



City of Guadalupe

SB1383 Organics Recycling Regulations Waiver Application

Instructions:

California Senate Bill (SB) 1383 requires all businesses and multi-family complexes to arrange for recycling and organic waste recycling services (*i.e.* food waste and green waste). Certain commercial businesses and multi-family dwellings of five or more units may qualify for waivers from organic waste requirements. If a waiver is not approved by the City, your property will be required to comply with all SB 1383 mandates.

To apply for a waiver, please complete the [SB 1383 Waiver Request Form](#) and provide the required information. Waivers may be requested for each type of exemption you believe applies to your business. There are three types of waiver requests:

1. **Third-Party Waiver for Businesses with Landscape Contractors/Organics Recyclers**
 - Businesses that have organics recycling provided by a landscaper or other third-party recycler may apply.
 - Third-party recyclers must maintain disposal/recycling records and divert green waste from landfills as required by state law.
 - Your business must agree to submit information to the City periodically to verify continued third-party organics recycling (*i.e.* copy of agreement specifying green waste is diverted, disposal receipts).

Waiver for Businesses with Minimal Organic Waste (*i.e.* "De Minimis Waiver")

- Businesses that generate a limited amount of organic waste may apply for a low-generator "de minimis" waiver if they have:
 - A) Total solid waste disposal of two cubic yards or more per week, and includes organic waste of less than 20 gallons per week; or
 - B) Total solid waste disposal of less than two cubic yards per week and includes organic waste of less than 10 gallons per week.

3. Space-Constraint Waiver

- Businesses lacking space for separate or additional green waste or food waste collection containers may request a space-constraint waiver.
- To qualify, you must demonstrate that space constraints cannot be resolved by downsizing existing containers, using split containers, or other solutions. You must first work with your hauler to consider solutions to space constraints.

Note: Businesses granted any of the above referenced waivers will be exempted for a two-year period from SB1383 requirements.

City of Guadalupe approved waivers are valid for a period of two years. It shall be the applicant's responsibility to apply for a waiver renewal 30 days prior to the expiration date.



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Application

Type of Application: ☐ New Application ☐ Renewal Date: _____

Business or Multi-Family Complex Name	Business License Number		
Business or Multi-Family Complex Physical Address	City	State	Zip
Business Office Mailing Address	City	State	Zip

Contact Information

Name/Title	Email	Phone

Waiver Type

☐ **Third Party Waiver (for properties with landscape contractors/organics recyclers)**
Please provide the following information and supporting documentation: contract, receipts, etc.

- Third-party organic waste recycling service (e.g., landscaper) information:
 - Recycler: _____ Business License #: _____ Phone: _____
 - Material Type(s): _____
 - Facility where this material is taken for recycling: _____

☐ **De Minimis Waiver for Businesses with minimal organic waste**
Please provide the following information and supporting documentation: hauler verification, photos, etc.

- Average amount of organic waste collected per week:
☐ ≥ 2 cubic yards of waste & < 20 gallons of organics ☐ < 2 cubic yards of waste & < 10 gallons of organics

☐ **Physical Space Constraint Waiver**
Please provide the following information and supporting documentation: hauler verification, photos, blueprints, etc.

- Property does not have the physical space to add additional organic waste recycling containers
- Please indicate the specific program (s) you are requesting a waiver for:
☐ Green waste recycling only ☐ Food waste recycling only ☐ Green waste & food waste

Please Note: City of Guadalupe or hauler will inspect the site to confirm lack of adequate space for containers.

Customer Attestation

- I certify that all the information presented in this application is correct and assume responsibility to notify the City of Guadalupe and my hauler of any changes. I understand that this waiver expires two years from the approval date and accept that it is my responsibility to apply for a waiver renewal 30 days prior to the expiration date.
- I acknowledge that the City will perform occasional inspections of the site to ensure that waste diversion is still occurring onsite.

Name: _____ Date: _____

Signature: _____ Title: _____

CITY OFFICE USE ONLY

Applicate Date Received: _____ Inspection Date: _____ Inspected by: _____

☐ Photos ☐ Supporting Documents ☐ Missing Documents ☐ Unable to Conduct Inspection

Notes: _____

Exemption Status: ☐ Approved ☐ Denied/Reason: _____

Approved by Director of Public Works: _____ Date: _____