

Sec. 82-8. - Prohibitions regarding sale or use of single-use plastic beverage straws and single-use plastic stirrers by city contractors and special event permittees.

- (a) *Legislative intent.* Plastic straws are neither readily recyclable nor biodegradable, and take hundreds of years to degrade. The city's goal is to reduce litter by reducing the use of and replacing single-use plastic beverage straws and single-use plastic stirrers with reusable materials.
- (b) *Definitions.* For purposes of this section only, the following definitions shall apply:
 - (1) City contractor means a contractor, vendor, commercial lessee, concessionaire of the city, or operator of a city facility or property.
 - (2) City facility includes, but is not limited to, any building, structure, park, beach, golf course, marina, pier, dock or boat ramp leased to the city, or owned, operated, leased, or managed by the city.
 - (3) City property includes, but is not limited to, any land, water, or air rights leased to the city, or owned, operated, leased, or managed by the city.
 - (4) Single-use plastic beverage straw means a tube, intended for only one-time use, that is made predominantly of plastic derived from either petroleum or a biologically based polymer, including polymers derived from corn or other plant sources, for transferring a beverage from its container to the mouth of the drinker. Single-use plastic beverage straw includes compostable and biodegradable petroleum or biologically based polymer straws, but does not include straws that are made from non-plastic materials, such as paper, sugar cane, bamboo, or other similar materials.
 - (5) Single-use plastic stirrer means a device that is used to mix beverages, intended for only one-time use, and made predominantly of plastic derived from either petroleum or a biologically based polymer, including polymers derived from corn or other plant sources. Single-use plastic stirrer includes compostable and biodegradable petroleum or biologically based polymer stirrers, but does not include stirrers that are made from non-plastic materials, such as paper, sugar cane, bamboo, or other similar materials.
 - (6) Special event permittee means any person or entity issued a special event permit by the city for a special event on city property or in a city facility.
- (c) *Prohibitions.* City contractors and special event permittees shall not sell, use, provide beverages with, or offer the use of single-use plastic beverage straws or single-use plastic stirrers in city facilities or on city property. A violation of this section shall be deemed a default under the terms of the city contract, lease, or concession agreement and is grounds for revocation of a special event permit.
- (d) *Exceptions.*

- (1) The requirements of this section shall not restrict a city contractor or special event permittee from providing a beverage with, or offering the use of, a single-use plastic beverage straw or single-use plastic stirrer to an individual with a disability or medical condition that impairs the consumption of beverages without a single-use plastic beverage straw or single-use plastic stirrer.
- (2) Any city contract, lease, or concession agreement entered into prior to February 1, 2019, or any special event permit issued prior to February 1, 2019, shall not be subject to the requirements of this section, unless the city contractor or special event permittee voluntarily agrees thereto.

(Ord. No. 2018-4208, § 2, 7-25-18)