



In summer 2022, the Mountain Village Town Council adopted the Single-Use Plastics Reduction Ordinance to further discourage the use of disposable bags and eliminate plastic bags and polystyrene takeout food containers. This aligns with the Town's goal of zero waste and the State of Colorado's HB 21-1162.

1. When are plastic bags and polystyrene (e.g., Styrofoam™) takeout food containers banned?

Plastic bags and polystyrene (e.g., Styrofoam™) takeout food containers are banned as of January 1, 2023.

2. When does the \$0.20 bag fee go into effect?

The \$0.20 bag fee goes into effect on January 1, 2023. This fee is exempt from the Town's sales tax.

3. Who does this ordinance apply to?

The plastic bag ban applies to all Mountain Village retailers. That is any person or business that sells or provides merchandise, goods or materials of any kind, directly to a customer, including grocery stores, liquor stores, pharmacies, restaurants, food trucks and any other retail or apparel stores or vendor. This also includes Market on the Plaza vendors.

4. Who does the bag fee apply to?

The bag fee applies to all Mountain Village retailers. The retailer charges \$0.20 for each disposable carryout bag given to customers at point-of-sale.

5. Who does the polystyrene (e.g., Styrofoam™) takeout food container ban apply to?

The polystyrene takeout food container ban applies to Mountain Village restaurants and grocers.

6. What bags incur the \$0.20 disposable bag fee?

All disposable carryout bags incur the bag fee. This includes any bag provided by the retailer to a customer at point-of-sale for use by the customer to transport or carry purchased goods.

7. What bags are exempt from the fee?

Bags used for the following purposes are exempt from the fee:

- A bag that a pharmacy provides for prescription medication.
- A bag that a customer uses inside a store to:
 - a. Package loose or bulk items (e.g., fruits, vegetables).
 - b. Contain or wrap frozen foods, seafood, meat, flowers, potted plants or other items that could dampen or contaminate other items through contact.
 - c. Contain unwrapped prepared foods or bakery goods.
 - d. A laundry, dry cleaning or garment bag.



8. What disposable bags and food containers are merchants/retailers allowed to offer?

Retailers may sell customers recycled paper bags at \$.20 per bag. These bags must be made from 100% recycling material and must also be 100% recyclable after use. Food containers must be in a material other than expanded polystyrene (Styrofoam) and the Town would prefer vendors use recyclable or compostable materials. Please reach out to the Town if you need further direction on what products you may use.

9. How much do I need to remit?

60% of the collected fees need to be remitted to the Town each quarter. Vendors retain the other 40% and use their portion however they choose.

10. How do I remit my bag fees to the Town?

Bag fees are remitted quarterly through the Town of Mountain Village's [MUNIREvs system](#). The first remittance is due on April 20, 2023. Bag fees will be remitted based on the number of bags distributed.

11. Do I need to post signage at my business?

Yes. Signage must be posted clearly and visibly to customers. Locations may include store windows, doors and checkout registers. The Town will be providing this signage. Please download signage at townofmountainvillage.com/plastics or email lkirn@mtnvillage.org.

12. What are the disposable bag fee revenues spent on?

The fees remitted to the Town of Mountain Village are reserved to fund solid waste diversion efforts, including programs, education, infrastructure and activities.

13. What are the penalties for not remitting bag fees?

Not remitting bag fees is a civil infraction for each and every day the fees are not remitted. The retailer will be sent an estimate of fees due with penalties and interest included for payment within 30 days. Please refer to section 8.03.110 Enforcement, Violations and Penalties within the ordinance.

14. What are the penalties for distributing bags that are not in compliance with the ordinance?

Providing unlawful bags is a civil infraction for each and every day the bags are carried and distributed. Penalties are subject to the Town's Municipal Code, section 1.08.010 Designated Penalty.



Questions?

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