

PUBLIC WORKS DEPARTMENT
Office of Sustainability
50 Park Place
Brisbane, CA 94005
cityengineer@brisbaneca.org
415.508.2130



SB 1383 REQUIREMENTS

Beginning January 1, 2022, California Senate Bill (SB) 1383 requires all businesses, multi-family residences (MFD, a residential premise with 5 or more dwelling units), and single-family residences (a residential premise with fewer than 5 units) to arrange for recycling and organic waste collection services. Note that under SB 1383, the term “commercial business” means both businesses and MFDs.

As also required by SB 1383, the City of Brisbane will implement all the requirements of that law by the adoption of Ordinance 663, which created Chapter 8.25 of its municipal code. In general terms, all businesses and single-family residences are required to subscribe to three-container collection service for source separated organic waste (green container), source separated recyclable materials (blue container), and remaining approved waste (grey container).

A brief overview of the available waivers, and the reference to the city’s applicable municipal code section is below. Unless a waiver is approved by the city, businesses and properties are required to participate in the mandated collection services.

1. **De Minimis Waiver** (BMC §8.25.080 A), for businesses that generate less than a specified amount of organics

Available for: commercial businesses

Collection Service affected: Green

If approved, City may waive the requirement for the business to subscribe to Green container collection.

2. **Physical Space Waiver** (BMC §8.25.080 B), for businesses with physical space restraints

Available for: commercial businesses

Collection Service affected: Blue, Green

If approved, City may waive the requirement for the business to subscribe to Blue and/or Green container collection.

3. **Collection Frequency Waiver** (BMC §8.25.080 C), for businesses and residences with a low waste generation

Available for: commercial businesses, single-family

Collection Service affected: Grey, Blue

If approved, City may allow a collection frequency of every fourteen (14) days for Grey and/or Blue containers.

4. **Self-Haul Waiver** (BMC §8.25.090), for businesses and residences that source separate and deliver recyclables/organics to an approved receiving facility

Available for: commercial businesses, single-family

Collection Service affected: Green, Blue

If approved, City may waive the requirement to subscribe to Green and/or Blue container collection.

A WAIVER REQUEST APPLICATION FOLLOWS THIS PAGE

Submit to: cityengineer@brisbaneca.org

SB 1383 Waiver Request

APPLICANT INFORMATION

Address:

Name of Business/MFD (N/A if residence):

Mailing Address if different from above:

CONTACT INFORMATION:

Name/Title:

Phone:

Email:

Check appropriate boxes below and provide answers to all questions for requested waiver(s)

De Minimis Waiver

Business, or Multi-Family Dwelling

Collection requested to be waived: Green

For businesses only – Average number of employees onsite:

For businesses only - Average number of employees that eat meals onsite:

Check one of the applicable boxes below. If not applicable, do not submit this waiver request.

Average total weekly solid waste collection is 2 cubic yards or more per week, and organic waste generated is less than 20 gallons per week.

Average total weekly solid waste collection is less than 2 cubic yards per week, and organic waste generated is less than 10 gallons per week.

Physical Space Waiver

Business, or Multi-Family Dwelling

Collection requested to be waived: Blue Green

Have you worked with the Solid Waste Franchisee to reduce container sizes to resolve space constraint issues? Yes No

Have you attached documentation from Solid Waste Franchisee, a licensed architect, or licensed engineer demonstrating that the premises lack adequate space for the collection containers?

Yes No

Collection Frequency Waiver

Business, or Multi-Family Dwelling, or Single-Family Residence

Containers requested for 14-day collection service: Grey Blue

Have you attached date stamped photos showing the contents of all three containers over a recent contiguous 14-day period?

Yes No

Self-Haul Waiver

Business, or Multi-Family Dwelling, or Single-Family Residence

Collection requested to be self-hauled: Blue Green

All recyclable materials shall be source separated and hauled to a facility that recovers those materials.

Yes No N/A if not requesting to self-haul recyclables

All organic materials self-hauled shall be source separated and hauled to a facility that processes or recovers Source Separated Organic Waste or to a High Diversion Organic Waste Processing Facility

Yes No N/A if not requesting to self-haul organics

For businesses and Multi-Family Dwellings only, with regards to organic waste, applicant agrees to keep records subject to inspection by City or its designee as follows:

1. Delivery receipts and weight tickets from entity accepting waste.
2. Amount of material in cubic yards or tons transported to the entity.
3. If entity does not have scales onsite, applicant shall keep a record of the entity(ies) that received organic waste.

Yes No

I declare that I am authorized to submit this request for Applicant, and that I have read the document and the facts stated herein are true to the best of my knowledge. I further understand that there is no guarantee that the requested waiver will be granted, and that the City of Brisbane may choose to independently confirm the facts stated.

In the event the waiver is granted, I understand that verification of eligibility must be submitted every five (5) years, and if that if the waste generated at this address exceeds the qualifying amount for the waiver granted at any time during the 5-year period, I am required to immediately notify the City of Brisbane of said change.

Printed Name/Title

Signature

Date