


Councilmember Mary M. Cheh

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6 A BILL
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11 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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15 To amend the Sustainable Solid Waste Management Amendment Act of 2014 to require certain
16 private collection properties to source-separate back-of-house commercial food waste and
17 to require residential buildings with four or more units to provide food waste source-
18 separation services at their properties beginning January 1, 2025.
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21 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
22 act may be cited as the “Food Waste Diversion Amendment Act of 2022.”

23 Sec. 2. Title I of the Sustainable Solid Waste Management Amendment Act of 2014,
24 effective February 26, 2015 (D.C. Law 20-154; D.C. Official Code § 8-1031.01 *et seq.*), is
25 amended as follows:

26 (a) Section 101 (D.C. Official Code § 8-1031.01) is amended as follows:

27 (1) Paragraph (14A) is redesignated as paragraph (14C).

28 (2) A new paragraph (14A) is added to read as follows:

29 “(14A) “Residential building” means a building containing separate residences
30 where a person may live or regularly stay. The term “residential building” includes apartment
31 buildings, condominiums, cooperative housing, public housing facilities, and college
32 dormitories.”.

33 (3) A new paragraph (14B) is added to read as follows:

34 “(14B) “Restaurant” means a business establishment where meals or refreshments
35 may be purchased and eaten on its premises. The term “restaurant” includes establishments
36 located within museums.”.

37 (b) Subsection 103a(b) (D.C. Official Code § 8-1031.03a(b)) is amended as follows:

38 (1) Subparagraph (2)(D) is amended by striking the phrase “; and” and inserting a
39 semicolon in its place.

40 (2) Paragraph (3) is redesignated as paragraph (3a).

41 (3) A new paragraph (3) is added to read as follows:

42 “(3) Beginning January 1, 2025, to:

43 “(A) Hotels; provided that the hotel operates a kitchen that serves food to
44 patrons of the hotel or other paying customers.

45 “(B) Convention centers and event venues with seating capacity of at least
46 200 persons, provided that the venue operates a kitchen that serves food to patrons of the venue.

47 “(C) Arenas or stadiums not covered by paragraph (2)(A) of this
48 subsection.

49 “(D) Colleges and universities not covered by paragraphs (1)(B) or (2)(d)
50 of this subsection.

51 “(E) Restaurants.

52 (c) New section 103c is added to read as follows:

53 “Sec. 103c. Requirements for multi-unit housing food waste.

54 “(a) Beginning January 1, 2025, owners of residential buildings with four or more units
55 shall:

56 “(1) Source-separate food waste generated by residents at its premises and:

57 “(A) Arrange for the separate collection and transport of the food waste
58 to an organic waste processing facility or to processors for use as animal feed; provided, that
59 such collection, transport, and disposal follow all applicable Federal, state, and local laws; or

60 “(B) Process the food waste using an on-site organic waste processing
61 system; provided, that:

62 “(i) Any on-site composting shall be in-vessel composting or a
63 processing system approved by DPW;

64 “(ii) All equipment shall be properly sized to handle and process
65 food waste generated at the premises in a safe and sanitary manner; and

66 “(iii) all equipment shall be installed in accordance with the
67 applicable plumbing code and wastewater discharge regulations;

68 “(2) Provide waste containers consistent with the requirements for waste
69 collection under section 104(a)(1) for the disposal of food waste generated by residents;

70 “(3) Ensure proper storage for food waste on site, including a container with a
71 secure lid, that will ensure that it is maintained separately from all other materials generated at
72 the premises, is not commingled with recyclable material or trash, and does not create a public
73 nuisance; and

74 “(4) Ensure residents are informed about the source-separation of food waste by
75 posting instruction on the proper separation of food waste in a manner and location in which the
76 instructions will be comprehensible and visible to residents who are disposing of food waste,
77 including signage in multiple languages as appropriate.

78 “(b) Collectors of source-separated food waste shall:

79 “(1) Provide training to covered residential buildings on how to properly source-
80 separate food waste, including training on the need for residents to purchase their own individual
81 unit food waste containers or otherwise determine how to safely and hygienically collect their
82 food waste scraps; and

83 “(2) Notify customers when they see contamination.

84 (d) New section 103d is added to read as follows:

85 “Sec. 103d. Restaurant food waste diversion grant program.

86 “(a) There is established a grant program, to be administered by DPW, to financially
87 assist a restaurant in complying with the requirements of section 103a.

88 “(b) Grants shall be awarded on a competitive basis.

89 “(c) DPW may audit the accounts of a grantee receiving a grant under this section up to 3
90 year following the award of the grant.”

91 (d) Subsection 113(a)(4) is amended by striking the word “year;” and inserting the phrase
92 “year, including the residential diversion rate, the citywide diversion rate, and the diversion rate
93 for District agencies and facilities;” in its place.

94 Sec. 3. Fiscal impact statement.

95 The Council adopts the fiscal impact statement in the committee report as the fiscal
96 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
97 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code§ 1-301.47a).

98 Sec. 4. Effective date.

99 This act shall take effect following approval by the Mayor (or in the event of veto by the
100 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
101 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

102 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
103 Columbia Register.