

FILE NO. 050208

RESOLUTION NO. 123-05

1 **[Resolution instructing the Department of Environment to complete a nexus study on a**
2 **local shopping bag fee and or any other appropriate policy alternatives.**

3 **Resolution instructing the Department of Environment to complete a nexus study in**
4 **order to identify the relationship between the use of disposable supermarket shopping**
5 **bags and various costs to the City, and to determine the legality and appropriateness**
6 **of a local fee on these bags and or any other appropriate policy alternatives.**

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8 WHEREAS, The City and County of San Francisco has adopted citywide goals of 75%
9 landfill diversion by 2010 and zero waste by 2020; and,

10 WHEREAS, The expansive usage of shopping bags and their typical disposal creates an
11 impediment to San Francisco's landfill diversion goals; and,

12 WHEREAS, Plastic bags are difficult to recycle and currently contaminate material that
13 is processed through San Francisco's recycling and composting programs; and,

14 WHEREAS, Shopping bags create significant litter problems in San Francisco's
15 neighborhoods, highlighted by local residents in a series of townhall meetings held by the
16 Department of the Environment, and also litter community beaches, sewer systems and the
17 San Francisco Bay; and,

18 WHEREAS, on a global level, the production of shopping bags has significant
19 environmental impacts each year, including the felling of over 10 million trees, use of over 12
20 million barrels of oil, and the deaths of over 100,000 marine animals from plastic
21 entanglement; and
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1 WHEREAS, governments in several countries have placed fees on bags, including the
2 Republic of Ireland, which achieved a 90% decrease in shopping bag usage due to the
3 introduction of a bag fee; and

4 WHEREAS, The Commission on the Environment introduced a Resolution on November
5 10, 2004 urging the Mayor and Board of Supervisors to adopt an ordinance requiring a fee on
6 plastic and paper bags in San Francisco supermarkets, and

7 WHEREAS, California State law mandates that fee must directly relate to the activity to
8 which it is applied, must be set at a proportional and reasonable level which cannot exceed
9 the cost of addressing problems of the subject activity, must be not levied for unrelated
10 purposes, and must bear a reasonable relationship to the payer's burden or benefit from the
11 regulated activity, and

12 WHEREAS, The Department of the Environment has completed a preliminary analysis of
13 costs incurred by the City due to usage of shopping bags and has suggested a fee of 17 cents
14 per bag to cover those costs; and

15 WHEREAS, a broader external nexus study is necessary to definitively determine the
16 relationship between usage of shopping bags and problems identified by the Department of
17 the Environment, to quantify the costs to the City of dealing with problems created by the use
18 of shopping bags, and if appropriate, to determine a fair and reasonable user fee to fund City
19 costs associated with usage of shopping bags; therefore be it

20 RESOLVED, That the Mayor and Board of Supervisors of the City and County of San
21 Francisco requests the Department of Environment to contract with an independent, external
22 entity to complete a nexus study in order to identify the relationship between the use of
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1 disposable supermarket checkout bags and various costs to the City, and to determine the
2 legality and appropriateness of a local fee on these bags and or any other appropriate policy
3 alternatives; and

4 FURTHER RESOLVED, This study or an additional external study should determine the
5 economic impact of this fee on San Francisco residents, particularly those residents with low
6 or fixed incomes and residents with large families; and

7 FURTHER RESOLVED, That the Department of the Environment should work with the
8 Office of the Treasurer, City and County of San Francisco and the Board of Supervisors, to
9 determine the cost of collecting and disbursing user fees, which must be included in nexus;
10 and
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12 FURTHER RESOLVED, That the Department of Environment is instructed to utilize non-
13 General Fund monies to complete this study; and

14 FURTHER RESOLVED, that the Department of Environment is instructed to complete this
15 study by April 31, 2005; and
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17 FURTHER RESOLVED, That the Department of Environment will report in writing to the
18 Mayor and Members of the Board of Supervisors on the results of this nexus study
19 immediately upon its completion.
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City and County of San Francisco

City Hall
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Tails

Resolution

File Number: 050208

Date Passed:

Resolution instructing the Department of Environment to complete a nexus study in order to identify the relationship between the use of disposable supermarket shopping bags and various costs to the City, and to determine the legality and appropriateness of a local fee on these bags.

February 8, 2005 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Excused: 1 - Mirkarimi

February 8, 2005 Board of Supervisors — ADOPTED AS AMENDED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Excused: 1 - Mirkarimi

