specific statutory obligations during and after the COVID-19 pandemic. Unprecedented budget impacts are already being felt including increased expenses, decreased revenues, and new and evolving demand for services. We anticipate that recovery from these impacts will have a negative fiscal effect on our agencies long after the COVID-19 emergency is past.

The daily changing situation makes it difficult to predict what the impacts will be on local jurisdictions in the coming weeks and months. Therefore, we ask for patience, flexibility, and most of all collaboration as we work together to prioritize and adjust to these evolving circumstances.

ly released Analysis of the Progress... The undersigned represent local SB 1383 implementation process for the bulk of SB 1383's substantive the statutory deadline of July 1. We with the state directly regarding the implementation regulation, and the d with adopting and enforcing the SB

ly Board, staff, d in the since its gely supports the provided tools to alions. With the 1 for Fall 2020, concerns on how na jurisdictions.

n California, with ry sector of the recession, local heard from enting SB 1383 Developing o pay for these inesses and tips. CalRecycle's e will be required, pment, staffing

programs to it and licantly impacted ind reduced

Final SB 1383 fic suggestions:

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# Oceanside's Road to SB 1383 Compliance

- Rolled Out a Mandatory Commercial Food Scraps Program 2020
  - 62% of businesses fully participating; 70% seeing cost savings
  - Approached businesses as economic recovery opportunity
- 2020 Zero Waste Plan
  - SB 1383 Action Plan
- Released RFP in 2020
  - Includes organics collection and processing for commercial and residential customers
- New Franchise Agreement starting by Jan 1, 2024



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# SB 1383 Lessons Learned

- Statute provides flexibility but rulemaking limited flexibility
  - Emergency situations
- Structure to include less oversight and less prescription
- Deemphasize penalties and encourage participation
- Consider capacity, funding and timeframe for infrastructure
- Voluntary vs. mandatory programs
  - Time to ramp up is best
- Keep the ultimate goal in sight

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