

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Chapter 2-92 of the Municipal Code of Chicago is amended by inserting a new chapter 2-92-591 as follows:

2-92-591 Single-use plastics procurement

(a) *Definitions.* For purposes of this section, the following terms shall apply:

"Compostable" means that the item meets the ASTM D6400 standard of compostability and has been certified by the Biodegradable Products Institute as compostable.

"Compostable foodware" means containers, bowls, straws, plates, trays, cartons, cups, lids, forks, spoons, knives, and other items that are designed for one-time use for beverages, prepared food, or leftovers from meals that are compostable.

"Disposable food service container" means serviceware designed for one-time use, including, but not limited to, serviceware for take-out foods, bakery products, and leftovers from partially consumed meals. "Disposable food service container" does not include polystyrene foam coolers, egg carton containers, ice chests that are used for the processing or shipping of seafood or service ware that is used to contain, transport, or otherwise package raw, uncooked, or butchered meat, poultry, fish, or seafood.

"Polystyrene foam" means blown polystyrene and expanded or extruded foams using a styrene monomer.

"Recyclable foodware" means items that are designed for one-time use for beverages, prepared food, or leftovers from meals and that are commonly accepted in local curbside residential recycling pick-up.

"Serviceware" means a container, bowl, plate, tray, carton, cup, lid, or other item designed to contain, transport, serve, or aid in the consumption of food or beverages.

(b) *Requirements.*

(1) City departments and agencies may not procure disposable food service containers composed, in whole or in part, of polystyrene foam for use by any City department or agency and instead shall procure only compostable foodware or recyclable foodware for use at any City facility, event, or programming.

(2) No City department or agency may enter into or renew any contract with a vendor or delegate agency that allows the provision of disposable food service containers composed, in whole or in part, of polystyrene foam and instead shall procure only compostable foodware or recyclable foodware for use at any City facility, event, or programming.

(3) Nothing in this section shall be construed as requiring a department, agency, contractor, consultant, or grantee to procure products that do not perform adequately for their intended use.

(4) The Chief Procurement Officer may carry out the provisions of this ordinance through appropriate contractual measures and invitations to bid, and through the adoption of appropriate regulations as it deems necessary, that may vary from time to time based on economic and market conditions that are in the best overall interest of the City.

(5) Each City department shall:

(a) Track its own purchases of single-use plastic disposable foodware that are less than \$2,000 or otherwise not reduced to writing; and

(b) Establish goals on reducing single-use plastic disposal foodware purchases based on the tracked purchases.

(c) Submit a report of its findings regarding the matters in this subsection (b) to the (1) Office of the Mayor and the (2) Committee on Environmental Protection and Energy on or before October 1, 2026.

(c) *Exceptions.* This section shall not apply to:

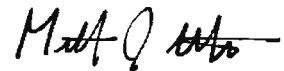
(1) any disposable food service container necessary to address safety concerns, such as lids, drink stoppers, beverage trays, and cup sleeves for beverages at an average temperature in excess of 170 degrees Fahrenheit;

(2) an automatic food vending machine;

(3) any disposable food service container that is prepackaged with or attached to any food or beverage products by the manufacturer prior to receipt;

(4) any City department or agency granted a waiver from the Chief Procurement Officer, in accordance with rules promulgated by the Chief Procurement Officer.

SECTION 2. This ordinance shall take effect on January 1, 2027.



Matthew J. Martin
Alderman, 47th Ward