Evanston Environment Board  
Thursday, February 10, 2011  
7:00pm  
Lorraine Morton Civic Center, 2100 Ridge, Room #2200

AGENDA

I. Approval of Minutes from January *(attachment)*

II. Citizen Comment (Please sign in)

III. CNT Green Infrastructure Report (Hal Sprague – 30 mins)

IV. Multi-Modal Plan Roundtable

V. FOR ACTION: Disposable Bag Reduction Ordinance, Letter to Council *(attachment)*

VI. News/Roundtable  
   a. General Updates  
      i. Backyard Hens (C.Caneva)  
      ii. Wind RFI Update (K.Glynn)  
      iii. CTA Expansion (H.Bartling)  
      iv. Veolia Transfer Station (C.Caneva)  
      v. Milk Carton Recycling (A.Viner)  
   b. Strategic Updates  
      i. Environment Board Annual Report – Update from Council Presentation (P.Finnegan/S.Besson)  
      ii. North Shore Environmental Commissioners – Update from February 5th Meeting (S.Besson)

NEXT MEETING – Thursday, March 10, 2011
EVANSTON ENVIRONMENT BOARD MINUTES
January 13, 2011

Board Members Present:

<table>
<thead>
<tr>
<th>Name</th>
<th>Present</th>
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<tbody>
<tr>
<td>Bartling, Hugh</td>
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<td>Besson, Susan (Co-Chair)</td>
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<td>Cheng, Likwan</td>
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<td>Cox, Dan</td>
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<td>Finnegan, Paige (Co-Chair)</td>
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<td>Glynn, Kevin</td>
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<td>Kaplan, Susan</td>
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<td>King, Ellen</td>
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<td>Viner, Anne</td>
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<td>Waller, Suzanne</td>
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Community Members Present: Michael Drennan, Citizens’ Greener Evanston, Disposable Bag Tax
Chadwick Strum, Sustainable Action, Evanston Bicycle Library

Staff Present: Carl Caneva, Health Department
Catherine Hurley, Sustainable Programs Coordinator
Ald. Burrus, 9th Ward

I. Approval of Minutes from December (attachment) – HB Abstained.

II. Citizen Comment
   a. General Citizen Comment (Please sign in)
      i. Jill, Resident Interested in Environmental Issues, taking classes in Sustainability
         in the Evenings, Spoke with Catherine Hurley, interested in Projects that she can
         participate in.
   b. Chadwick Strum, Sustainable Action (10 Minutes) – Request PPT
      Delaware North Company (DNC) provides food service in Yellowstone. Does safety
      education. Fundraising, fellowship. New Belgium grant for bicycle promotion.
      $10/bike/year for user fees. Target – Transitionally housed people. Check the bike out
      for 1-year. SB: education? What about boocoo?

III. Disposable Bag Tax (Michael Drennan - 20 mins)
Progress on Bag Fee – “Bag Reduction Ordinance” – What is the relative impact here? Looked for assistance from ISEN (Student Projects). 450 Bags/Evanstonian/Year. Equivalency calculators (provide to MD). Education and behavior change (get the bags out of the car). Hong Kong references.

Ald. Burrus – Not concerned about the money. Wants bag reduction. Larry Widmeyer, ECC, wants to call it a fee. Ordinance was put out, was asked to call it back to do more education. Wants to know how we can get the Env. Board on board to move this along. We will have a fight from the Chemical Industry, potentially the ECC, others? Requesting our feedback. ISEN, other NU groups will educate. MD – good volunteer base involved. CB – wants an ordinance in place this year. SB – have you spoken to the legal department?

IV. Multi-Modal Plan Roundtable – Update from Carl
City staff will be at Feb meeting. EK, HB will meet with staff in interim.

V. Milk Carton Recycling – Anne Viner
Highland Park has an 80% participation rate. AV has been communicating with B. Becharas, D. Peach, Rachel R, about moving this forward in D65. Reached out to Bill Bogat, Chair of HP Env. Commission who connected her to Nancy Himmelfarb who connected her to someone at Environmental Impact Initiative (EII) who helped to implement the initiative. Who are the people in HP who worked on this, connecting her to those folks, and then starting within Evanston. CC – recommends talking to the person who contacted us about the trays.

VI. Strategic Plan Discussion
a. Per Carl: My current understanding of the code review is the whole document (all amendments & changes from all departments committees and boards) is scheduled to be presented before council by the end of the 1st quarter this year. There is some concern due to the rezoning of the downtown and current court cases that may push this back. Additionally, I was informed this morning that all amendments under title six must go before a Zoning Review Board. I am researching what that process is. The alternative to waiting until the end of the 1st quarter would be to go amendment by amendment to Human Services.

KG: Let’s wait until the end of March. If Legal is on top of it, we’ll wait. If not, we’ll go to HSC in April.

SB asks Catherine Hurley about code review. Collaborating frequently and often will be accepted. CH is working with Suzette, PW, on composting. Does Code need to be revised for Composting? YES. Define backyard composting. EK – Don’t forget the massive failure of the City’s “Industrial” composting facility. Huge PR problem if you start telling residents how to do it but you failed. Go to SeattleTilth.org. SW – SWAG
group is interested in composting, students want to participate. Collective Resource, Erlene Howard.

b. Environment Board Annual Report (draft attached)
Kevin – I did lots of the work for the Wind Farm on behalf of the EB. NOT CGE. KG will draft the paragraph. Anne – NS Commissioners, add Evanston. Include that we are communicating with the commissioners.

c. North Shore Environmental Commissioners – Meeting Saturday, February 5
Email the Board the MEEP and Emissions comparison table.

VII. News/Roundtable
a. Backyard Hens
   i. Applications (1 application, no new permits, 4 Coops)

b. Wind RFI Update
   i. Review Committee Formation – Update – 50+ applications (coming through CH and Mayor). Guidelines to review an RFI – through UN? Announce first Council meeting in February 14th.


d. Veolia – meeting for those involved proposal for a host agreement.

Meeting adjourned at 8:43pm

NEXT MEETING – Thursday, February 10, 2011
AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To protect the aquatic and environmental assets of the District of Columbia, to ban the use of disposable non-recyclable plastic carryout bags, to establish a fee on disposable carryout bags provided by grocery stores, drug stores, liquor stores, restaurants, and food vendors, to give the Office of Tax and Revenue the authority to implement rules and procedures to collect the fee, to provide for the issuance of Anacostia River Commemorative License Plates, to establish a nonlapsing fund known as the Anacostia River Cleanup and Protection Fund in which the fees, the net proceeds from the issuance of Anacostia River Commemorative License Plates, and the net proceeds from a voluntary income tax check-off are deposited, to authorize use of the fees; and to amend Title 47 of the District of Columbia Official Code and the District of Columbia Revenue Act of 1937 to make conforming amendments, including the creation of a voluntary income tax check-off.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Anacostia River Clean Up and Protection Act of 2009”.

Sec. 2. Definitions.
For the purposes of this act, the term:
(1) “Disposable carryout bag” means a bag of any material, commonly plastic or kraft paper, which is provided to a consumer at the point of sale to carry purchases. The term “disposable carryout bag” shall not include:
(A) Bags used by consumers inside stores to:
   (i) Package bulk items, such as fruit, vegetables, nuts, grains, candy, or small hardware items;
   (ii) Contain or wrap frozen foods, meat, or fish, whether prepackaged or not;
   (iii) Contain or wrap flowers, potted plants, or other items where dampness may be a problem; and
   (iv) Contain unwrapped prepared foods or bakery goods;
(B) Bags provided by pharmacists to contain prescription drugs;
(C) Newspaper bags, door-hanger bags, laundry-dry cleaning bags, or bags sold in packages containing multiple bags intended for use as garbage, pet waste, or yard waste bags;

(D) Paper carryout bags that restaurants, as defined in D.C. Official Code § 47-2827(e)(2), provide to customers to take food away from the retail establishment;

(E) Reusable carryout bags; or

(F) Bags provided to the consumer, as required by D.C. Official Code § 25-113(b)(5)(C), for the purpose of transporting a partially consumed bottle of wine.

(2) “Fund” means the Anacostia River Clean Up and Protection Fund established by section 6(a).

(3) “Retail establishment” means any licensee under a Public Health: Food Establishment Retail endorsement to a basic business license under Chapter 28 of Title 47 of the District of Columbia Official Code or under an off-premises retailer’s license, class A or B, pursuant to D.C. Official Code § 25-112.

(4) “Reusable carryout bag” means a bag with handles that is specifically designed and manufactured for multiple reuse and is made of cloth, fiber, other machine washable fabric, or durable plastic that is at least 2.25 millimeters thick.

Sec. 3. Requirements for disposable carryout bags made available to customers by retail establishments.

(a) Disposable carryout bags made of plastic that cannot be recycled shall not be sold or distributed, retail or wholesale, in the District.

(b) Disposable carryout bags made of paper shall:

(1) Be 100% recyclable;

(2) Contain a minimum of 40% post-consumer recycled content; and

(3) Display the phrase “Please Recycle This Bag”, or a substantially similar phrase, in a highly visible manner on the bag exterior.

(c) Disposable carryout bags made of plastic shall:

(1) Be 100% recyclable;

(2) Be made of high-density polyethylene film marked with the SPI resin identification code 2 or low-density polyethylene film marked with the SPI resin identification code 4; and

(3) Display the phrase “Please Recycle This Bag”, or a substantially similar phrase, in a highly visible manner on the bag exterior.

(d) Violation of the requirements set forth in this section shall subject the retail establishment to the penalties set forth in section 5.

Sec. 4. Establishment of fee.

(a)(1) A consumer making a purchase from a retail establishment shall pay at the time of purchase a fee of $.05 for each disposable carryout bag.
(2) A retail establishment shall not advertise or hold out or state to the public or
to a customer directly or indirectly that the reimbursement of the fee or any part thereof to be
collected by the retail establishment will be assumed or absorbed by the retail establishment or
otherwise refunded to the customer.

(3) All retail establishments shall indicate on the consumer transaction receipt
the number of disposable carryout bags provided and the total amount of fee charged.

(b)(1)(A) Each retail establishment shall retain $.01 of each $.05 fee collected;
provided, that an establishment that chooses to offer a carryout bag credit program to its
customers, as set forth in subparagraph (B) of this paragraph, shall retain an additional $.01
from each fee collected, for a total of $.02 for each $.05 fee collected.

(B) A retail establishment shall retain an additional $.01 of each $.05 fee
for a carryout program which:

(i) Credits the consumer no less than $.05 for each carryout bag
provided by the consumer for packaging their purchases, regardless of whether that bag is
paper, plastic, or reusable;

(ii) Is prominently advertised at each checkout register; and

(iii) Reflects the total credit amount on the consumer transaction
receipt.

(C) The fees retained by the retail establishment under this paragraph
shall not be classified as revenue and shall be tax-exempt for the purposes of Chapters 18, 20,

(D) The fees retained by the retail establishment shall be excluded from
the definition of retail sale under D.C. Official Code § 47-2001(n)(2) and from the definition of
gross receipts under D.C. Official Code § 47-2761(5).

(E) The fees to be remitted to the District under subsection (b)(2) of this
section shall be added to other tax payments in determining whether the electronic payment
requirement under D.C. Official Code § 47-4402(c) applies.

(2) The remaining amount of each fee collected shall be paid to the Office of
Tax and Revenue and shall be deposited in the Anacostia River Cleanup and Protection Fund
established by section 6(a).

(c) The Office of Tax and Revenue shall develop rules for frequency and method for
reporting and transmitting the fees, as set forth in subsection (a) of this section, to the District.

(d) Except to the extent of any inconsistency with this act, the same provisions to Title
47 of the District of Columbia Official Code that are applicable to the gross sales tax shall
govern the administration, collection, and enforcement of the fee set forth in subsection (a) of
this section.

Sec. 5.  Rules; enforcement and penalties for violation.

(a) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure
Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seg.), shall issue
rules to implement the provisions of this act within 90 days after the effective date of this act.  

(b) If the Mayor determines that a violation has occurred, the retail establishment shall be liable for the fees under section 4(a) and:

(1) Upon the 1st violation, written warning notice that a violation has occurred shall be issued to the retail establishment. No penalty shall be imposed for the 1st violation.

(2) Upon subsequent violations, the Mayor shall impose a penalty on the retail establishment. The penalty shall not exceed:

(A) $100 for the 1st violation after the written warning in a calendar year;

(B) $200 for the 2nd violation in the same calendar year; or

(C) $500 for the 3rd and each subsequent violation in the same calendar year.

(3) No more than one penalty shall be imposed upon a retail establishment within a 7-day period.

(c) If payment of any amounts due under this section is not received on or before the due date, a penalty shall be added as the Mayor provides by rule.

(d) Revenues collected through citations for violation of this act shall be used only for enforcement costs, including hiring inspectors and other staff, and administrative costs associated with enforcement of this act.

Sec. 6. Establishment of the Anacostia River Clean Up and Protection Fund.

(a) There is established as a nonlapsing fund the Anacostia River Clean Up and Protection Fund. The fees established by section 4 for disposable carryout bags and transmitted to the Office of Tax and Revenue, the net proceeds from the issuance of Anacostia River Commemorative License Plates, and the net proceeds from the voluntary tax check-off provided in D.C. Official Code § 47-1812.111c shall be deposited in the Fund. The Fund shall be used solely for the purposes set forth in subsection (b) of this section and shall be administered by the Office of the Director of the District Department of the Environment.

(b) The Fund shall be used solely for the purposes of cleaning and protecting the Anacostia River and other impaired waterways. Funds shall be used for the following projects in the following order of priority:

(1) A public education campaign to educate residents, businesses, and tourists about the impact of trash on the District’s environmental health;

(2) Providing reusable carryout bags to District residents, with priority distribution to seniors and low-income residents;

(3) Purchasing and installing equipment, such as storm drain screens and trash traps, designed to minimize trash pollution that enters waterways through storm drains, with priority given to storm drains surrounding the significantly impaired tributaries identified by the District Department of the Environment;

(4) Creating youth-oriented water resource and water pollution educational...
campaigns for students at the District public and charter schools;
(5) Monitoring and recording pollution indices;
(6) Preserving or enhancing water quality and fishery or wildlife habitat;
(7) Promoting conservation programs, including programs for wildlife and endangered species;
(8) Purchasing and installing equipment designed to minimize trash pollution, including, recycling containers, and covered trash receptacles;
(9) Restoring and enhancing wetlands and green infrastructure to protect the health of the watershed and restore the aquatic and land resources of its watershed;
(10) Funding community cleanup events and other activities that reduce trash, such as increased litter collection;
(11) Funding a circuit rider program with neighboring jurisdictions to focus river and tributary clean-up efforts upstream;
(12) Supporting vocational and job training experiences in environmental and sustainable professions that enhance the health of the watershed;
(13) Maintaining a public website that educates District residents on the progress of clean-up efforts; and
(14) Paying for the administration of this program.

(c) The Fund shall not be used to supplant funds appropriated as part of an approved annual budget for Anacostia River cleaning activities.

(d) All funds deposited into the Fund, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of the fiscal year, or at any other time, but shall be continually available for the uses and purposes set forth in subsection (b) of this section without regard to fiscal year limitation, subject to authorization from Congress.

Sec. 7. Public information and outreach campaigns.
Beginning on or before October 1, 2009, the District Department of the Environment shall:

(1) Conduct an intensive public information campaign aimed at educating the public on the importance of reducing the number of disposable carryout bags entering the waste stream and the impact of disposable carryout bags on the rivers, tributaries, and environmental health of the District; and

(2) Conduct an outreach campaign that includes:
   (A) A public-private partnership to provide reusable carryout bags to District residents; and
   (B) Working with service providers that assist seniors and low-income residents to distribute information and multiple reusable carryout bags to low-income households.
Sec. 8. Issuance of Anacostia River Commemorative License Plates.

(a) The Mayor shall issue reflectorized motor vehicle identification tags of a design to enhance public awareness of the District of Columbia’s efforts to restore and protect the Anacostia River and these identification tags may be called Anacostia River Commemorative License Plates. These identification tags shall retain and display the “TAXATION WITHOUT REPRESENTATION” slogan of the current District of Columbia motor vehicle identification tags.

(b) In addition to the annual registration fee required by section 3(a) of Title IV of the District of Columbia Revenue Act of 1937, approved August 17, 1937 (50 Stat 680; D.C. Official Code § 50-1501.03(a)), a one-time fee of $25 shall be charged each time new Anacostia River Commemorative License Plates are issued. There shall also be a $20 renewal fee for Anacostia River Commemorative License Plates, which fee shall be charged biennially.

(c) The Mayor shall recover the cost of producing and issuing the Anacostia River Commemorative License Plates from the proceeds collected from the one-time $25 fee and the biennial $20 renewal fee established under subsection (b) of this section.

(d) The balance shall be paid into the Anacostia River Clean Up and Protection Fund established by section 6(a) and used for the purposes described therein.

(e) The Mayor shall implement this section within 180 days after the effective date of this act. If an extension is necessary, the Mayor shall notify the Council prior to the implementation date.

Sec. 9. Conforming amendments.

(a) Title 47 of the District of Columbia Official Code is amended as follows:

(1) The table of contents for Chapter 18 is amended by adding a new section designation to read as follows:

“47-1812.11c. Anacostia River Clean Up and Protection Fund tax check-off.”.

(2) Section 47-1803.02(a)(2) is amended by adding a new subparagraph (Y) to read as follows:

“(Y) Fees retained by a retail establishment under section 4(b)(1) of the Anacostia River Clean Up and Protection Act of 2009, passed on 2nd reading on June 16, 2009 (Enrolled version of Bill 18-150).”.

(3) A new section 47-1812.11c is added to read as follows:

“§ 47-1812.11c. Anacostia River Clean Up and Protection Fund tax check-off.

“(a) For the 2009 tax year, and for each subsequent tax year, there shall be provided on the District individual income tax return a voluntary check-off that indicates that an individual may contribute a minimum donation or gift of $1 to the Anacostia River Clean Up and Protection Fund (“Fund”) established by section 6(a) of the Anacostia River Clean Up and Protection Fund Act of 2009, passed on 2nd reading on June 16, 2009 (Enrolled version of Bill 18-150). The contribution shall reduce any refund owed to the individual taxpayer or increase
the tax owed by the individual taxpayer on the taxpayer's tax return. The funds generated from the tax check-off shall be deposited in the Fund, except that any cost incurred by the Mayor in collecting, processing, accounting, or disbursing the funds generated by the tax check-off shall be reimbursed to the Mayor from the funds generated by the tax check-off.

“(b)(1) Except as provided in paragraph (2) of this subsection, any unpaid District tax liability on an individual income tax return shall render any voluntary tax check-off election void. Any amount paid for the purpose of contributing to the Fund shall be used first to satisfy any unpaid tax liability in whole or in part.

“(2) If there is any amount that remains after satisfaction of the unpaid tax liability, the amount shall be deposited in the Fund.

“(c) The Mayor shall include with the individual tax return package a description of the purposes for which the Fund was established and projects for which the Fund may be used.”

(4) Section 47-2001(n)(2) is amended as follows:
(A) Subparagraph (G) is amended by striking the word “or” at the end.
(B) Subparagraph (H) is amended by striking the period at the end and inserting the phrase “; or” in its place.
(C) A new subparagraph (I) is added to read as follows:
“(I) Fees retained by a retail establishment under section 4(b)(1) of the Anacostia River Clean Up and Protection Act of 2009, passed on 2nd reading on June 16, 2009 (Enrolled version of Bill 18-150).”

(5) Section 47-2005 is amended by adding a new paragraph (36) to read as follows:
“(36) Fees retained by a retail establishment under section 4(b)(1) of the Anacostia River Clean Up and Protection Act of 2009, passed on 2nd reading on June 16, 2009 (Enrolled version of Bill 18-150).”

(6) Section 47-2761(5) is amended by striking the phrase “except that beginning with the ballpark fee that is required by this chapter to be paid in fiscal year 2005 and thereafter, the calculation of the income shall not include the collection of federal or local taxes on motor vehicle fuel.” and inserting the phrase “provided, that the calculation of the income shall not include:

“(A) The collection of federal or local taxes on motor vehicle fuel; or
“(B) Fees retained by a retail establishment under section 4(b)(1) of the Anacostia River Clean Up and Protection Act of 2009, passed on 2nd reading on June 16, 2009 (Enrolled version of Bill 18-150).” in its place.

(b) The District of Columbia Revenue Act of 1937, approved August 17, 1937 (50 Stat. 673; codified in scattered sections of the D.C. Official Code), is amended as follows:

(1) Section 3 of Title IV (D.C. Official Code § 50-1501.03) is amended as follows:
(A) Subsection (a)(1) is amended by adding a new sentence at the end to read as follows:
“Any person ordering Anacostia River Commemorative License Plates shall pay the fees as set forth in section 8(b) of the Anacostia River Clean Up and Protection Act of 2009, passed on 2nd reading on June 16, 2009 (Enrolled version of Bill 18-150).”

(B) Subsection (d) is amended by striking the phrase “as established by section 3a” and inserting the phrase “as established by section 3a and the fees collected for Anacostia River Commemorative License Plates shall be deposited in the Anacostia River Clean Up and Protection Fund established by section 6(a) of the Anacostia River Clean Up and Protection Act of 2009, passed on 2nd reading on June 16, 2009 (Enrolled version of Bill 18-150).”.

(2) Sections 102b and 102c (D.C. Official Code §§ 50-801 and 50-802) are repealed.

Sec. 10. Applicability.
Sections 2 through 6 shall apply as of January 1, 2010.

Sec. 11. Fiscal impact statement.
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 12. Effective date.
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia
To: Evanston Environmental Board and City Council

From: Public Advocacy Sector,  
Citizens' Greener Evanston

Cc:

Subject: Disposable Carryout Bag Tax Ordinance 00-X-10  
Date: 00-00-2010

We recommend that a Disposable Carryout Bag Tax Ordinance be enacted to reduce unnecessary waste, and promote the use of reusable shopping bags and other sustainability measures in Evanston.

As in other communities around the country nearly every retail transaction in Evanston ends with the placement of purchased goods into a disposable shopping bag. These bags are hazardous to the environment in a number of ways. Each year 12 million gallons of oil go into the production of the 100 billion plastic bags used annually in America. And the manufacture of paper bags requires five times more energy to produce than plastic bags. Not simply is such packaging costly in its impact on climate change and environmental degradation, but at a cost of one cent per plastic bag and five cents per paper bag its costly to retailers as well.

The trend in many communities around the country is to minimize the use of free, disposable bags in their communities. Communities have banned plastic bags, only to see a corresponding rise in the use of plastic bags. Recycling one ton of plastic bags can cost up to $4000; not an economically feasible option under current economic conditions. And the recycling of paper bags can involve almost 1500 BTUs – nearly half the energy required for their creation. Taxes on disposable bags both in the United States and abroad have been shown to reduce their use by up to ninety percent, and generate thousands of dollars in revenue for environmentally related projects.

We believe a tax on disposable carryout bags would help achieve three primary objectives:

1) Reduce the use of disposable bags in Evanston, thereby reducing greenhouse gas emissions associated with the production, shipping, and disposal of single-use bags
2) Reduce the unsightly litter and environmental hazards associated with wide-spread disposal of such bags
3) Generate a steadily decreasing revenue stream for the Evanston Climate Action Fund, and the City of Evanston, one capable of clearly demonstrating a reduction in bag use.
Elements of a Bag Tax Ordinance
The Advocacy Sector of Citizens' Greener Evanston identifies the following elements for a city ordinance:

- **Definitions:** Following from legislation recently passed in the District of Columbia we define carryout bags as those provided at the point of sale to carry out consumer purchases. This would exclude bags for bulk items; containers to wrap frozen foods or meat and fish, containers for baked or pastry goods, flowers, potted plants and other bags. Reusable carryout bags would be those designed of durable materials for multiple uses. Retail establishments as defined by city code might include grocery stores, convenience stores, dry cleaners, pharmacies, restaurants and the like.

- **Requirements:** First, retail establishments would no longer be able to provide disposable carryout bags made of plastic that could not be recycled. Instead, Evanston would require such bags be made of 100% recyclable plastic, generated from a minimum of 40% post consumer recycled content, and displaying a message of “Please Recycle This Bag” in a prominent location.

- **Fees:** Consumers making a purchase from a retail establishment shall pay at the time a fee of twenty cents ($0.20) for each disposable carryout bag provided by the store for their use. The balance of each fee would be paid to the Evanston Office of Tax and Revenue. The city would deposit half of the fee revenue into the Evanston Climate Action Fund, and retain the remainder for establishing recycling bins in all parks and public spaces, providing reusable carryout bags to seniors and low income residents, and educating the public on the purpose and benefits of recycling.

- **Enforcement:** If the City of Evanston determines that a violation of this ordinance has occurred it would issue a written warning to the retail establishment. Secondary and subsequent violations would earn the establishment penalties of $100, $200 etc.

- **Information and Outreach:** Begin, on or before the date this ordinance goes active, a program to educate the public on the importance of reducing disposable carryout bag use, and the impact of such bags on the environment. Partner with the private sector to acquire reusable carryout bags for city residents, and with other public sector institutions to distribute information and reusable carryout bags to low income residents.

**Similar Ordinances**
There is a growing movement nationwide to discourage the use of disposable bags.

- Last year the District of Columbia passed a nearly identical ban on non-recyclable plastic carryout bags, and a fee on disposable carryout bags, to protect the Anacostia river. The ordinance apparently reduced disposable bag use by fifty percent among large retailers, and generated revenues of $150,000 in its first month: [http://www.washingtonpost.com/wp-dyn/content/article/2010/03/29/AR2010032903336.html?sub=AR](http://www.washingtonpost.com/wp-dyn/content/article/2010/03/29/AR2010032903336.html?sub=AR)

New York City imposed a supplementary tax on the use of disposable plastic carryout bags in conjunction with a 2008 law that required retail establishments to collect all disposable carryout bags they provided to consumers for recycling.

http://www.nytimes.com/2008/01/10/nyregion/10bags.html?_r=1

Supporting Rationale for Ordinance

In October, 2002, the City of Evanston unanimously signed the Mayor’s Climate Protection Agreement, which includes promoting and enacting policies and programs to meet or beat the greenhouse gas emissions reduction target suggested for the United States in the Kyoto Protocol: 7% reduction from 1990 levels by 2012. The City of Evanston further unanimously adopted a Climate Action Plan in 2009, containing two hundred specific actions for the city, businesses and residents to reduce its carbon footprint twelve percent in three years. This proposal aims to help meet that goal by reducing the greenhouse gas emissions created by manufacturing, shipping, collecting, and recycling/landfilling disposable carryout bags. It is imperative to eliminate unnecessary manufacturing and transport of goods if we are to reverse climate change.

Notes on current draft of Ordinance

The first draft of this ordinance was reported out of the the Solid Waste Disposal and Recycling committee in late 2008. Several versions were then available in the spring of 2009 without being promoted to the Environment Commission or the City Council. This most recent draft depends heavily on legislation recently passed by the District of Columbia, but retains the form and much of the language of previous versions. The Public Advocacy Sector of Citizens' Greener Evanston would like to thank Elizabeth Miller of Northwestern University, and Dick Peach, Elena Arrigo and Cheryl Bersano-Pyne of the Solid Waste Disposal and Recycling Committee for their contributions. Colleen Burrus and Christopher Lee provided vital documentary support and encouragement for this latest draft.

Questions Regarding Draft 4

Contact Michael Drennan at michael.b.drennan@att.net
Our Mission is to:

- Promote the use of bicycles through bike lending
- Educate people about bikes and bike safety to encourage frequent and enjoyable rides
- To decrease waste by utilizing unwanted bicycles

Promoting the Use of Bicycles

- Creating safer streets
- Lowering the products of fossil fuel consumption
- Decreasing inactivity-related health problems

Located in El Portal

Our Humble Abode

We Have About 50 Bicycles

Located in El Portal

Our Humble Abode

We Have About 50 Bicycles
Volunteers

Over 33 Participants

Education

Winter Educational Event

YNPS Safety Awareness Day
<table>
<thead>
<tr>
<th>Current Status of an Evanston Library</th>
</tr>
</thead>
<tbody>
<tr>
<td>• 40 used bikes have been pledged by Parliament Enterprises</td>
</tr>
<tr>
<td>• We are seeking an In-kind donation of space to store and work on bikes</td>
</tr>
<tr>
<td>• Board Members Wanted</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>DNC Earth Day Events</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>El Portal Spring Fling</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Our Support is Growing</th>
</tr>
</thead>
<tbody>
<tr>
<td>• 2007-----------------$2284</td>
</tr>
<tr>
<td>• 2008-----------------$3422</td>
</tr>
<tr>
<td>• 2009-----------------$3690</td>
</tr>
<tr>
<td>• 2010-----------------$4380 (estimated)</td>
</tr>
</tbody>
</table>