

ORDINANCE NO. 5050

An Ordinance relating to the definition of plastic bags; Amending McMinnville Municipal Code Ch. 5.36.

RECITALS

On February 14, 2017, the City Council adopted Ordinance 5018, reducing the negative impacts caused by single use plastic bags and encouraging the use of sustainable reusable products.

The intent of the Council was to reduce the proliferation of single-use plastic bags, including thicker plastic bags (i.e. 2.25 mils or 4.0 mils thick plastic bags), and to encourage the use of cloth fiber and other sustainable products, such as woven synthetic fiber bags.

Since the effective date of the Ordinance 5018, some retail establishments subject to the ban have attempted to interpret the ordinance language that was intended to allow alternative products such as woven synthetic fiber bags as allowing thicker plastic bags that were intended by the Council to be prohibited.

NOW, THEREFORE, THE CITY OF McMINNVILLE ORDAINS AS FOLLOWS:

1. The attached language in Exhibit 1 is incorporated into this Ordinance by reference.
2. This ordinance will take effect 30 days from the date of approval.

Passed by the Council April 24, 2018, by the following votes:

AYES: Drabkin, Garvin, Peralta, Stassens

NAYS: _____

Approved April 24, 2018.



 MAYOR

Approved as to Form:

Attest:



 CITY ATTORNEY



 CITY RECORDER

ORDINANCE 5050

EXHIBIT 1

Section 1. MMC Section 5.36.020 will be amended as follows:

11. Reusable bag. A bag made of machine washable cloth, woven synthetic fiber or other non-plastic material with handles that is specifically designed and manufactured for long-term multiple reuses.

12. Single-use plastic carryout bag. Any plastic carryout bag made predominately of plastic, either petroleum or biologically based, and made available by a retail establishment to a customer at the point of sale. It includes compostable bags, ~~and~~ biodegradable bags, and thicker plastic bags (i.e. 2.25 mils or 4.0 mils), but does not include reusable bags, recyclable paper bags, or ~~product or produce~~ bags exempted from the definition of Carryout bag.