

City of
Gainesville

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Zero Waste Subcommittee
Solid Waste Ordinance Updates
September 28, 2021

Multifamily Recycling Signage and Container Location

- Enforcement Options
 - **Code enforcement proceeding - Special Magistrate crafts remedy, including fines and/or compliance deadline**
 - Civil Citation - Section 2-339 - one time fine for violation. Subsequent violations may require court appearance
 - Section 1-9 - \$500 per day or 60 days imprisonment
 - State Court – Seek injunction

Commercial Entity Providing Adequate Space for Containers

Property owners shall provide commercial tenants with space for commercial service containers for garbage, recycling, and organic materials collection or make reasonable accommodations for shared commercial service containers for garbage, recycling, and organic materials collection in a nearby location. If the property owner is unable to meet the above requirement, the property shall work with the city to develop an acceptable alternative plan for the collection of waste from the tenant. *Failure to develop a plan approved by the city will subject the property owner to code enforcement proceedings.*

Pilot Programs and Policies

We can start the implementing pilot programs immediately without an ordinance.

- Food waste diversion at curbside
- Reuse at Multifamily
- Reuse at Curbside
- Surplus to Non Profit Reuse

Prescription Drug Take Back

- Enforcement Options
 - **Code enforcement proceeding - Special Magistrate crafts remedy, including fines and/or compliance deadline**
 - Civil Citation - Section 2-339 - one time fine for violation. Subsequent violations may require court appearance
 - Section 1-9 - \$500 per day or 60 days imprisonment
 - State Court – Seek injunction

Polystyrene Recycling

- **500.90 Regulation of polystyrene products preempted to department.**—The regulation of the *use* or sale of polystyrene products by entities regulated under this chapter is preempted to the department. This preemption does not apply to local ordinances or provisions thereof enacted before January 1, 2016, and does not limit the authority of a local government to restrict the use of polystyrene by individuals on public property, temporary vendors on public property, or entities engaged in a contractual relationship with the local government for the provision of goods or services, unless such use is otherwise preempted by law.

Plastic Bag Recycling Requirements

403.7033... Until such time that the Legislature adopts the recommendations of the department, a local government, local governmental agency, or state governmental agency may not enact any rule, regulation, or ordinance regarding **use, disposition, sale, prohibition, restriction**, or tax of such auxiliary containers, wrappings, or disposable plastic bags.

Reuse Timelines

Single Family

2022 Curbside Analysis

- Quality of Material
- Volume of Material
- Collection Frequency
- Area of Collection

2023 Implementation

Multi-Family

2022 Pilot

- Identify Pilot Location(s)
- Work with Partners
- Draft Rules

2023 Implementation

Thank You