



DATE: June 13, 2019

TO: Washington County Solid Waste Advisory Committee

FROM: Theresa Koppang
Solid Waste and Recycling Supervisor

RE: Transfer of Sanitary Service Certificate No. "1" from Aloha Garbage Company to Waste Management of Oregon, Inc.

Background and Summary

Washington County has been notified by Keith Eldein, owner of Aloha Garbage Company (Aloha), of the pending sale of the business to Waste Management of Oregon, Inc. (Waste Management.) The table below shows the number and breakdown of accounts served within the certificate No. "1" service area currently held by Aloha.

<u>Residential</u>	<u>Multi-Family</u>	<u>Commercial</u>
14,330	63	395

All the residential customers are urban and currently receive weekly garbage collection, every-other-week recycling collection and every-other-week yard debris collection. All customers subscribe to solid waste and recycling collection services at the Washington County Board-approved Solid Waste and Recycling established rates. The same level of collection service for residential and commercial customers will continue under Waste Management.

The acquisition of Aloha's collection service area by Waste Management will create the largest certificated service area in unincorporated Washington County, serving approximately 33,000 urban residential accounts, 1,670 rural residential accounts, and approximately 500 commercial accounts, all of which are outside city limits.

Washington County Code Chapter 8.04.280 provides that a certificate holder may transfer the certificate or a portion of the service area to other certificate holders after written notice and approval by the Board. The Board shall approve the transfer if it finds that the transferee meets all applicable requirements met by the original certificate holder. Further, the Board shall take action within sixty days after receipt of notice by the Board, unless the Board finds there is a substantial issue in regard to the public's health and safety and requires more time for an investigation and decision.

It is expected that Waste Management will begin serving the customers noted above on or around July 1, 2019.

Certificate Transfer Application Review

Waste Management filed a completed application to assume ownership of certificate No. "1" from Aloha on May 8, 2019. This application provided the information necessary to determine if Waste Management meets the requirements of Washington County Code Chapter 8.04.280. In addition to this section, Washington County staff used the applicable criteria for certificate application, established by Washington County Code Chapter 8.04.150(A)(2), B(1)(2) through 8.04.200, to evaluate the Aloha to Waste Management Certificate Transfer Application.

Criterion: Washington County Code Chapter 8.04.150 Certificate – Application Form. Applications for certificates shall be on forms provided by the Health and Human Services Department.

Finding: Waste Management submitted completed application forms, provided by the County, on May 8, 2019.

Criterion: Washington County Code Chapter 8.04.160 Certificate – Information required. Applicants shall state all types of service to be provided within the service area and the rates charged.

Finding: The applicant intends to provide the following types of service within the assigned service area.

Residential:

- Regular Solid Waste and Recycling collection
- Will-call Solid Waste and Recycling collection
- Recycling collection
- Container service (receptacles that are either front or rear loaded)
- Drop Box service (receptacles that are either roll-off or compactor)
- Medical Waste Collection

Commercial:

- Commercial Solid Waste collection
- Commercial Recycling collection
- Container service (receptacles that are either front or rear loaded)
- Drop Box service (receptacles that are either roll-off or compactor)
- Medical Waste collection

Criterion: Washington County Code Chapter 8.04.170 Certificate – Requirements. Applicant must show that they have available and sufficient equipment, facilities, and personnel to meet the standards of service; must provide a statement of all businesses used for the disposal of solid waste and recyclables; and must submit a corporate surety bond.

Finding: Waste Management is purchasing the inventory of equipment and assets currently associated with the Aloha operation that are necessary to continue operations. As these assets have previously been proven adequate and sufficient to meet the required standard of service, it is expected that they will continue to do so. The operations personnel of Aloha will be invited to apply for employment with Waste Management.

The application lists the names of 13 individuals, by title and role, that make up the corporate officers of Waste Management of Oregon. The operations of Waste Management's current service area is managed from the Forest Grove Transfer Station. Waste Management plans to lease the current yard from Aloha's owners to serve as its base of operations for the service area it will acquire in the transfer.

The applicant lists the following facilities to be used for the disposal of solid waste and recyclables.

<u>Facility Name</u>	<u>Type of Material</u>
1. Hillsboro Landfill	Special Waste and Asbestos
2. Pride Disposal Transfer Station	Municipal Solid Waste
3. Forest Grove Transfer Station	Municipal Solid Waste
4. Metro South/Central Transfer Stations	Municipal Solid Waste
5. Tualatin Valley Waste Recovery	Dry Waste and Yard Debris
6. WoodCo	Yard Debris
7. Far West Recycling	Recycling Material

A copy of the corporate surety bond is on file with the County. The bond is in the amount of \$5,000.

Rates

The applicant (Waste Management) will charge the following rates within the assigned service area:

Applicable Washington County Rates (see Attachment A).

Based on the findings stated above, staff finds that Waste Management meets all applicable requirements met by the original certificate holder as required by Washington County Code Chapter 8.04.280.

Staff Recommendation

Based on the finding that Waste Management of Oregon, Inc. meets all applicable requirements met by the original certificate holder as required by Washington County Code Chapter 8.04.280, staff recommends that Sanitary Service Certificate No. "1"

currently held by Aloha Garbage Company be transferred to Waste Management of Oregon, Inc., subject to the following conditions:

1. Aloha Garbage Company will continue to be responsible for submittal of all relevant reports for the time period starting January 1, 2019, through July 1, 2019, or the date of the completed board-approved transfer. These include but are not limited to the following:
 - a. Annual Report for 2019 for the applicable months
 - b. Quarterly Gross Receipts Reports and payments for the applicable quarters
 - c. Quarterly Recycling Reports for the applicable quarters

Once approved by the Board of Commissioners, the service area being transferred from Aloha Garbage Company to Waste Management of Oregon, Inc., shall be incorporated into the service area of "Certificate 9."

Attachment