

Reusables – Ordinance Type H:

A. Reusable Foodware for Dining on the Premises

- Prepared Food served for consumption on the premises of a Prepared Food Vendor shall only be served using Reusable Foodware

B. Reusable Customer Cups

- Customers may provide their own Reusable Foodware cups for beverage service in accordance with California State Health Code 114075(e) and as amended
- Prepared Food Vendors may refuse, at their sole discretion, any customer-provided Reusable Foodware cup that is cracked, chipped or corroded, appears inappropriate in size, material, or condition for the intended beverage, or that appears to be excessively soiled or unsanitary, and instead require use of a Reusable Foodware cup for a beverage consumed on the premises, or a Disposable Cup

C. Disposable Cup Fee

- Prepared Food Vendors shall charge customers twenty five cents (\$0.25) for every Disposable Cup provided

D. Waivers

- Prepared Food Vendors that do not have on-site or off-site dishwashing capacity or are unable to contract for services to wash, rinse and sanitize Reusable Foodware in compliance with the California State Health Code may request a waiver or partial waiver
- To obtain a waiver, the Prepared Food Vendor must demonstrate inability to comply due to insurmountable space constraints, undue financial hardship and/or other extraordinary, insurmountable circumstances

E. Example

- [Berkeley Ordinance No. 7639](#) (also see [Berkeley Ordinance No. 5886](#))

F. Resources

- ReThink Disposable: <http://www.rethinkdisposable.org/>