

City	Position
Campbell	At its regular meeting of February 3, 2009, the City Council of the City of Campbell reviewed the draft model single-use Carryout Bag ordinance referred from the Santa Clara County Recycling and Waste Reduction Commission. The City Council provided general direction indicating Campbell's support for a regional approach to the problem for single-use carryout bag pollution, and suggested a cautious "wait and see" approach pending the outcome of current State legislation. It was also suggested that cities and stakeholders continue to dialogue and brainstorm solutions that would be incentive based, rather than punitive in nature.
Cupertino	Still considering and will wait for results of February 25 Recycling and Waste Reduction Commission meeting before moving forward; staff recommends public outreach and incentive program precede any ordinance to first motivate change. Key concerns included the need for quantifying the City's actual cost and determine the structure of an enforcement program within the City; determine the overall impact on local businesses, including methods and cost to incorporate the bag-fee line item on their sales receipts; assess the potential of a lawsuit if the City of Cupertino does not conduct an EIR prior to passing an ordinance (as in the case of the City of Oakland).
Gilroy	No information received
Los Altos	From an article in the <i>Los Altos Town Crier</i> (no official position received): The city council rejected explicit support for the association's ordinance but unanimously directed Councilman David Casas to report that while Los Altos supports a regional approach, it objects to a bag fee. The council voted 3-2 to ask the City of Los Altos Environmental Commission to consider developing a bag-use recommendation for the city.
Los Altos Hills	No information received
Los Gatos	Unofficially, not taking a position
Milpitas	Milpitas will not be submitting comments at this time. They find that additional review is necessary before proceeding. However, they continue to be interested in further information as it becomes available.
Monte Sereno	No information received
Morgan Hill	The City Council declined to comment on the proposed ordinance.
Mountain View	Voted 5 to 2 to do adopt a resolution for the Santa Clara County Cities Association with regard to having a regional approach to single-use carry out bags. However the Council did <b>NOT</b> take action on the proposed ordinance at this time. Issues discussed if an ordinance were to be passed included the following: would like to see a phased-in approach; regional effort is desirable; should not exempt Food Stamp/WIC recipients; clarification as to applicability of an ordinance at Farmer's Markets; have business retain fee in order to avoid collection process; doubtful that a fee would change behavior; in favor of outreach to residents as well as store employees encouraging reusable bags.
Palo Alto	Phased-in, staggered approach; will begin with a ban on plastic bags at all grocery stores with annual sales of \$2,000,000 or more; would apply to 10 stores; currently three stores have already stopped providing plastic bags; second phase would be to ban Styrofoam containers in all food service establishments and consider bags as well; 3rd phase may include fee for paper bags and would expand to include all retail establishments including pharmacies.
San Jose	The City of San Jose's Transportation and Environmental Committee reviewed the model ordinance language and asked that a broader set of alternatives be explored before forwarding to Council for consideration. They support continued collaboration on a regional approach; support statewide legislation to reduce single-use carryout bags; continue stakeholder engagement; collaborate with interested parties to address litter abatement and clean up; consider a phased in approach by retail sector and/or using a progressive fee that begins at a lower level for a trial period; consider a CRV-type fee where bags could be returned for refund or store credit; and work with industry to expand recycling options for plastic bags. The T&E Committee is expected to consider this issue next at its April 6 meeting.
Santa Clara	Many questions still need to be answered before they can make a determination. Some of the questions were about the legality of such an ordinance and whether it preempts AB 2449. There was also concern about CEQA review, implementation of a fee during this economic climate, not a clear nexus between fee and enforcement, and believes hard data still needs to be compiled. Santa Clara City leaders would like to see more work done with regard to public input and other stakeholders. Santa Clara Chamber of Commerce opposes ordinance as does California Grocer's Association. Other options might include Countywide curbside recycling of plastic bags, more education and outreach and incentives or statewide redemption program.
Saratoga	At this point the City Council doesn't want to bring this issue forward for discussion. They will discuss sustainability issues at their upcoming Council retreat. According to staff, Saratoga typically doesn't get "out front" on these types of issues. If there is a groundswell to adopt an ordinance, they would likely follow.
Sunnyvale	Draft model ordinance coincides with City policies in the areas of water quality and solid waste management, including Zero Waste Policy. Outreach and education will be handled by City. Ordinance should allow City to use generated revenue for related outreach and education, enforcement and administration. Fee revenues should also be used for litter removal and related administrative costs. Ordinance should be structured so that each jurisdiction has option to provide its own enforcement or to participate in regional approach through County Weights & Measures. City will assure compliance with CEQA and encourages cooperative regional approach via sharing of initial study, negative declaration, etc.
Unincorporated County	The County of Santa Clara is requesting staff to consider other alternatives to a fee for bags and would like to see as much consistency between jurisdictions on any ordinance that is passed. Concern continues in the areas of enforcement, administration, potential litigation, and how funds would be received if a fee were enacted. Encourages support of state legislation.

West Valley Cities

The ( West Valley Solid Waste Management Authority (WVSWMA) Board discussed the proposed model ordinance at their meeting. The consensus direction given to Evan Low was to ask the RWRC to delay a decision pending: 1)the outcome of proposed State legislation regarding single-use carryout bags, 2) the outcome of current litigation involving similar ordinances, and 3) additional research regarding the adequacy of the proposed \$0.25 fee. Each Board Member was going to have further discussions with their Councils. It is believed there is, in general, a reluctance among all of the cities to move ahead with the ordinance at this time.