
From: Sanders, Caitlin [caitlin.sanders@sfgov.org]
Sent: Thursday, February 16, 2012 11:23 AM
To: Paint Product Stewardship
Cc: Bhatia, Sushma; 'maggie.johnson@sfgov.org'; Rodriguez, Guillermo
Subject: RE: Support for Proposed Architectural Paint Recovery Program Regulation
Attachments: SFE support of paint regs 2.16.12.pdf

Dear Ms. Dunn,

Please find San Francisco Department of the Environment's comments in support of the proposed Architectural Paint Recovery Program Regulation, attached.

Regards,
Caitlin Sanders

Caitlin Sanders
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Residential Toxics Reduction Program
San Francisco Department of the Environment
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SF Environment

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A Department of the City and County of San Francisco



EDWIN LEE
Mayor

MELANIE NUTTER
Director

February 16, 2012

Cynthia Dunn
Materials Management and Local Assistance Division
California Department of Resources Recycling and Recovery
Sacramento, CA 95812-4025

RE: Support for Proposed Architectural Paint Recovery Program Regulation

Dear Ms. Dunn,

The San Francisco Department of the Environment (SFE) develops programs and policies to protect our health and environment and drive integrated sustainability among our constituents. To that end, we are responsible for creating and managing convenient options for public disposal of toxic consumer products such as paint. In fiscal year 2011 alone, we collected over 717,200 lbs (approximately 79, 690 gallons) of paint through our home pick up program, permanent household hazardous waste facility (HHWCF) and twelve retail collection locations.

We support the goals of AB1343 and the latest draft of the paint regulations that require manufacturers to pay for collection, transportation and recycling of architectural paint. We respectfully submit the following recommendations to further strengthen the regulations:

1. The regulations should explicitly require manufacturers to cover costs of management of paint containers.
2. While the regulations require paint manufacturers to cover CalRecycle's administrative costs, the regulations do not include local government administrative costs. As you know, local governments incur costs to recruit, train, and oversee collection centers on an ongoing basis. If paint manufacturers choose to contract with local governments to fund existing collection programs, they should be required to cover administrative costs incurred by local governments.
3. In addition to administrative costs, local governments that operate HHW facilities incur infrastructure maintenance costs, which paint manufacturers should be required to cover. More than 50% of paint collected in our jurisdiction is received directly at the HHWCF. Further, the HHWCF's existing latex paint processing capacity and infrastructure allow for efficient and effective local reuse of approximately 75 percent of all paint collected and recycled in our jurisdiction.
4. Although many local governments offer paint collection and recycling programs, there is inconsistency in coverage across jurisdictions. San Francisco, for instance, offers a home pick up service that increases our overall collection cost. Since the regulations allow paint manufacturers to choose between direct contracts with retail locations and local government contracts, we are concerned that paint

manufacturers may choose to contract only with a limited number of retail collection centers in lieu of fully funding local government administered programs to limit costs. In order to avoid the potential for reduction of existing paint drop-off locations and reuse options available to the consumer, we recommend that CalRecycle require paint manufacturers to maintain at least the existing level of paint collection and recycling service currently available in each jurisdiction.

5. The regulations require manufacturers to submit generation data to the State. This data is very useful to local governments that currently administer programs and expect to continue to do so in partnership with paint manufacturers. We recommend that the paint manufacturers be required to also provide this data to local governments.

If you have any questions on the above comments, please feel free to contact me directly.

With sincere thanks,

Sushma Bhatia
Toxics Reduction Program Manager
San Francisco Department of Environment

Cc: Guillermo Rodriguez, SFEnvironment