SUMMARY OF PROPOSED FLOOR DRAFT:

BILL 47 (2023), CD1
RELATING TO RECYCLING.

THE PROPOSED FD1 makes the following amendments:

A. Amends SECTION 2 of the bill by amending the definition of "Manufactured Compostable Material," which is included within the definition of "Recyclable Materials," to read as follows:

"(7) ***Manufactured Compostable Material.*** Any material specifically manufactured to break down in a compost system at the end of its useful life that may be made from paper or plant-based materials, along with other ingredients that provide necessary form and functionality, and that is certified by an appropriate authority, as determined by the department, such as the Biodegradable Product Institute or the Composting Manufacturing Alliance, as meeting the ASTM standard for compostability and that contains no perfluoroalkyl and polyfluoroalkyl substances (PFAS). The term includes but is not limited to items such as bags, food ware, service ware, coffee pods, and food packaging that are so manufactured;"

B. In SECTION 3 of the bill, amends ROH Section 42-1.12 to provide that by April 1, 2025, the Director of the Department of Environmental Services shall include the collection of food waste and manufactured compostable materials in the islandwide program for the curbside collection of recyclable materials.

C. Makes miscellaneous technical and nonsubstantive amendments.

HONOLULU CITY COUNCIL

KE KANIHELA O KE KALANA O HONOLULU

CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL **47 (2023), CD1, FD1**

Proposed

A BILL FOR AN ORDINANCE

RELATING TO RECYCLING.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to address curbside recycling, including the collection of manufactured compostable materials.

SECTION 2. Section 42-1.2, Revised Ordinances of Honolulu 2021, is amended by amending the definition of "Recyclable Materials" to read as follows:

"***Recyclable Materials.*** Include but are not limited to the following discarded materials for which a market exists and which are delivered to a point where they are converted to a material for later manufacture or reprocessing:

(1) ***Aluminum Can.*** A can that is designed and intended to hold a beverage or other substance and is manufactured of aluminum alloy;

(2) ***Battery.*** Any lead acid battery or dry cell battery discarded in the city independent of intended use;

(3) ***Corrugated Cardboard.*** Kraft, jute, or test liner pulp that is made by combining two or more webs of paper and formed or shaped into wrinkles or folds or into alternate ridges and grooves and discarded by commercial, industrial, and agricultural businesses;

(4) ***Food Waste.*** All animal, vegetable, and beverage waste that attends or results from the storage, preparation, cooking, handling, selling, or serving of food. The term shall not mean commercial cooking oil waste or commercial FOG waste;

(5) ***Glass Container.*** Any container that is manufactured from a mixture of silicates, borates, or phosphates;

(6) ***Green Waste.*** Tree branches under 9 inches in diameter, [~~hedges, and~~] hedge and other plant cuttings, [~~palm and~~] coconut and other palm branches[~~,~~] or fronds, vines, and similar materials;

(7) ***Manufactured Compostable Material.*** Any material specifically manufactured to break down in a compost system at the end of its useful

life that may be made from paper or plant-based materials, along with other ingredients that provide necessary form and functionality, and that is certified by an appropriate authority, as determined by the department, such as the Biodegradable Product Institute or the Composting Manufacturing Alliance, as meeting the ASTM standard for compostability and that contains no perfluoroalkyl and polyfluoroalkyl substances (PFAS). The term includes but is not limited to items such as bags, food ware, service ware, coffee pods, and food packaging that are so manufactured;

[~~(7)~~] (8) ***Metal Scrap.*** Any metal, in whole or in parts, from buildings, equipment, machinery, and vehicles discarded by commercial, industrial, and agricultural businesses;

[~~(8)~~] (9) ***Newspaper.*** A publication that is printed and distributed and contains news articles, opinions, features, and advertising, and is manufactured of impermanent wood pulp material;

[~~(9)~~] (10) ***Office Paper.*** Computer paper, and white and colored ledger paper, which is discarded by commercial, industrial, and agricultural businesses;

[~~(10)~~] (11) ***Paperboard.*** A sheet of fibrous material made from either virgin wood fiber or recycled paper stock or a combination of these sources;

[~~(11)~~] (12) ***Plastic Container.*** A container that is designed and intended to hold a beverage or food product and is manufactured of polyethylene terephthalate (PET), high-density polyethylene (HDPE), and other synthetic materials;

[~~(12)~~] (13) ***Steel Can***[~~. (Also referred to as "tin can" due to a protective coating of tin)~~] **(also referred to as *Tin Can* due to a protective coating of tin).** A can made primarily of steel and manufactured to hold food or other items; and

[~~(13)~~] (14) ***Used Oil.*** A petroleum-based oil, which through use, storage, or handling, has become unsuitable for its original purpose due to the presence of impurities or loss of original properties."

SECTION 3. Section 42-1.12, Revised Ordinances of Honolulu 2021 ("Islandwide curbside recycling program"), is amended by amending subsection (a) to read as follows:

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"(a) The director shall establish an islandwide program for the curbside collection of recyclable materials. The director may implement the program in stages, provided that by July 1, 2007, the curbside collection of recyclable materials shall include, at a minimum, the collection of at least two of the following:

(1) Glass containers;

(2) Newspapers;

(3) Plastic containers;

(4) Green waste; [~~and~~]

(5) Food [~~waste.~~] waste; and

(6) Manufactured compostable materials.

By July 1, 2008, the director shall include, at a minimum, an additional two recyclable materials from the list in this subsection. By [~~January 1, 2024,~~] April 1, 2025, the director shall include the collection of food waste[~~.~~] and manufactured compostable materials."

SECTION 4. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring.

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SECTION 5. This ordinance takes effect upon its approval.

INTRODUCED BY:

Matt Weyer

Radiant Cordero

DATE OF INTRODUCTION:

August 9, 2023
Honolulu, Hawai'i

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____day of _____, 20 _____.

RICK BLANGIARDI, Mayor
City and County of Honolulu