

Resolving the Challenges of SB 1383

Presentation for the OC City Managers Workshop

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April Hamud
Project Manager
HF&H Consultants, LLC





Franchise Agreement and Ordinance Updates

What's going on in Orange County?

CR&R - Aliso Viejo

Republic CVT Division – Anaheim, Fullerton, Yorba Linda, Garden Grove, Placentia, Brea, and Santa Ana

Republic/Rainbow Division – Seal Beach and Huntington Beach

WM – Irvine

Multiple Haulers – OC Unincorporated Areas

Franchise Agreement and Ordinance Updates

Tools and Resources

CalRecycle Model Tools

- Franchise Agreement
- Mandatory Organic Waste Disposal Reduction Ordinance
- Procurement Policy
- Edible Food Recovery Agreement

<https://calrecycle.ca.gov/organics/slcp/education>

SB 1383 Two-Page Summary Checklist (prepared by HF&H)

<https://hfh-consultants.com/blog/sb-1383-checklist/>



Franchise Agreement and Ordinance Updates

Challenges and Lessons Learned

1. Procuring organic waste products “for use or giveaway”

Jurisdictions cannot sell recovered organic waste products nor giveaway to private entities. A direct service provider can procure recovered organic waste product(s) on behalf of that jurisdiction.

2. Procurement of RNG – “Best Efforts” Contract Language

3. Limited Waivers

Commercial/Multi-family generator waivers can only be granted by jurisdiction, not the hauler. No de minimis waivers for residential generators.

4. List of Acceptable Recyclable Materials

Example contract language: “Due to fluctuating recyclables commodity markets, Jurisdiction and Contractor mutually agree that additional materials may be added or removed to the Recyclables Materials Collection program during the term of the Agreement without a formal amendment to this Agreement.”



Franchise Agreement and Ordinance Updates

Challenges and Lessons Learned

5. Contamination Monitoring Route Reviews (Lid Flipping)

Detailed procedure for contamination thresholds, courtesy pickups, whether to assess contamination processing fees (optional), and/or extra pick-up charges

6. SB 1383 Cost Impacts

What's the incremental cost to implement the SB 1383 requirements? What assumptions were used for the estimated amount of food waste collected per home per week? Consider a detailed rate review one-time after implementation to right-size cost for uncertainties.

7. Prop 218 and Rate Adjustments

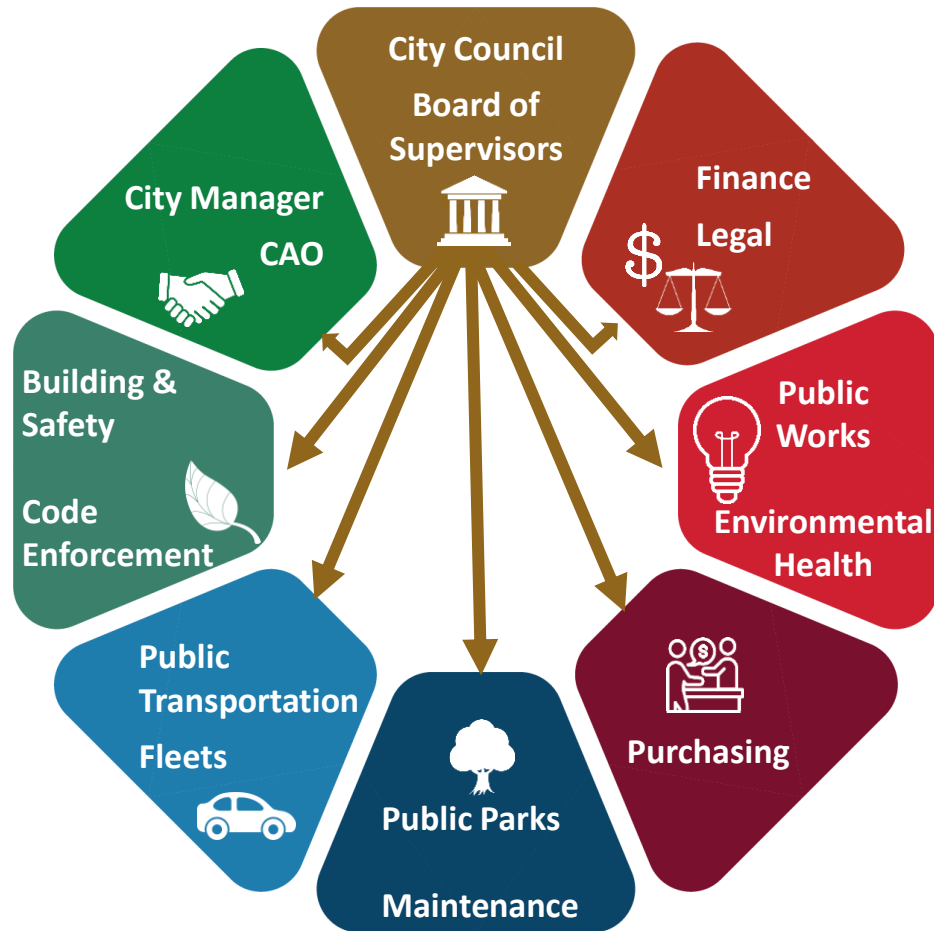
8. Year-long contracting process or more

SB 1383 in Action

Local Government Roles and Responsibilities

SB 1383 does not just apply to waste management and recycling departments.

Every local department plays a role in SB 1383 implementation.





Thank you!

April Hamud
April@hfh-consultants.com
(949) 251-8586



HF&H Consultants