



Additional Documents Distributed for the Regular City Council Meeting November 2, 2016

Item No.	Agenda Item Description	Distributor	Document
4	Councilmember Communications	Robert S. Joe	PowerPoint, CERT Program Graduate Photo
4	Councilmember Communications	Michael A. Cacciotti	PowerPoint, SMMC Map
4	Councilmember Communications	Marina Khubesrian, M.D.	PowerPoint, Housing Rights Center Workshop
4	Councilmember Communications	Sergio Gonzalez	PowerPoint, Vote by Mail Drop Off
5	City Manager Communications	Sergio Gonzalez	11/11/2016 City Hall Closure for Veterans Day and Programming at Library
5	City Manager Communications	Sergio Gonzalez	PowerPoint, Dog Park Grand Opening Invitation
PC	Public Comment	Laurie Wheeler, Chamber of Commerce	PowerPoint, 11/3/2016 Small Business Toolkit Event
PC	Public Comment	Laurie Wheeler, Chamber of Commerce	PowerPoint, Banner Sponsorship
PC	Public Comment	Janet Ferguson	Handout, Photo of Home Restoration of Sears Schoolhouse
13 and 14	Property Transfer	Lucy Demirjian, Asst to the City Manager	PowerPoint, Property Information
16	Formation of a City Council Ad Hoc Rent Stabilization Committee	Michael A. Cacciotti	PowerPoint, Apartment Photos
16	Formation of a City Council Ad Hoc Rent Stabilization Committee	Jerry Wise, Amberwood Apartments Property Owner, LLC	Letter to Council
17	First Reading and Introduction of an Ordinance, Amending Chapter 16 (Garbage and Waste) of the South Pasadena Municipal Code Creating a new Article IV (Expanded Polystyrene Disposable Food Service Ware Ban) to Prohibit the Use of Expanded Polystyrene Disposable Food Service Ware Within South Pasadena	Chamber of Commerce; La Fiesta Grande; Union Bakery; Shakers Restaurant; Canoe House; Fanta-Sea Grill; Patakan; Señor Fish; AI Japanese Restaurant; Fair Oaks Pharmacy	Business Owners Letters to Council

17	First Reading and Introduction of an Ordinance, Amending Chapter 16 (Garbage and Waste) of the South Pasadena Municipal Code Creating a new Article IV (Expanded Polystyrene Disposable Food Service Ware Ban) to Prohibit the Use of Expanded Polystyrene Disposable Food Service Ware Within South Pasadena	Jennifer Shimmin, Senior Management Analyst	Memo to Council, Proposed Ordinance Revisions
17	First Reading and Introduction of an Ordinance, Amending Chapter 16 (Garbage and Waste) of the South Pasadena Municipal Code Creating a new Article IV (Expanded Polystyrene Disposable Food Service Ware Ban) to Prohibit the Use of Expanded Polystyrene Disposable Food Service Ware Within South Pasadena	Jennifer Shimmin, Senior Management Analyst	PowerPoint, Staff Presentation
17	First Reading and Introduction of an Ordinance, Amending Chapter 16 (Garbage and Waste) of the South Pasadena Municipal Code Creating a new Article IV (Expanded Polystyrene Disposable Food Service Ware Ban) to Prohibit the Use of Expanded Polystyrene Disposable Food Service Ware Within South Pasadena	Bill Kelly, Chair	Email to Council
18	Provide Direction on the Cultural Heritage Commission's Recommendation to Modify the Earthquake Hazard Reduction Ordinance to Address Historic Properties	Joan Hillard, South Pasadena Resident	Letter to Council



CITY OF SOUTH PASADENA

JOE
Additional Material
AGENDA ITEM # 4
11/2/16 City Council Mtg.



- Subject Properties
- MRCA Property
- Other Public Land

Agenda Item 14
SMMC
10/24/16

Cacciotti
 Additional Material
 AGENDA ITEM # 4
 11/2/16 City Council Mtg.



The City of South Pasadena and the Housing Rights Center
Present:

FREE HOUSING RIGHTS WORKSHOP

Know your housing rights!

Friday

November 4, 2016

5:00pm - 7:00pm

South Pasadena Public Library
1115 El Centro St.
South Pasadena, CA 91030

*Come learn about landlord/
tenants' rights and responsibilities
and how to identify housing
discrimination!*



FOR QUESTIONS OR TO RSVP

Yazmin Guzman

Housing Rights Center

(800) 477-5977 Ext. 1104

yguzman@housingrightscenter.org



Topics will include:

- Fair Housing Laws
- Evictions
- Rent Increases
- Security Deposits
- Illegal Practices...and more!



HOUSING RIGHTS CENTER

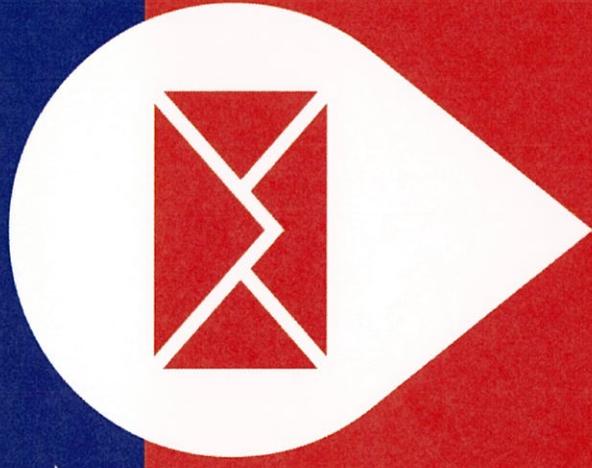
WORKING FOR JUSTICE AND EQUALITY IN HOUSING



Khubesrian
Additional Material
AGENDA ITEM # 5
11/2/16 City Council Mtg.

www.HousingRightsCenter.org

(800) 477-5977



Vote By Mail Drop-Off

For more information contact
South Pasadena City Clerk's Office

(626) 403-7230

www.southpasadenaca.gov/elections

Gonzalez

Additional Material

AGENDA ITEM # 5

11/2/16 City Council Mtg.

CITY OF SOUTH PASADENA COMMUNITY SERVICES

SOUTH PAWS-ADENA DOG PARK

LEASH CUTTING CEREMONY

NOVEMBER 5, 2016 • 11:00 AM
650 STONEY DRIVE, SOUTH PASADENA

Let's paws and thank
Supervisor Antonovich
for making the funding possible

Refreshments!

Activities!

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the Fun!

and More!



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Recreation Division at 626-403-7380 or www.southpasadenaca.gov

Lincoln

small business TOOLKIT

Start, Run & Grow Your Business



Resource Expo & Network Event

Thursday November 3, 2016

7:00 P.M to 9:00 P.M.

South Pasadena Library Community Room

1115 El Centro Street, South Pasadena, CA 91030

**Consulting. Marketing. Loans. Tax Credits. Permits.
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Finances. Starting a New Business. And Much More**

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Wheeler
Additional Material
AGENDA ITEM # *PC*
11/2/16 City Council Mtg.

BRISTOL FARMS

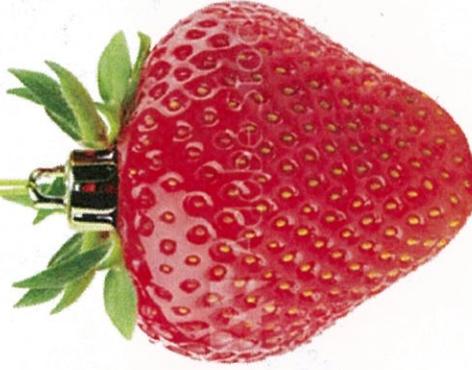
Dashing TO
the Snow



SouthPas

MIKE & ANNE'S

'Tis (always)
the Season



SouthPas

MOTHER MOO
CREAMERY

Let it Grow
Let it Grow
Let it Grow



SouthPas

FAIROAKS PHARMACY

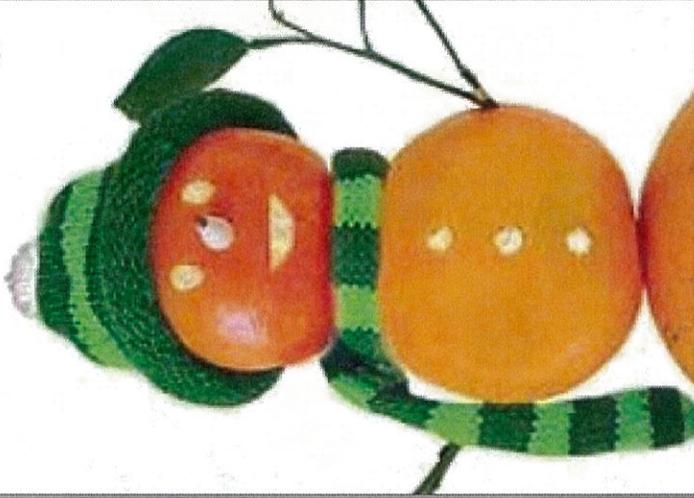
~~Winter~~
Wonderland



SouthPas

CROSSINGS

Laughing
All the way



SouthPas

currently being restored by Wayne G
It's a beautiful little building!

[About Sears Houses, click here.](#)



m schoolhouse in Arbovale, WV. When
1900s, this building probably contain
ns from the Sears Schoolhouse catal

Janet Ferguson
Additional Material
AGENDA ITEM # PC
11/2/10 City Council Mtg.

Property Information

Property Type	Parking Lot
Permissible Use	Commercial Site
Address	1500 El Centro Street, South Pasadena, CA 91030
APN #	5315-003-901
Lot Size	8452 square feet (0.19 acres)
Current Zoning	Commercial General (CG)

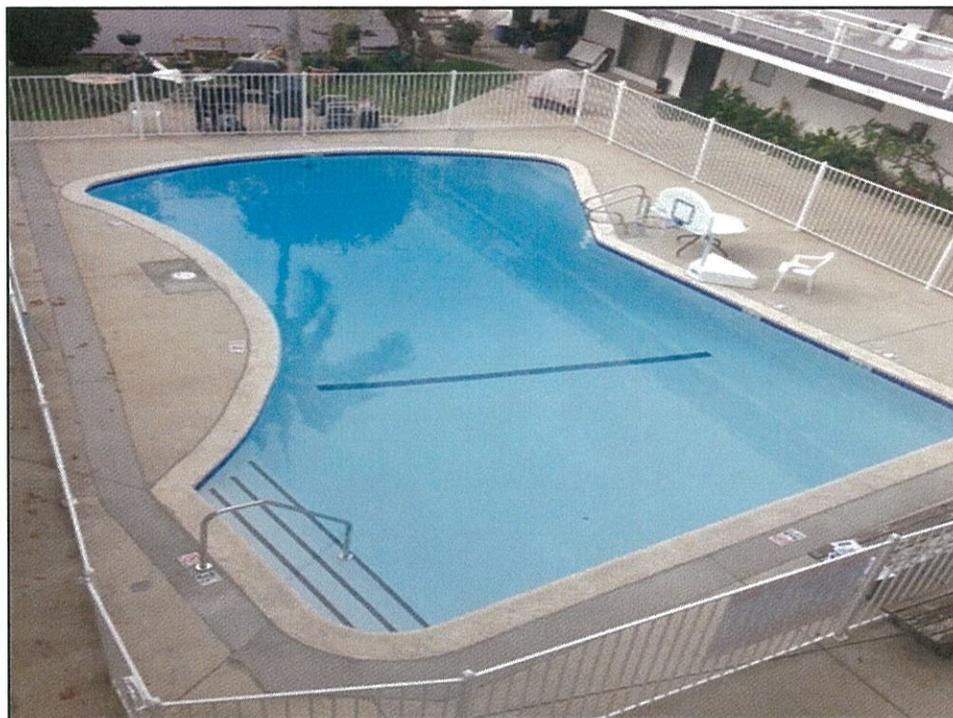






Handwritten notes in the bottom left corner, including the word "Kitchen" and some illegible scribbles.











DATE: November 2, 2016

NOV 02 2016

RE: AMBERWOOD APARTMENTS UPDATE:

City Clerk's Division

Dear City Council,

I just had a chance to see the video from the last council meeting. It gives interesting perspective from the tenants for sure, but there are some key facts I would ask you to consider:

Many of the members of our ownership group are residents of South Pasadena and they care deeply about the community. We bought the building with the intent to spend \$2 million on long-overdue and much needed renovations to help make the apartments a pleasant place for residents to live and to improve our community.

Many of the tenants who spoke at the meeting are not long term residents, or even residents of the building. They or their relatives were willing to tolerate the unpleasant conditions in order to obtain unrealistically below-market rents.

We are spending a considerable sum of money to renovate the units, the buildings and the grounds, and offering existing tenants rents that are still far below market value. Existing tenants will pay \$1,895 for a 2BR/1BA unit -- \$405 a month less than we'll charge new tenants. These are market rate properties that we are diligently working to improve, and have voluntarily agreed to continue to rent at a lower than market rate to the existing tenants as a good faith gesture,

Still, some tenants have chosen to protest because they don't want to pay more money for a nicer place to live. As owners, we have chosen to improve the quality of life in our buildings while offering rents that we believe are a significant value. We are willing to consider additional discounts for our tenants and would be happy to sit down with city staff to work out a compromise.

I have outlined below the progress and improvements we have made at the property in our short six weeks of ownership:

- Completely repainted the exterior of the 1645 building and walkways
- Installed all new lighting at the exterior walkways of 1645 building
- Started removal of dry rot and stucco repair and paint at the 1653 Building
- Completed repairs to both Pools, which have been reopened for tenants' use
- Completed re-roofing of the old roof at 1653 (all other roofs reported replaced in last 10 years)
- Repaired and replaced the 1645 garage security gate system which is now operational
- Installed new front entry doors in both buildings, which will have a secure entry system
- Begun remodeling empty units to at or above neighborhood standards
- Trimmed back over grown landscaping and hedges, which were creating safety issues.
- Secured permits for and are preparing for replacement of all the windows in both buildings – with new vinyl, double-pane windows
- Secured permits for and are preparing to replace all of the balcony and walkway railings at 1653
- Obtained required geo-technical reports to address settlement in portion of 1653 building
- Removed all debris from previously long term unoccupied apartments in 1653
- Cleaned trash areas in the garage in both properties
- Requested that tenants remove their trash and belongings currently on balconies and parking lot

CC: Council; CM; CA; CCC; Reference Binder; Original to 11/2/16 Addl Docs

- Circulated requests to all tenants to provide info on issues in apartments needing to be fixed
- Begun replacing flooring, non-working appliances, as well as replacing faucets and repairing cracks and other reported issues in occupied apartments
- Serviced all Fire extinguisher and hose cabinets to ensure they are up to date and charged

I do want to point out a number of issues that are relevant to our ability to provide housing at a fair rate that is habitable and consistent with the other housing in the City of South Pasadena:

1. There is a lot of talk about the “wealthy ownership” coming in and raising rents. This is not the case. The ownership of this building includes many hard-working members, including a number of tax-paying South Pasadena residents. I am the manager and spokesman of this investment group, but I am not the owner. I will work tirelessly to protect their investment, while doing right for the tenants, too.
2. The prior owner allowed the property to fall into disrepair and rented at a discount to tenants who accepted the units’ poor condition in exchange for a below-market rent. We have chosen to renovate the buildings to improve the quality of life for our tenants, while keeping the rents below market for current tenants.
3. We have already voluntarily provided assistance in the form of a delay until April 2017 any rent increases to our elderly and disabled tenants who have come forward to request assistance with their situation. We have also set our rents hundreds of dollars per month below the market as evidenced by the rent survey provided to you previously.
4. We have taken the high road, and chose not to vacate the building to perform the improvements, despite the fact that it would have been easier and more lucrative. I will tell you that the jury is still out on whether we will be forced to shut down all or part of the 1653 Building and vacating it to perform the required structural and unit repairs. While this in part may be out of our hands and be a decision of the City’s Building and Safety Department, our inability to come to a logical understanding with the current tenants to allow us to work around them to improve the building will certainly contribute to any decision to vacate the building.
5. The Mayor in the last meeting let the tenants know that those with children attending the city’s schools would be able to continue out their year in the city if their parents chose to move out of the city. This should have been a good news moment, but it didn’t seem to get much play. I thought it was a fantastic offer that should be emphasized as part of any solution.
6. The old owner was able to provide cheap rents because he spent no money on the building, and cared nothing for the living conditions of the tenants, but also because he had a low property tax basis. The property taxes for the buildings have risen by approximately \$170,000/year from the current \$37,000 paid by the old owner as capped under Proposition 13. The increase equates to \$225 per month, per unit that we must absorb and have no choice but to pass onto the tenants.

Are there perhaps funds in the city budget, funded by property taxes, including the new found \$170,000 per year to provide housing assistance to those in need?

7. We have an improvement budget for this building that exceeds \$2,000,000 to address all deferred maintenance exterior and interior, including occupied apartments of those tenants willing to give us access to repair their units. As noted above, this work has been started.

8. We are not opposed to mediating the situation with the tenants, and any claim to the contrary is just not true. I was made aware only yesterday that the tenants were planning a protest at today's City Council meeting. We requested a meeting this morning to meet before the Council Meeting with the Tenant representatives to discuss compromises and solutions to the issues and concerns they have presented so as not to continue to burden the time of Council and general South Pasadena public while we logically work out a just situation for the tenants.

We were rebuffed with the claim that the tenants had no time to meet which is clearly not the case, as they will certainly be present tonight. I am sure a vast majority of the tenants would be pleased with what we have to offer, and the improvements we are making to their homes, but are being drowned out by a few that are perhaps more interested in conflict than resolution. This could have been handled today to everybody's satisfaction if the supposed Tenant Representatives were truly interested in the overall tenant's best interests.

I am hopeful that we can arrange a productive meeting as soon as possible that will allow us to present our case as property owners to receive a fair return on our investment in the property and to provide the community and our renters quality housing at a reasonably affordable rate, without our names being dragged undeserved through the mud for our good intentioned efforts.

Thank you again for your time.

Sincerely,

Amberwood South Pasadena Property Owner LLC c/o

RST & Assoc.
11866 Wilshire Boulevard., Suite #101
Los Angeles, CA 90025

Key Facts Related to 1645 & 1653 Amberwood Drive Apartments

Market value: Rents at the two apartment buildings are significantly lower than comparably sized nearby apartments. We surveyed 9 similar apartment buildings on and around the Raymond Hill area of South Pasadena and found 2BR/1BA units with rents ranging from \$2,100 to \$2,593 per month – an average of \$2,319. Our 2BR/1BA units on average were renting for \$1,347 per month – 42% below market.

Significant renovations: These two buildings, built in 1956, had fallen into disrepair. The ownership group plans to spend more than \$2 million on renovations to the 63 units – interior, exterior, swimming pools, landscaping and parking areas. All windows in the buildings will be replaced with new, double pane, sound-reducing vinyl windows. We are also repainting the exterior of the building, installing a secured entry system, repairing all walkways, repairing and replacing balcony and walkway railings, repaving the parking areas and resurfacing the swimming pools. Tenants have been asked to submit requests for any additional needed improvements. The renovation budget is equal to more than \$31,000 per unit.

Property tax increase: The prior owner benefited from Proposition 13-protected property taxes, greatly reducing expenses. Because of the ownership change, property taxes for the two buildings increased by \$173,000 per year (from \$36,000 to \$209,000 in annual property taxes). This equals \$228 per unit, per month in additional property taxes.

Subsidized rental rates to existing Tenants: Even after spending millions of dollars on renovations and paying a significantly higher tax bill, the ownership group will provide substantial discounts to current tenants. Rents for 2BR/1BA units will increase from \$1,347 to \$1,895 per month -- \$405 less than the \$2,300 being charged new tenants in renovated units. These loyalty discounts will amount to annual savings of \$4,860 per unit.

Additional subsidies for elderly and disabled: The new owners are deferring the rent increase until April 2017 for those tenants who are age 65+ or are disabled to allow them additional time to find new housing, should they decide to move.

South Pasadena school eligibility: Even if they move out of the city, tenants affected by these increased rents will still be allowed to keep their children in the South Pasadena Unified School District for the remainder of the academic year, Mayor Diana Mahmud said at a recent City Council meeting.

Ownership group: The Amberwood Terrace Apartments were purchased in September by Amberwood South Pasadena Property Owner LLC, a group of about 20 investors, many of whom live in South Pasadena and care deeply about our community. It is the goal of the ownership group to provide a clean, pleasant living environment for the individuals, couples and families that live in the Amberwood Terrace community.

RST & Associates Property Management
www.rstrents.com
(310) 479-2565



City of South Pasadena Management Services

Memo

Date: October 28, 2016
To: The Honorable City Council
From: Jennifer Shimmin, Senior Management Analyst *JAS*
Via: Sergio Gonzalez, City Manager
Re: November 2, 2016 City Council Meeting, Additional Document for Item No. 17 – First Reading and Introduction of an Ordinance, Amending Chapter 16 (Garbage and Waste) of the South Pasadena Municipal Code Creating a New Article IV (Expanded Polystyrene Disposable Food Service Ware Ban) to Prohibit the Use of Expanded Polystyrene Disposable Food Service Ware Within South Pasadena

Attached is a letter from the South Pasadena Chamber of Commerce in support of the ban; as well letters from South Pasadena restaurant owners opposing the ban this ordinance would institute.

Also attached is an analysis done by the California Restaurant Association regarding the number of non-chain restaurants that use expanded polystyrene in South Pasadena.

*CC: Council; CM; CA; CCC; DEPT; Reference Bander; Original to 11/2/16
Addl Docs*

Additional Material
AGENDA ITEM # 17
11/2/16 City Council Mtg.

THE SOUTH PASADENA
CHAMBER OF COMMERCE

P.O. Box 3446
South Pasadena, CA 91031

Office: 626-441-2339

Fax: 626-403-2821

Info@SouthPasadena.net

www.SouthPasadena.net

Office at 1121 Mission St.

Hours by appointment

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2015 -2016

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Jason Mak

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Elda Marquez

Real Estate Heaven

Lowell & Vanderbilt

Johnnie Perkins

Athens Services

Odom Stamps

Stamps & Stamps

ADMINISTRATION

Laurie Wheeler

President / CEO

Incorporated 2004

SPCC Corp.

a 501(c)6 Organization

Member of the California
Chamber of Commerce
and the San Gabriel Valley
Economic Partnership

August 24, 2016

City of South Pasadena

SEP 09 2016

Management Services Department

City Manager Sergio Gonzalez

Ms Jenna Shimmin

City of South Pasadena

1414 Mission Street

South Pasadena, CA

Dear Sergio,

The Chamber of Commerce Board of Directors is in support of the proposed Expanded Polystyrene Disposable Food Service Ware Ban as outlined in the Draft Ordinance that was included in the agenda packet for the August 23, 2016 Natural Resources and Environmental Commission meeting. The Chamber organized two informational meetings for the businesses and groups that may be affected by this proposed ordinance, and reached out to over 90 restaurants, grocery stores and non-profit organizations, including prepared food vendors at the weekly South Pasadena Farmers Market.

The NREC initially recommended a ban on all polystyrene products, the expanded "foam" products as well as those that are imprinted with a recycle "6" code. The feedback we received from the businesses clearly indicated that while they wish to be environmentally responsible, the costs for alternative products are significantly higher and in some cases, adequate substitutes (in particular for the "6" products) are not available in the marketplace at this time. While some establishments have switched to more sustainable products, should this ordinance be adopted, many restaurants and vendors felt that the cost and efficiency issues for a complete ban on all polystyrene would be detrimental to their businesses. Costs for all supplies are increasing, and small businesses are also adjusting to the statewide minimum wage increase and continuing increases to Workers' Compensation insurance, etc.

We respectfully request that you consider a ban on only the expanded "foam" products at this time, with the 12-month roll-out and an educational outreach component. We also encourage the NREC and the food service community continue to seek alternative products that are cost effective and functional.

Thank you for your consideration.

Warm Regards,



Laurie Wheeler

President/CEO

La Fiesta Grande
1107 Mission St
South Pasadena, Ca 91030

October 28, 2016

South Pasadena City Council

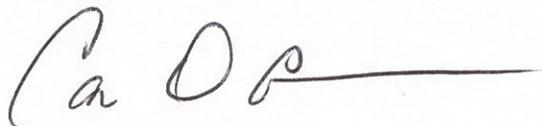
This letter is in response to the proposed ban on styrofoam and #6 plastic products in the City of South Pasadena. Although I do applaud the effort South Pasadena is making to become an environmentally conscious city, I feel this measure will benefit few and hurt the small business owners, who are the backbone of your lovely city.

The profit margin for a small business is generally around 10% or less of net sales. This measure will increase the cost of supplies and significantly reduce a small business profit margin. By raising the cost of serving each and every customer everyday by a few cents, a business owner will lose thousands of dollars. For a small business owner this may constitute a full month's of their own income or more.

Instead I encourage you as a City Council to address the issue of Recycling and Landfills with those persons in the position to make great changes in our State, including our State Assemblymen, Senators and Congressman. Southern California is facing issues that other metropolitan areas of our country face. Addressing the limited space in Landfills and how our trash is sorted and recycled will make a tremendous impact on our environment. The City of Los Angeles and Pasadena to name a few currently require their residents to recycle styrofoam in an effort to remove styrofoam from its Landfills.

South Pasadena could and should make an effort to find a feasible solution to the issue of recycling and the proposition of banning the manufacturing of styrofoam and #6 plastic, but not at the expense of those least able to brunt the cost, the small business owners who help make South Pasadena an oasis of small town America in Los Angeles.

Thank you for your attention in the matter,

A handwritten signature in black ink, appearing to read 'Ca D C' followed by a long horizontal line.

Camerina Delgado-Carrillo
La Fiesta Grande

Union Bakery
1138 Fair Oaks Avenue
South Pasadena, CA 91030
Phone: (626) 403 – 1850

October 11, 2016

South Pasadena City Council
City of South Pasadena
1414 Mission Street
South Pasadena, CA 91030

RE: Proposed Ordinance to Ban Polystyrene for Take-Out Food

Dear Councilmen and Councilwomen,

I am writing this letter to express my opposition to the proposed ban on polystyrene for take-out foods because: (i) it is regressive; (ii) it may not be efficacious; and (iii) it is not a top priority of South Pasadena voters.

Regressive policy: The proposed ban on polystyrene applies to prepared foods, but not to grocery stores that use polystyrene packaging for unprepared meats and vegetables. The burden of compliance is born by small “mom & pop” shops, whereas large, chain groceries are exempt. If the ban was uniform, I would be less opposed. However, in this case, the ban just reeks of unfairness.

Questionable Efficacy: We used to serve coffee in paper to-go cups. Paper is about 20 to 30% more expensive than foam cups. Because of paper’s weak insulative property, customers wanted to double-cup their drinks. Some even wanted a sleeve in addition to their double-cups. Styrofoam, on the other hand, keeps temperature and is less costly. Moreover, no customer has ever requested double-cupping with Styrofoam. Although paper maybe perceived as more environmentally friendly, we have noticed that it resulted in much higher rates of packaging use and waste.

Low Priority Issue: Of all the to-go beverage drinkers who patronize Union Bakery, only one or two per month bring their own insulated, reusable cups. 99.9% of all customers use our polystyrene cups, without issues or complaints. The majority of our customers are local South Pasadena residents. Therefore, I get the sense that this is an issue for the Council but not so much for the public.

I hope that the Council will drop this Ordinance as I believe it is more of a nuisance to local business owners less of a substantive policy that will fairly address our waste/environmental issues. Thank you for your consideration

Wally Choi
Proprietor

CALIFORNIA BANQUET CORPORATION

Corporate Offices: 601 Fair Oaks Avenue, South Pasadena, California 91030 • (626) 796-8866 • Fax (626) 796-8887

October 21, 2016

South Pasadena City Council
City of South Pasadena
1414 Mission Street
South Pasadena, CA 91030

Subject: PROPOSED ORDINANCE TO BAN POLYSTYRENE

Dear City Council Members,

As owners and operators of two full-service restaurants in South Pasadena, **Canoe House** and **SHAKERS**, we ask that you please accept this letter as our formal opposition to the proposed ban on polystyrene products (food service products with recycle code 6) for the following reasons:

Out of Balance & Ineffective A very significant volume of polystyrene product coming in to South Pasadena is to the large grocery stores, which would be exempt from the ordinance with respect to unprepared foods. The vast majority of the City's restaurants are independent operators who represent only a *fraction* of the polystyrene usage and would be impacted more financially than the large stores. We calculate the impact on each of our restaurants would average an additional \$300 per month per store. This is very unfair a substantial impact on small businesses in the City. As we also understand, the ordinance under consideration would be the most stringent in the State of California. Not just Styrofoam, but all code 6 products, including clear plastic containers & cups, cup lids, drinking straws, etc. Has there been any discussion of what resources the City will use to monitor and enforce the ordinance?

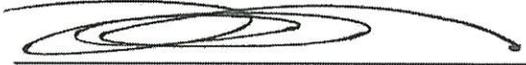
Questionable Environmental Impact This ordinance seems like an attempt to give the *appearance* the City is being environmentally sensitive by following in the footsteps of other cities, but without the hard facts. We were very taken back by the lack of direct impact this ordinance would actually have on South Pasadena during the Natural Resources and Environmental Commission meeting on July 27th. What are the environmental benefits to the City? Our understanding is that this is more of a marine pollutant because styrofoam floats, and of course that would be more impactful to beach cities. There were also never any examples of how *additional paper usage would likely increase* by switching to paper containers because of doubling-up on paper cups and food containers due to their lack of insulation value.

October 21, 2016
South Pasadena City Council
Polystyrene Ordinance
Page 2

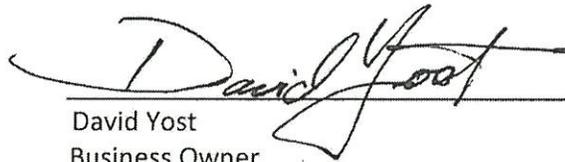
We are not in favor of this ineffective and shortsighted ordinance. We strongly urge the City Council to provide better information on the direct environmental impact involved and work towards a policy that is more balanced and fair to all businesses.

Thank you for considering our thoughts and concerns.

Sincerely,



Randy Hoffman
Business Owner



David Yost
Business Owner

Cc: Canoe House Management
Shakers Management

October 19, 2016

South Pasadena City Council,

I am the owner of Fanta Sea Grill. We have been in business in South Pasadena for 17 years. We are against the polystyrene ban.

We use polystyrene containers for our to-go orders. We especially rely on them for our hot soups that keep the soup hot, but also keep our customers' hands from getting burned. To-go orders are half of our orders.

This ban will hurt our business and does not even make sense. Alternatives are more expensive and don't work as well. Also, we receive all of our raw fish in polystyrene containers. If you want less styrofoam to go to the landfill, you should recycle it because we will still receive many packages a week of styrofoam containers at our restaurant even if to-go boxes are banned.

Terho Lin
owner of
Fanta-Sea Grill

Tel = 626-799-5588

October 27, 2016

Dear South Pasadena City Council,

I am the owner of Patakan Restaurant. We have been doing business in South Pasadena for 10 years. We are against the styrofoam ban in South Pasadena.

About 60% of our orders are to-go and we serve most of our to-go dishes in styrofoam containers. Alternative containers are much more expensive. Currently we buy 200 styrofoam boxes for \$20. The alternative is 150 plastic boxes for \$30. Since we are a small family-owned restaurant, this change is very expensive and will hurt our business.

Please don't ban styrofoam to-go containers. Instead please recycle them like other cities do.

Thank you,

P.S.

Patcharee S.



October 27, 2016

Dear South Pasadena City Council,

I am the owner of Señor Fish and am strongly against the styrofoam ban.

We use styrofoam for 100% of our to-go orders and 75% of the time for our dine-in guests because we use styrofoam plates. The alternatives are 20-30% higher and if we are forced to change products we will be hit very hard financially.

We will have to change our point of sales cash register system and IT guys that do this work charge \$100/hr. This also doesn't include all the other price increases we're experiencing: rising minimum wage, paid sick leave...

I'm worried that our customers would rather go get their tacos somewhere else if we raise prices.

Please do not ban styrofoam containers

Thanks,

Alicia Ramirez

October 27, 2014

Dear South Pasadena City Council,

I am the owner of Ai Restaurant. We are strongly against the styrofoam to-go container ban because it will hurt our business.

About 35% of our orders are to-go, however about 80% of our dine-in customers ask for a to-go box once they finish eating in the restaurant. The boxes we use ~~are~~ cost about 2 cents per container, but other boxes cost as much as 5 cents per container. We are a small, family-owned restaurant and we cannot afford all of these price increases.

We urge you to not ban styrofoam to-go containers in South Pasadena because it will hurt small restaurants like mine.

ICHIKO MASUDA




AI JAPANESE RESTAURANT
1013 FAIR OAKS AVENUE
SOUTH PASADENA, CA 91030

626.799.0534 T.
626.799.3017 F.

October 27, 2016

Dear South Pasadena City Council,

I am the manager of Fair Oaks Pharmacy and we have been in business here for over 100 years. We are strongly against a ban on styrofoam containers.

We go through 250-300 styrofoam boxes a week. 20% of our orders are to-go, but about 75% of our dine-in orders request styrofoam to-go boxes especially because we have so many customers with children.

We're being hit with so many cost increases right now. We're facing a 25% minimum wage increase that is only going to go up. And that is only one example.

We try to offer affordable prices, but a ban will force us to raise prices which will turn customers away. Please don't ban styrofoam to-go containers.


Rachel Pabon

South Pasadena Mom-and-Pop Restaurants that Use Expanded Polystyrene Containers

Total Number of Non-Chain Restaurants: 48

Total Number of Non-Chain Restaurants that Use EPS: 17

- Shakers
- Modan Ramen
- Patakan
- Charm Vegan
- Chinese Food
- Hawaiiin BBQ
- Tokoro Ramen
- Canoe House
- Fanta-Sea Grill
- Fair Oaks Pharmacy
- Hi Life Burgers
- Golden China
- La Fiesta Grande
- Union Bakery
- Nonna Pizza
- Senor Fish
- Ai

Restaurants that:

- | | |
|---|------------|
| • Use Only EPS: | 17 (35.4%) |
| • Use Only Rigid Plastic 6: | 3 (6.3%) |
| • Use Both Foam and Rigid Plastic 6: | 0 (0.0%) |
| • Don't Use Materials Under Recycle Code 6: | 25 (52.1%) |



City of South Pasadena Management Services

Memo

Date: November 1, 2016
To: The Honorable City Council
From: Jennifer Shimmin, Senior Management Analyst *JAS*
Via: Sergio Gonzalez, City Manager *SG*
Re: November 2, 2016 City Council Meeting, Language Changes for Item No. 17 –Expanded Polystyrene Disposable Food Service Ware Ordinance

Attached is a revised ordinance, edits are redlined on page 2, 3, and 4.

The revisions can be found in the following sections:

- Page 2 of 8 of the ordinance, third paragraph down, first and last line.
- Page 2 of 8 of the ordinance, last paragraph, third line.
- Page 3 of 8 of the ordinance, Section 16.42(A), (B), (C), and (D).
- Page 4 of 8 of the ordinance, Section 16.42(E).

ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF SOUTH PASADENA, CALIFORNIA,
ADDING A NEW ARTICLE IV (EXPANDED POLYSTYRENE
DISPOSABLE FOOD SERVICE WARE BAN) TO
CHAPTER 16 (GARBAGE AND WASTE) OF THE
SOUTH PASADENA MUNICIPAL CODE**

SECTION 1. A new Article IV (Expanded Polystyrene Disposable Food Service Waste Ban) is added to Chapter 16 (Garbage and Waste) to read as follows:

ARTICLE IV. Expanded Polystyrene Disposable Food Service Ware Ban

16.40 Purpose

16.41 Definitions

16.42 Prohibition of Expanded Polystyrene Food Service Ware

16.43 Exceptions

16.44 Enforcement

16.45 Effective Date

16.46 No Conflict with Federal and State Law

16.40 Purpose

The purpose of this chapter is to establish standards and procedures for environmental waste and litter reduction measures, and promote environmentally sustainable practices throughout the City by prohibiting the use and sale of expanded polystyrene food service ware by food providers within the city and in city facilities, city-managed concessions, city-sponsored or co-sponsored events, city permitted events and all franchisees, contractors and vendors doing business with the city.

16.40 Definitions

As used in this article, the following terms and phrases shall have the following meanings:

City Facilities. The term “city facilities” means any building, structure, or vehicle owned or operated by the City of South Pasadena, its agents, agencies, departments, and franchisees.

Customer. The word “customer” means anyone purchasing food or beverages from a restaurant or food provider.

Disposable Food Service Ware. The term “disposable food service ware” means single-use disposable products used in the restaurant and food service industry for serving or transporting prepared, ready-to-consume food or beverages. This includes but is not limited to plates, cups, bowls, trays and hinged or lidded containers. This does not include single-use disposable items such as straws, cup lids, or utensils, nor does it include single-use disposable packaging for unprepared foods.

Expanded polystyrene. The term “expanded polystyrene” or “EPS” means polystyrene that has been expanded or “blown” using a gaseous blowing agent into a solid foam. EPS is sometimes called “Styrofoam,” a Dow Chemical Co. trademarked form of polystyrene foam insulation.

Food packager. The term “food packager” means any person or entity, located within the City of South Pasadena, who places meat, eggs, baked products, or other food in packaging materials for the purpose of retail sale of those products.

Comment [DM1]: Recommend use of “disposable food service ware” because it’s a defined term.

Food provider. The term “food provider” means any person or place that provides or sells prepared food within the City of South Pasadena to the general public to be consumed on the premises or for take-away consumption. Food provider includes but is not limited to (1) a grocery store, supermarket, restaurant, drive-thru, cafe, coffee shop, snack shop, public food market, farmers' market, convenience store, or similar fixed place where prepared food is available for sale on the premises or for take-away consumption, and (2) any mobile store, food vendor, caterer, food truck, vending machine or similar mobile outlet. Food provider also includes any organization, group or individual that regularly provides prepared food to its members or to the general public as a part of its activities or services.

Non-profit food provider. The term “non-profit food provider” means a recognized tax exempt organization which provides food or beverage as a part of its services.

Polystyrene. The word “polystyrene” means and include expanded polystyrene, which is a thermoplastic petrochemical material utilizing a styrene monomer and processed by any number of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, foam molding, and extrusion-blow molding (extruded foam polystyrene).

Polystyrene food packaging. The term “polystyrene food packaging” means any food packaging which contains polystyrene foam or oriented polystyrene.

Prepared food. The term “prepared food” means any food or beverages which are served, packaged or are prepared on the retail vendor’s premises by cooking, chopping, baking, roasting, slicing, mixing, brewing, freezing, or squeezing. Prepared food may be eaten either on or off the retail vendor’s premises. For the purpose of this ordinance,

“prepared food” does not include raw, butchered, ground, chopped, or sliced meats, fish, and/or poultry sold from a butcher case or similar retail appliance for subsequent preparation.

Restaurant. The word “restaurant” means any establishment located within the city selling prepared food to be eaten on or about its premises by customers. “Restaurant” includes a sidewalk food vendor.

Retail vendor. The term “retail vendor” means any store, shop, sales outlet, or other establishment which sells food packaging.

16.42 Prohibition of expanded polystyrene food service ware

A. No restaurant, retail vendor, food packager, retail food vendor, or non-profit food provider shall provide prepared food to its customers in ~~any food packaging which utilizes Disposable Food Service Ware made of~~ expanded polystyrene; or purchase, obtain, keep, distribute, sell for home or personal use, or give, serve, or otherwise provide to customers any ~~food packaging Disposable Food Service Ware made of which utilizes~~ expanded polystyrene.

B. No food provider shall distribute or sell prepared food in any ~~d~~Disposable ~~f~~Food ~~s~~Service ~~w~~Ware made of EPS at any location within the city, unless it is wholly encapsulated or encased within a more durable material, as exempted in Section 16.43. This specifically includes, but is not limited to, cups, plates, bowls, clamshells and other products intended primarily for food service use, as well as coolers, containers and, ice chests.

Comment [DM2]: Necessary with the proposed changes

C. No person shall distribute or sell prepared food in any ~~d~~Disposable ~~f~~Food ~~s~~Service ~~w~~Ware made of EPS at city facilities. This subsection is limited to use of city facilities for which a person has entered into an agreement with the city to rent, lease or otherwise occupy a city facility. All facility rental agreements for any city facility shall include a provision requiring contracting parties to assume responsibility for preventing the utilization and/or distribution of disposable food service made of EPS while using city facilities. The facility rental agreement shall indicate that a violating contractor's security deposit will be forfeited if the city manager or his/her designee determines that ~~d~~Disposable ~~f~~Food ~~s~~Service ~~w~~Ware made of EPS was used in violation of the rental agreement.

D. No person shall use or distribute ~~d~~Disposable ~~f~~Food ~~s~~Service ~~w~~Ware made of EPS at city-sponsored events, city-managed concessions ~~and-or~~ city meetings ~~open to the public~~. This subsection shall apply to the function organizers, agents of the organizers, city contractors, food providers and any other person that enters into an

agreement with one or more of the function sponsors to sell or distribute prepared food or otherwise provide a service related to the function.

E. The city, its departments, and its city contractors, agents, and employees acting in their official capacity, shall not purchase or acquire ~~e~~Disposable ~~f~~Food ~~s~~Service ~~w~~Ware made of EPS, or distribute it for public use.

F. All food providers required by this code to have a business license shall certify compliance with this chapter on the annual business license renewal application.

16.43 Exceptions

A. Food items which are packaged outside the boundaries of the city, provided that such food is not altered, packaged or repackaged within the city limits, are exempt from the provisions of this chapter.

B. The city manager or his/her designee may exempt any person from Section 16.42 following the operative date of this ordinance, as follows:

- i. A request for an exemption shall be filed in writing with the city manager or his/her designee and shall include documentation of the reason for the requested exemption and any other information necessary for the city to make its decision. The city may require the applicant to provide additional information as necessary to make the required determinations. The city manager or his/her designee may approve an exemption request for a maximum of one (1) year, with or without conditions, upon finding that compliance would create an undue hardship. Undue hardship shall be construed to include, but not be limited to, situations where there are no reasonable alternatives to disposable food service ware made of EPS for reasons that are unique to the applicant.
- ii. The city manager's written decision on the exemption is effective within 10 days of the decision. Decisions of the city manager may be appealed by the person applying for the exemption to the city council. Appeals shall be filed in writing with the city clerk within 10 days of the decision and shall be accompanied by a fee set by resolution of the city council. Notice of hearing shall be given to the applicant at least 10 days prior to the hearing. The city council shall make its decision within 60 days of receiving the appeal.

C. Food packaging required to be purchased under a contract entered into one year prior to the effective date of this Chapter is exempt from the provisions of this

Chapter. This exemption will apply up to one (1) year from the effective date of this Chapter.

D. Food brought by individuals for personal consumption to city facilities, including but not limited to city parks, and centers, provided that the city facility is being used for individual recreation or similar purposes and such facility use is not part of a larger organized event that is otherwise governed by Section 16.42 (B-E).

E. EPS coolers and ice chests that are intended for reuse are exempt from the provisions of this Chapter.

G. The city manager or his/her designee may also determine to exempt from the requirements of this Chapter the procurement of supplies or services in the event of a proclaimed emergency or when otherwise deemed necessary by the city manager for the immediate preservation of the public health, safety, or general welfare.

16.44 Enforcement

A. The city manager or his/her designee shall have primary responsibility for enforcement of this Chapter. The city manager or his/her designee is authorized to establish regulations and administrative procedures and to take any and all other actions reasonable and necessary to obtain compliance with this Chapter, including, but not limited to, inspecting any food provider's premises to verify compliance in accordance with applicable law.

B. Any person violating or failing to comply with any of the requirements of this Chapter or of any regulation or administrative procedure authorized by it shall be guilty of an infraction.

C. The city attorney may seek legal, injunctive, or other equitable relief to enforce this chapter and any regulation or administrative procedure authorized by it. The city may also enforce this ordinance through the administrative citation procedure set forth in Chapter 1A.

D. The remedies and penalties provided in this section and in Chapter 1A are cumulative and not exclusive of one another.

16.45 Violations

Violations of this Chapter shall be punishable as follows:

A. For the first violation, the city manager or his/her designee, upon determination that a violation of this chapter has occurred, shall issue a written warning

notice to the person or food provider which will specify the violation and the appropriate penalties in the event of future violations.

B. Thereafter, the following schedule shall apply:

a. A fine not exceeding one hundred dollars (\$100.00) for the first violation following the issuance of a warning notice;

b. A fine not exceeding two hundred dollars (\$200.00) for the second violation following the issuance of a warning notice.

c. A fine not exceeding five hundred dollars (\$500.00) for the third and any subsequent violation that occurs following the issuance of a warning notice. Any violation of this Chapter shall constitute sufficient grounds for the revocation, suspension, denial or non-renewal of a business license issued by the city, held by the violator for the location at which the violation occurs.

16.46 Effective Date

A. No food provider shall distribute or utilize disposable food service containers containing expanded polystyrene on or after one year following the November 16, 2016 date of adoption of this ordinance by the city council.

B. No city facilities, city-managed concessions, city-sponsored events or city-permitted events shall distribute or utilize disposable food service containers containing expanded polystyrene on or after the effective date of this ordinance.

16.47 No Conflict with Federal and State Law

A. Nothing in this Chapter shall be interpreted or applied so as to create any requirement, power, or duty in conflict with any federal or state law.

B. If any sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining provisions of this ordinance. The city council hereby declares that it would have adopted this Ordinance and each sentence, clause or phrase thereof irrespective of the fact that any one or more sentences, clauses or phrases be declared unconstitutional or otherwise invalid.

SECTION 2. CEQA. This ordinance is not a "project" for purposes of the California Environmental Quality Act (CEQA), as that term is defined in CEQA Guidelines Section 15378. Because it is not a "project," this ordinance is not subject to CEQA's requirements. Further, even if this ordinance is deemed a "project" and therefore

subject to CEQA, the Ordinance is exempt for the following reasons: 1) under CEQA Guidelines Section 15061(b)(3), it is not a project which has the potential for causing a significant effect on the environment, and 2) under CEQA Guidelines Section 15308, it is an authorized action by an agency with regulatory authority for the purpose of assuring the maintenance, restoration, enhancement or protection of the environment.

SECTION 3. EFFECTIVE DATE. This ordinance shall take effect thirty days after its passage and adoption pursuant to California Government Code Section 36937.

SECTION 4. This ordinance shall take effect thirty (30) days after its final passage and within fifteen (15) days after its passage, the City Clerk of the City of South Pasadena shall certify to the passage and adoption of this ordinance and to its approval by the Mayor and City Council and shall cause the same to be published in a newspaper in the manner required by law.

PASSED, APPROVED, AND ADOPTED this ____ day of _____, 2016.

Diana Mahmud, Mayor

ATTEST:

APPROVED AS TO FORM:

Evelyn G. Zneimer, City Clerk
(seal)

Teresa L. Highsmith, City Attorney

Date: _____

I HEREBY CERTIFY the foregoing ordinance was duly adopted by the City Council of the City of South Pasadena, California, at a regular meeting held on the __ day of _____, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

Evelyn G. Zneimer, City Clerk
(seal)



PROPOSED EXPANDED POLYSTYRENE BAN IN SOUTH PASADENA

November 2, 2016
Presented by Jenna Shimmin
Sr. Management Analyst

Issue

- Polystyrene
 - food containers (both foam and clear) are derived from petroleum and are non-recyclable and non-compostable; meaning they stay in the environment for hundreds to thousands of years.
- Expanded (Foam) Polystyrene
 - its lightweight nature allows it to float in water & blow in wind. It does not break down, only breaks apart into ever smaller pieces, and is harmful to the watershed and wildlife.

Purpose

- Protect Waterways and Oceans from pollution
 - As well as protect wildlife from harm
- Protect human health and improve quality of life
- Reduce clean-up costs and landfill fees
 - Also reduces how much we put in landfills



Proposed Ban

- Ban on the following items made of expanded polystyrene:
 - To Go food containers
 - Items food is served on
 - Items food is packaged on in store
 - Items designed for one time use (e.g. coolers)
 - Cups
- Exemptions:
 - Pre-packaged items brought in from outside the City
 - Cutlery, straws, and lids

Implementation

- Proposing 1 year for compliance
- 89 other cities have a similar ordinance
 - 16 in Southern California
 - Pasadena is currently working on their own



Educational Outreach

- Alternatives research
- In business assessments
- Future product inclusion research
 - Raw foods products
- Public education efforts
- Facility tours



Banned Polystyrene



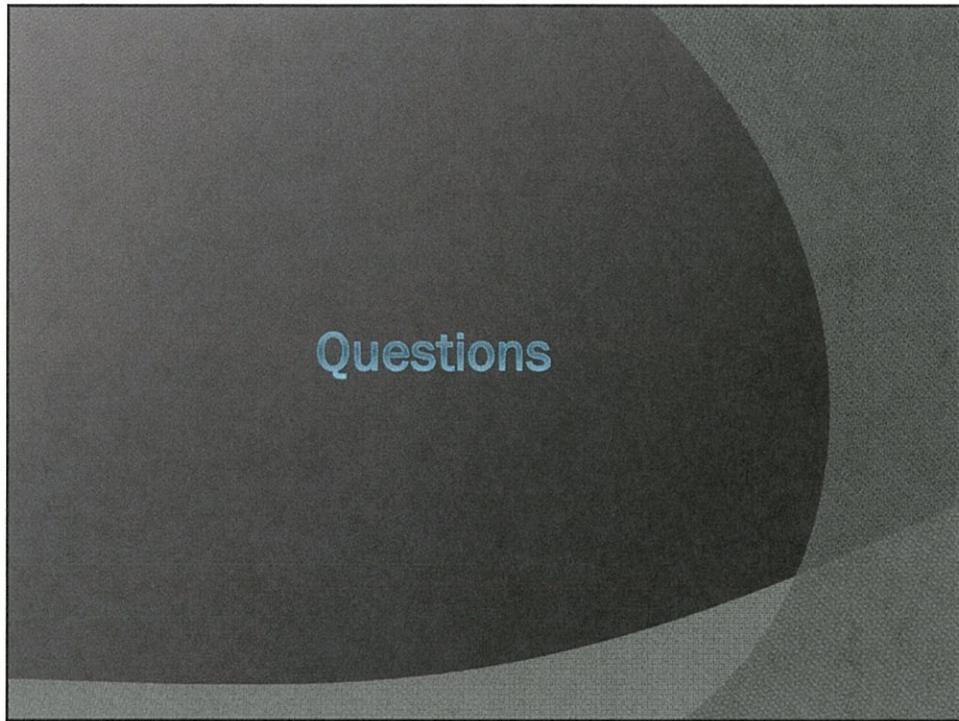
Alternatives

- Paper and Plant Fiber (Compostable)



- Plastic #1-5 & 7 (Recyclable)
- Aluminum (Recyclable)





Desiree Jimenez

From: Jennifer Shimmin
Sent: Wednesday, November 02, 2016 2:40 PM
To: Desiree Jimenez
Cc: Sergio Gonzalez
Subject: FW: Expanded Polystyrene Ordinance

FYI that this was sent to council by Bill Kelly.

Jenna Shimmin

Senior Management Analyst
Water Conservation and Environmental Programs
City of South Pasadena
(626)403-7311



From: William Kelly [REDACTED]
Sent: Wednesday, November 02, 2016 2:34 PM
To: Michael Cacciotti - Personal; Dr. Richard Schneider - Personal; Diana Mahmud; Robert Joe; Marina Khubesrian
Cc: Jennifer Shimmin; bglazier@southpasadenareview.com
Subject: Expanded Polystyrene Ordinance

Good Afternoon:

Since the expanded polystyrene ordinance is on the agenda tonight and is slated for late in the meeting, as the chair of the Natural Resources & Environmental Commission I wanted to share a few thoughts with you as I may not be able to be there when the item is heard.

First, NREC held two meetings in conjunction with the South Pasadena Chamber of Commerce over the summer. More than 80 restaurants and food establishments were invited to attend and between the two meetings no more than 20 attended. The general take away was that while the businesses were not keen on another regulation, they could live with it, particularly given adequate lead time and some sensitivity to their unique packaging needs and the availability of alternatives. Based on this, the Chamber of Commerce wrote in support of the amendment.

Second, NREC heard from the City of Santa Monica, which has had an ordinance in place for some time, and also from the city of Pasadena, which acted on its ordinance shortly after a representative of a city commission there similar to NREC gave a presentation to our commission. Both representatives insisted that polystyrene cannot be recycled economically and therefore is not recycled by solid waste companies here. They further stressed that there are economical substitutes available for most food packaging needs.

Third, while NREC started off with the idea of banning all use of polystyrene, it backed off that idea based on what we heard from both local businesses and these other cities to recommend that just the expanded polystyrene (i.e., foam) containers be covered by the ban.

Fourth, it appears that the California Restaurant Association has convinced some restaurants in town to write to you in opposition to the ordinance. I would point out that at least one of them claims it would ban all polystyrene containers,

which obviously is based on misinformation or outdated information. Another claims paper cups are not viable for serving hot coffee. Starbucks, where people line up for coffee, begs to differ.

Those who wrote late to you concerning this ordinance largely claimed that the cost of complying would be too substantial to afford. Below from Clean Water Action are two items, one a table comparing costs of products in 2012. There has been little inflation since then and as more cities ban polystyrene, it's reasonable to assume the alternative product makers may be achieving some economies of scale that could lead to lower costs in the future for their products. The other graphic shows that the cost of containers is a small fraction of the overall cost of running a restaurant. Despite the contention of a small group of business owners, cost is a negligible concern on this ordinance. No restaurant has been put under or hurt in Santa Monica, where food service is booming, and customers won't notice the extra pennies for the environmentally superior choice on a \$5, \$10, or \$40 tab for takeout food.

Fifth, aside from backing off on products, except for the foam containers, NREC recommended substantial lead time to allow for outreach and education to businesses as well as a liberal exemption policy. This was out of consideration for our businesses in recognition that they would need time to adjust and that for some compliance may be a genuine hardship, like mom and pop food services serving at the Farmer's market and buying their containers at retail prices.

Finally, this is not about cost or feasibility, but instead about preventing waste that winds up polluting the ocean and harming marine life we depend upon as a food source. As a parting thought, below is a picture of plastic floating on the sea in the Pacific Gyre.

So please, back this reasonable and cost-effective environmental protection ordinance. I believe most South Pasadena residents will applaud your responsible stance.

Sincerely,
Bill Kelly
Natural Resources & Environmental Commission Chair

Waste floating on the sea in the Pacific Gyre:



Polystyrene Foam Take-Out Packaging and Price Comparable Alternatives

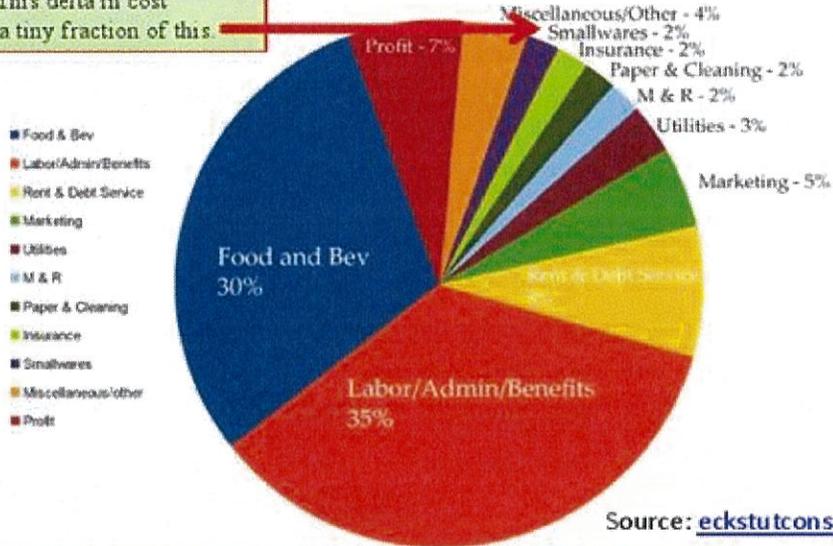
Product	Polystyrene Product	Unit Cost	Non-Foam Product	Unit Cost	Cost Difference
10 oz Cold Cup	Foam - Dart Container 1000 ct \$20.20	\$0.02	Plastic - Dart Container 2500 ct \$60.96	\$0.02	\$0.00
10 oz Hot Cup	Foam - Dart Container 1000 ct \$20.20	\$0.02	Paper - Choice 1000 ct \$36.53	\$0.04	\$0.02
12 oz Cold Cup	Foam - Dart Container 1000 ct \$22.09	\$0.02	Plastic - Dart Container 1000 ct \$24.90	\$0.02	\$0.00
12 oz Hot Cup	Foam - Dart Container 1000 ct \$22.09	\$0.02	Paper - Choice 1000 ct \$40.39	\$0.04	\$0.02
16 oz Cold Cup	Foam - Dart Container 1000 ct \$31.91	\$0.03	Plastic - Dart Container 1000 ct \$35.37	\$0.03	\$0.00
16 oz Hot Cup	Foam - Dart Container 1000 ct \$31.91	\$0.03	Paper - Choice 1000 ct \$44.03	\$0.04	\$0.01
12 oz Bowl	Foam - Dart Container 500 ct \$17.63	\$0.03	Plastic - Genpak 1000ct \$48.99	\$0.05	\$0.02
16 oz Bowl	Foam - Dart Container 500 ct \$19.65	\$0.04	Plastic - Genpak 1000ct \$63.99	\$0.06	\$0.02
6" Plate	Foam - Dart Container 1000 ct \$13.08	\$0.01	Paper - AJM Packaging 1000 ct \$7.53	\$0.007	\$0.00
9" Plate	Foam - Dart Container 500 ct \$19.37	\$0.04	Paper - AJM Packaging 1000 ct \$11.49	\$0.01	(\$0.03)
6" Hinge Container	Foam - Dart Container 500 ct \$17.13	\$0.03	Plastic - Dart 500ct \$28.18	\$0.06	\$0.03
9" Hinge Container	Foam - Dart Container 200 ct \$12.64	\$0.06	Plastic - Duralock 250ct \$25.94	\$0.10	\$0.04
Average Cost Difference					\$0.01

All prices from The WEBstaurant Store, July 2012.
 Lower prices (up to 25% less) may be obtainable through cooperative purchasing



Illustrative Restaurant Cost Structure

To meet the terms of the proposed ordinance, a Styrofoam restaurant would pay 1, 2, or 3 cents more per container. This delta in cost represents a tiny fraction of this.



Source: eckstutconsulting.com

(Assuming that you don't know this source, so don't trust it. Build your own pie chart using your own assumptions, and you will draw similar conclusions.)

an educator for 41 years the last 19
As a school administrator for over ~~(30?)~~
years, I have a low tolerance for
bureaucracy and even less for unresolved
conflicts handed down from rule-makers.

I see this URM ordinance as a perfect
example of that totally...and easily
avoidable situation.

I believe the City has had a Cultural
Heritage ordinance for over three decades.
We have a Preservation Element in our
General Plan.

Is it too much to ask that any new ordinance
that intersects with long-standing local
standards (laws, actually), should clarify and
make transparent for the public what applies
to them and what does not?

In my book, this URM ordinance does not!

Joan C. Hellard
