

**CITY OF NEWPORT**

**RESOLUTION NO. 3939**

**A RESOLUTION ADOPTING  
IMPLEMENTATION GUIDELINES  
FOR ORDINANCE NO. 2178  
RELATED TO THE REGULATION OF POLYSTYRENES**

**WHEREAS**, the Newport City Council adopted Resolution No. 3780, on November 20, 2017, which approved the Vision 2040 Plan, and a focus area of this Plan is “Preserving and Enjoying Our Environment;” and

**WHEREAS**, the Newport City Council expressed interest in regulating the use of single-use expanded polystyrene, plastic, and plastic-lined food service ware, which directly impacts the implementation of the Vision 2040 Plan, and the focus area of “Preserving and Enjoying Our Environment;” and

**WHEREAS**, single-use EPS foam and plastic food service ware are made of nonrenewable resources which cause urban blight, land and marine litter, and damages wetland, estuarine, and oceanic habitats, and breaks down into micro-plastics that can create long-term environmental problems; and

**WHEREAS**, costs associated with the use, recycling, litter collection, and disposal of single-use EPS foam and plastic food service ware creates burdens on solid waste disposal facilities, and create a real, provable economic and environmental threat to the city’s natural resources and economy; and

**WHEREAS**, restaurants spend \$24 billion purchasing disposable food service ware items on average in the U.S.; and

**WHEREAS**, to significantly reduce waste generation and its budgetary impact, it is in the city’s interest to regulate the use of single-use EPS foam and plastic food service ware by retail and commercial establishments in the City of Newport; and

**WHEREAS**, on January 19, 2021, the City Council held a public hearing on the concept of regulating single-use EPS foam and plastic food service ware; and

**WHEREAS**, on February 1, 2021, the City Council held a work session, considered the public comment from the public hearing held on January 19, 2021, and determined that it is appropriate to develop an ordinance regulating single-use EPS foam and plastic food service ware; and

**WHEREAS**, on December 6, 2021, the City Council will consider adoption of Ordinance No. 2178 related to the regulation of polystyrenes; and

**WHEREAS**, upon the adoption of Ordinance No. 2178, the following ordinance implementation guidelines will apply.

**THE CITY OF NEWPORT RESOLVES AS FOLLOWS:**

**Section 1.** Implementation Guidelines.

- A. At least 60 days prior to the effective date of Ordinance No. 2178, the City Manager shall produce a Business Implementation Guide, made available on the city’s website and upon request. The Guide shall include:
1. A business outreach letter explaining the purpose of the ordinance and regulations in simple terms; and,
  2. A list of suitable single-use alternatives for each product type; and,
  3. A FAQ for grocery/retail establishments, and a FAQ for restaurants; and,
  4. Any other resources to support business implementation of this ordinance.
- B. Section A (2) above shall be informed by a working group that includes representation from:
1. Local waste hauler
  2. A restaurant
  3. A retailer or grocery
  4. An environmental or litter organization

This information shall be updated as needed or upon public request.

**Section 2.** Effective Date.

This resolution shall become effective on adoption.

Adopted by the Newport City Council on December 6, 2021.

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CM Hall, Council President

ATTEST:

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Margaret M. Hawker, City Recorder