

AB 1276: WHAT TO KNOW

In order to comply with California's AB 1276, the City of Martinez is adopting an ordinance requiring retail food operations to only offer disposable foodware accessories upon customer request. This expands the scope of the single-use plastic straws law to include single-use foodware accessories such as utensils and condiments.

DRIVE-THRU RESTAURANTS



Drive-through restaurants may ask if the consumer wants a single-use foodware accessory if it is necessary in order to consume ready-to-eat food, prevent spills, or safely transport ready-to-eat food.

FOOD DELIVERY PLATFORMS

A food facility that uses a third-party delivery platform must customize their menu with a list of available single-use accessories or condiments. Only those items chosen by the consumer will be delivered. If none are requested, none should be provided.



To reduce waste from single-use items, AB 1276 requires the retail food industry to:

- Only provide single-use accessories to consumers upon request
- Only provide single-use accessories required to eat the ready-to-eat food
- NOT bundle single-use accessories or condiments so a consumer has to take more items than desired

Restaurants may still use:

- Dispensers of unwrapped single-use foodware accessories that are self-serve
- Standard condiments that are self-serve
- Bulk dispensed condiments

WHAT ARE CONSIDERED SINGLE-USE FOODWARE ACCESSORIES AND CONDIMENTS?

Single-Use Foodware Accessory:



- Utensils, which is defined as forks, knives, spoons, and sporks
- Chopsticks
- Condiment cups and packets
- Straws
- Stirrers
- Splash sticks
- Cocktail sticks

Standard Condiment:



Relishes, spices, sauces, confections, or seasoning that require no additional preparation and that are usually used on a food item after preparation, including ketchup, mustard, mayonnaise, soy sauce, hot sauce, salsa, salt pepper, sugar, and sugar substitutes

ECONOMIC IMPACT



As a result of this new law, businesses are likely to save money by giving out less free inventory.

ENVIRONMENTAL BENEFIT



Less consumption of single-use items will help Martinez reduce plastic in the landfill, streets, and waterways.

ENFORCEMENT



First and second violations result in a notice of violation. Any additional violation carries a \$25 fine not to exceed \$300 annually.



Have questions or concerns? Contact the City of Martinez at sustainability@cityofmartinez.org