

Proposed Amendment to AO 2018-63(S)

AN ORDINANCE OF THE ANCHORAGE ASSEMBLY AMENDING THE ANCHORAGE MUNICIPAL CODE TO ADD A NEW CHAPTER TO PROHIBIT CERTAIN RETAIL SELLERS FROM DISTRIBUTING DISPOSABLE PLASTIC SHOPPING BAGS AND PROVIDING FOR CIVIL FINES.

Submitted by: Assembly Member John Weddleton

PROPOSED AMENDMENT

Purpose/Summary of amendments: Now that Mr. Croft’s amendment No. 2 passed, this will further amend his changes for purposes of achieving the changes I sought in my numerous general amendments distributed previously. The general substantive effect is (1) disposable shopping bags less than 1.25 mils will be banned, (2) “permitted bags” will include biodegradable or compostable plastic bags of any thickness, reusable bags, and recyclable paper bags, (3) a fee will apply to alternative bags (which is all permitted bags except reusables), (4) fees will not apply to reusable bags, (5) a maximum 50 cents may apply to any single transaction, and (6) mobile food trucks and sidewalk or show vendors will be included as retail sellers.

TEXT OF AMENDMENT

(Showing Amendment No. 12 changes in plain text, and then adding new language, [~~Deleting words proposed by the AO that are not in current code~~]and [~~Deleting words proposed by the AO(S) that are not in current code~~])

AO 2018-63(S), several amendments:

No.A.3.b. Section 1, Page 2, further amending Section 15.95.010, Definitions, as follows:

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Retail seller means a [~~retail or~~]commercial business [~~facility~~]located within the municipality, including but not limited to markets, grocery stores, convenience stores, pharmacies, drug stores, retail stores, restaurants, or similar establishments that sell goods or prepared food directly to final consumers, such as household supplies, perishable items, or food merchandise, including meat, produce, dairy products, or snack foods.

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No.A.3.c. Section 1, Page 3, further amending subsection 15.95.020B., as follows:

- B. On or after January 1, 2019, except as provided in this section, a retail seller shall provide an alternative bag to a purchaser to carry away [~~or protect~~]

goods purchased from, or serviced by, the retail seller only for a minimum fee of \$0.10 per bag **with a maximum charge of \$0.50 per transaction.**
A retail seller

1. shall not absorb or discount the required fees established by this subsection,
2. shall state the fees as a separate item on the receipt provided to the purchaser, and
3. may retain the full amount of the fee or give any portion of it to a nonprofit.

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No.A.3.d. Section 1, Page 3, further amending subsection 15.95.020D., as follows;

D. *Exceptions.* The prohibition established in this section does not apply to a plastic bag that is

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8. Sold in packages containing multiple bags intended for consumer use off the **retail** seller’s premises, [~~for~~]such **as for** [~~purposes as~~] the collection and disposal of garbage, pet waste, or yard waste;

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Will there be any public or private economic effect to the proposed amendment?

YES NO (check one) **If yes, please detail below.**

Minimal impact from capping the fees per transaction, and mobile food units and vendors will be covered by the ban. Additionally, biodegradable bags of any thickness will have a market.