

CHAPTER 12

SECTION 3

Bag Restrictions

Subsections:

- 12-3-1 Definitions.
- 12-3-2 Town-Wide Prohibition on Disposable Plastic Bags.
- 12-3-3 Violations and Penalties.

12-3-1 DEFINITIONS.

(Section Enacted by Ord 7-2018)

The following terms used in this Section have the following meanings unless the context clearly indicates otherwise:

(A) BUSINESS means any commercial enterprise or establishment, including sole proprietorships, joint ventures, partnerships, corporations or any other legal entity whether for profit or not for profit and including all employees of the business and any independent contractors associated with the business.

BUSINESS does not include vendors at temporary or special events.

(B) DISPOSABLE PLASTIC BAG means a bag made from non-compostable plastic provided by a Business to a customer at a point of sale for the purpose of transporting goods.

DISPOSABLE PLASTIC BAG does not include:

(1) Newspaper bags, laundry/dry cleaning bags, or bags sold in packages containing multiple bags for uses such as food storage, garbage, pet waste or yard waste.

(2) Small locking plastic bags up to one quart in size. (Ord 8-2019)

(C) NON-PERMITTED PAPER BAG means a paper bag provided by a business to a customer at the point of sale for the purpose of transporting goods, which does not meet the standards of a “Permitted Paper Bag.”

(D) PERMITTED PAPER BAG means a paper bag provided by a business to a customer at the point of sale for the purpose of transporting goods, which meets all of the following requirements:

- (1) The bag is manufactured from a minimum of 40% recycled content; and
- (2) The bag is 100% recyclable.

(E) REUSABLE CARRYOUT BAG means a bag that:

- (1) Is designed and manufactured to withstand repeated uses over a period of time;
- (2) Is made from a material that can be cleaned and disinfected regularly;
- (3) Is at least two and one-fourth (2.25) mils thick, if made from plastic;
- (4) Has the capability of carrying a minimum of eighteen (18) pounds.

12-3-2 TOWN-WIDE PROHIBITION ON DISPOSABLE PLASTIC BAGS

Effective June 1, 2019, Disposable Plastic Bags and Non-permitted Paper Bags shall not be sold or distributed, retail or wholesale, within Town limits by any business. Businesses, citizens of the Town, and consumers within the Town are encouraged to use Reusable Carryout Bags or Permitted Paper Bags.

12-3-3 VIOLATIONS AND PENALTIES

(A) Any person and/or business, upon conviction of any violation of any provision of this Chapter 12, Section 3, shall be cited and subject to the Administrative Enforcement of the Ridgway Municipal Code, pursuant to Chapter 2, Section 4 of the Code, and penalty assessment under Section 2-4-13 of the Ridgway Municipal Code.

(B) No more than one (1) penalty shall be imposed upon a person and/or business within any seven (7) day period.