



SB 1383 ORGANICS RECYCLING REGULATIONS WAIVER REQUEST FORM

INSTRUCTIONS:

Beginning January 1, 2022, California Senate Bill (SB) 1383 requires all businesses and multi-family properties to arrange for organic waste recycling services (*i.e.*, food waste and green waste). As required by the State, these regulations were codified in the Claremont Municipal Code to allow for local enforcement. Certain businesses and multifamily complexes of five units or more may qualify for waivers from these mandatory programs; however, only those who have requested and received a waiver from the City can avoid mandated participation. If a waiver is not approved by the City, your business or property will be required to participate in mandated services.

To apply for exemption, complete the accompanying SB 1383 Waiver Request Form and provide the required information. Waivers may be requested for each type of exemption you believe applies to your business. There are three types of waiver requests:

1. Third-Party Waiver for Businesses with Landscape Contractors/Organics Recyclers

- Businesses that have organics recycling by a landscaper or other third-party recycler may apply.
- Third-party recyclers must maintain disposal/recycling records and divert green waste from landfills as required by state law.
- Your business must agree to submit information to the City periodically to verify ongoing programs (copy of agreement specifying green waste is diverted).

2. Waiver for Businesses with Minimal Organic Waste (*i.e.*, "De Minimis Waiver")

- Businesses that generate a limited amount of organic waste may apply for a low-generator "de minimis" waiver if they have:
 - A) total solid waste collection of two cubic yards or more per week (*i.e.*, equal to at least 12 large or 24 regular trash bags, or about two-thirds of a standard dumpster), and organic waste of less than 20 gallons per week (*i.e.*, about 2 tall kitchen bags); or
 - B) total solid waste collection of less than two cubic yards per week and collected organic waste of less than 10 gallons per week.

3. Space Constraint Waiver

- Businesses lacking space for separate or additional green waste or food waste collection containers may request a space-constraint waiver.
- To qualify, you must demonstrate that space constraints cannot be resolved by downsizing containers, using split containers, or other solutions. You must first work with the City to consider solutions to space constraints.
- State regulations allow the City to waive compliance only if the City's own staff, a licensed architect, or a licensed engineer confirms the lack of adequate container space.

NOTE: Businesses granted waivers will be exempted for a five-year period from state requirements. To remain exempt, state law requires you to submit written verification of eligibility to the City every five years. During each five-year exemption period, state law also requires that you notify the City any time the waste generated at your business exceeds the qualifying waste-generation amount for any waiver granted or of any other relevant changes.

To apply for a waiver, please complete and submit the SB 1383 Waiver Request Form and any supportive documentation to the City of Claremont Sanitation Division, 1616 Monte Vista Avenue, Claremont, CA 91711.



City of Claremont
 1616 Monte Vista Ave.
 Claremont, CA 91711
 (909) 399-5431

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APPLICANT INFORMATION			
BUSINESS OR MULTI-FAMILY COMPLEX NAME		BUSINESS LICENSE NUMBER	
BUSINESS OR MULTI-FAMILY PHYSICAL ADDRESS		DATE SUBMITTED	
BUSINESS OFFICE MAILING ADDRESS	CITY	STATE	ZIP
CONTACT INFORMATION <i>(for designated business representative who should receive waiver related notices from the City)</i>			
Contact Name/Title	Phone Number	E-Mail	
WAIVER TYPE <i>(Check the box(es) adjacent to the exemption waiver type(s) you are requesting below and provide information and answers to <u>all</u> questions requested for each waiver choice.)</i>			
<p>THIRD-PARTY WAIVER (for properties with landscape contractors/organics recyclers) <i>Please provide the following information to request a Third-Party Recycling Waiver:</i></p> <ul style="list-style-type: none"> • Third-party organic waste recycling service (e.g., landscaper) information: <ul style="list-style-type: none"> ➤ <i>Recycler:</i> _____ <i>Business Lic #:</i> _____ <i>Phone:</i> _____ ➤ <i>Material type(s):</i> _____ ➤ <i>Facility where this material is taken for recycling</i> _____ 			
<p>WAIVER FOR BUSINESSES WITH MINIMAL ORGANIC WASTE (i.e., "De Minimis Waiver") <i>Please provide the following information to request a "De Minimis" Waiver:</i></p> <ul style="list-style-type: none"> • Average amount of organic waste collected per week: <ul style="list-style-type: none"> ≥ 2 cubic yards of waste and < 20 gallons of organics < 2 cubic yards of waste and < 10 gallons of organics • Does your business have a City-issued food waste recycling cart that you would like removed? _____ 			
<p>SPACE CONSTRAINT WAIVER <i>Please provide the following information to request a Space Constraint Waiver:</i></p> <ul style="list-style-type: none"> • I have documentation that space constraints preclude placement of green waste and/or food waste recycling containers at my business. _____ <i>(Please attach documentation)</i> • I have worked with the City to determine that we cannot adjust container sizes or make other such changes to resolve the space constraint issue. _____ • Please indicate the specific program(s) you are requesting a waiver for: <i>Green waste recycling only</i> ____ <i>Food waste recycling only</i> ____ <i>Green waste & food waste</i> ____ 			

By signing this form, you are attesting that you have a full understanding of your business' obligations to provide information, report to, and otherwise fully cooperate with the City, as detailed in the instructions herein which accompany this form.

Printed Name, Title and Signature of Authorized Business Representative _____

_____ Date