

**RESOLUTION NO. 2022-85**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF SAN BERNARDINO COUNTY, STATE OF CALIFORNIA, RECOGNIZING THE DEPARTMENT OF PUBLIC HEALTH, ENVIRONMENTAL HEALTH SERVICES AS THE ENFORCEMENT AGENCY OF ADDITIONAL FOOD FACILITY REGULATIONS**

On Tuesday May 24, 2022, on motion of Supervisor Baca Jr., duly seconded by Supervisor Rowe and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

**WHEREAS**, On October 5, 2021, the Governor signed Assembly Bill (AB) 1276 (amending Public Resource Code Section 42270-42273), which prohibits food facilities from providing any single-use food-ware accessory or standard condiment to a consumer unless requested by the consumer and from bundling or packaging these items in a way that prohibits the consumer from taking only the item desired; and

**WHEREAS**, Section 33.0101 to Chapter 1 of Division 3 of Title 3 of the San Bernardino County Code designates the Department of Public Health, Environmental Health Services as the regulating agency for the administration and enforcement of all environment health services and related consumer protection programs in San Bernardino County including food facilities; and

**WHEREAS**, AB 1276 requires food facilities with a drive-thru, food facilities located with a public use airport and third-party food delivery platforms to ask the consumer if single-use utensils are needed;

**WHEREAS**, AB 1276 also requires cities/counties to authorize an enforcement agency to enforce these requirements on or before June 1, 2022; and

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Supervisors of San Bernardino County, State of California, hereby authorizes the Department of Public Health, Environmental Health Services as the enforcement agency of these additional food facility regulations.

PASSED AND ADOPTED by the Board of Supervisors of San Bernardino County, State of California, by the following vote:

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

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STATE OF CALIFORNIA            )  
  )  
SAN BERNARDINO COUNTY        )        ss.

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of San Bernardino County, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of May 24, 2022. #73 LA

LYNNA MONELL  
Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy