

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADOPTING A LIST OF)	RESOLUTION NO. 14-4560
SOLID WASTE DESIGNATED FACILITIES)	
PURSUANT TO METRO CODE CHAPTER 5.05)	Introduced by Chief Operating Officer Martha
)	Bennett in concurrence with Council
)	President Tom Hughes

WHEREAS, Metro Code Chapter 5.05 (Solid Waste Flow Control) governs Metro’s authority to regulate solid waste generated in the Metro region; and

WHEREAS, Metro Code Section 5.05.030 identifies the designated facilities of Metro’s solid waste system; and

WHEREAS, Metro Ordinance No. 14-1337 (effective October 22, 2014) amended certain provisions of Metro Code Chapter 5.05 relevant to this resolution; and

WHEREAS, Metro Code Section 5.05.030(b) (as amended) requires the Council to consider for adoption by resolution a list of designated facilities of the system, including names and addresses, every five years beginning in 2015; and

WHEREAS, Metro Ordinance No. 14-1335 amended Metro Code Section 5.05.030 to remove Weyerhaeuser Regional Landfill from the list of designated facilities of the system effective January 1, 2015; and

WHEREAS, to ensure compliance with amended Metro Code Chapter 5.05, the Chief Operating Officer recommends that the Metro Council adopt a list of designated facilities effective October 22, 2014 through December 31, 2014; and

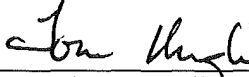
WHEREAS, to ensure compliance with amended Metro Code Chapter 5.05, the Chief Operating Officer recommends that the Metro Council adopt a list of designated facilities effective January 1, 2015, to delete Weyerhaeuser Regional Landfill in accordance with Metro Ordinance No. 14-1335; and

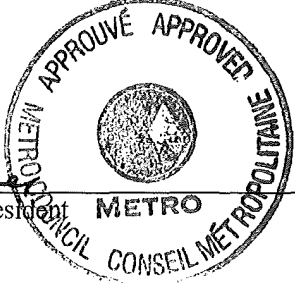
WHEREAS, the Council considered the factors listed in Metro Code Section 5.05.031 when adding facilities to the list of designated facilities, and additional review of those factors for the facilities listed in Exhibits A and B is unnecessary; now therefore

THE METRO COUNCIL RESOLVES AS FOLLOWS:

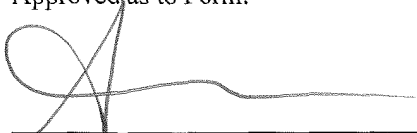
1. The Metro Council adopts the list of designated facilities attached as Exhibit A, effective October 22, 2014 through December 31, 2014; and
2. The Metro Council adopts the list of designated facilities attached as Exhibit B, effective January 1, 2015; and
3. Exhibits A and B satisfy the requirement in Metro Code Section 5.05.033(b), as amended, to adopt a list of designated facilities by July 31, 2015.

ADOPTED by the Metro Council this 23rd day of October, 2014.


Tom Hughes, Council President



Approved, as to Form:


Alison R. Kean, Metro Attorney

WJ:bjl
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Designated Facilities of Metro's Solid Waste System

Effective October 22, 2014, until December 31, 2014

The Metro Council has found that the following disposal sites and solid waste facilities meet the criteria set forth in Metro Code Section 5.05.030 and are designated as part of Metro's solid waste system. In accordance with Metro Resolution No. 14-4560, this list of designated facilities is hereby effective on October 22, 2014 until December 31, 2014.

I. Disposal sites and solid waste facilities owned or operated by Metro.

- | | |
|--|---|
| 1) <u>Metro Central Station</u>
6161 NW 61 st Avenue
Portland, Oregon 97210 | 2) <u>Metro South Station</u>
2001 Washington
Oregon City, Oregon 97045 |
|--|---|

II. Disposal sites and solid waste facilities located within Metro's boundary.

All disposal sites and solid waste facilities located within the Metro boundary that are subject to Metro regulatory authority under Chapter 5.01. All such designated facilities are required to obtain a Metro-issued license or franchise unless otherwise exempt from such requirement.

III. Disposal sites and solid waste facilities located outside of Metro's boundary.

The out-of-region designated facilities listed below are authorized to accept certain wastes generated from inside the Metro boundary as specified by and subject to an agreement between Metro and the owner of the disposal site or solid waste facility. In addition, Metro may issue non-system licenses to waste generators or persons transporting waste to these or other disposal sites or solid waste facilities.

- | | |
|---|---|
| 1) <u>Coffin Butte Landfill</u>
29175 Coffin Butte Road
Corvallis, Oregon 97330 | 6) <u>Roosevelt Regional Landfill</u>
500 Roosevelt Grade Road
Roosevelt, Washington 99356 |
| 2) <u>Columbia Ridge Landfill</u>
18177 Cedar Springs Lane
Arlington, Oregon 97812 | 7) <u>Tualatin Valley Waste Recovery</u>
3205 SE Minter Bridge Road
Hillsboro, Oregon 97123 |
| 3) <u>Finley Buttes Regional Landfill</u>
73221 Bombing Range Road
Boardman, Oregon 97818 | 8) <u>Wasco County Landfill</u>
2550 Steele Road
The Dalles, Oregon 97058 |
| 4) <u>Hillsboro Landfill</u>
3205 SE Minter Bridge Road
Hillsboro, Oregon 97123 | 9) <u>Weyerhaeuser Regional Landfill</u>
3434 S. Silverlake Road
Castle Rock, Washington |
| 5) <u>Riverbend Landfill</u>
13469 SW Highway 18
McMinnville, Oregon 97218 | |

Designated Facilities of Metro's Solid Waste System

Effective January 1, 2015

The Metro Council has found that the following disposal sites and solid waste facilities meet the criteria set forth in Metro Code Section 5.05.030 and are designated as part of Metro's solid waste system. In accordance with Metro Resolution No. 14-4560, this list of designated facilities is hereby effective on January 1, 2015.

I. Disposal sites and solid waste facilities owned or operated by Metro.

- | | |
|--|---|
| 1) <u>Metro Central Station</u>
6161 NW 61 st Avenue
Portland, Oregon 97210 | 2) <u>Metro South Station</u>
2001 Washington
Oregon City, Oregon 97045 |
|--|---|

II. Disposal sites and solid waste facilities located within Metro's boundary.

All disposal sites and solid waste facilities located within the Metro boundary that are subject to Metro regulatory authority under Chapter 5.01. All such designated facilities are required to obtain a Metro-issued license or franchise unless otherwise exempt from such requirement.

III. Disposal sites and solid waste facilities located outside of Metro's boundary.

The out-of-region designated facilities listed below are authorized to accept certain wastes generated from inside the Metro boundary as specified by and subject to an agreement between Metro and the owner of the disposal site or solid waste facility. In addition, Metro may issue non-system licenses to waste generators or persons transporting waste to these or other disposal sites or solid waste facilities.

- | | |
|---|---|
| 1) <u>Coffin Butte Landfill</u>
29175 Coffin Butte Road
Corvallis, Oregon 97330 | 5) <u>Riverbend Landfill</u>
13469 SW Highway 18
McMinnville, Oregon 97218 |
| 2) <u>Columbia Ridge Landfill</u>
18177 Cedar Springs Lane
Arlington, Oregon 97812 | 6) <u>Roosevelt Regional Landfill</u>
500 Roosevelt Grade Road
Roosevelt, Washington 99356 |
| 3) <u>Finley Buttes Regional Landfill</u>
73221 Bombing Range Road
Boardman, Oregon 97818 | 7) <u>Tualatin Valley Waste Recovery</u>
3205 SE Minter Bridge Road
Hillsboro, Oregon 97123 |
| 4) <u>Hillsboro Landfill</u>
3205 SE Minter Bridge Road
Hillsboro, Oregon 97123 | 8) <u>Wasco County Landfill</u>
2550 Steele Road
The Dalles, Oregon 97058 |

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 14-4560 FOR THE PURPOSE OF ADOPTING A LIST OF SOLID WASTE DESIGNATED FACILITIES PURSUANT TO METRO CODE CHAPTER 5.05.

October 10, 2014

Prepared by: Warren Johnson
503-797-1836

Approval of Resolution No. 14-4560 would result in Council adoption of two lists of designated facilities of the solid waste system – one list is in Exhibit A, effective October 22, 2014 through December 31, 2014, and the other list is in Exhibit B, effective January 1, 2015.

BACKGROUND

Metro Code Chapter 5.05 (Solid Waste Flow Control) governs the transportation, transfer, disposal, and other processing of all solid waste generated within the Metro region. Metro-area waste that is transported outside of the region must be delivered to a designated facility or hauled under authority of a non-system license. Historically, Metro required that all designated facilities located outside of the Metro region were to be individually listed and specifically named in Metro Code before the facility could enter into a designated facility agreement and receive Metro-area waste without the need for haulers or persons delivering the waste to obtain a non-system license.

On July 24, 2014, the Metro Council adopted Ordinance No. 14-1337 which amended Metro Code Chapter 5.05 to establish a new listing procedure for designated facilities effective on October 22, 2014. The above-mentioned Ordinance amended Metro Code Chapter 5.05 to, in part, delete the individual listing of out-of-region facilities from Chapter 5.05 and otherwise require that Council adopt an official list of designated facilities of the solid waste system (the “designation list”) by resolution every five years beginning no later than July 2015. Metro Code Section 5.05.033 further stipulates that the designation list must include the names and addresses of all of the designated facilities located outside of the Metro region.

As described below, the Chief Operating Officer recommends that the Council adopt the two designation lists attached to this Resolution as Exhibits A and B. Adoption of these proposed designation lists would satisfy the Code¹ requirement that Council adopt such a list by no later than July 2015.

The proposed designation list in Exhibit A, effective October 22, 2014 through December 31, 2014, includes Metro’s transfer stations and a general description of all solid waste facilities located within the Metro region that are subject to regulatory authority under Chapter 5.01 (i.e., solid waste facilities that are required to obtain a Metro-issued license, franchise, or are otherwise exempt from such requirements). The list also includes the following out-of-region designated facilities: Coffin Butte Landfill, Columbia Ridge Landfill, Finley Buttes Regional Landfill, Hillsboro Landfill, Riverbend Landfill, Roosevelt Regional Landfill, Tualatin Valley Waste Recovery, Wasco County Landfill, and Weyerhaeuser Regional Landfill.

¹ Amended Metro Code Section 5.05.033(b)

The Council considered the factors described in Metro Code Section 5.05.031 when it initially added the above-mentioned facilities to the designation list in Code and, as such, it is not necessary to further review those factors with respect to including those facilities on the list in Exhibit A.² Lakeside Reclamation and Cedar Grove Composting, Inc. are not included in Exhibit A because Council removed those facilities from the designation list on July 24, 2014.³

The proposed designation list in Exhibit B subsequently replaces and supersedes the list in Exhibit A effective January 1, 2015. The list in Exhibit B is identical to that of Exhibit A with the exception of Weyerhaeuser Regional Landfill which has been removed from the list effective January 1, 2015. On July 24, 2014, Council adopted Ordinance No. 14-1335 which prospectively removes Weyerhaeuser Regional Landfill from the designation list upon the expiration date of its current designated facility agreement.

ANALYSIS/INFORMATION

1. Known Opposition

There is no known opposition to this Resolution.

2. Legal Antecedents

Current provisions of Metro Code Chapter 5.05.

3. Anticipated Effects

Adoption of this Resolution would establish a designation list as required by Metro Code Section 5.05.030(b).

4. Budget Impacts

Adoption of this Resolution will not have an impact on the budget.

RECOMMENDED ACTION

The Chief Operating Officer recommends approval of Resolution No. 14-4560 which would result in the adoption of two designation lists – one list is Exhibit A, effective October 23, 2014 through December 31, 2014, and the other is Exhibit B, effective January 1, 2015. Exhibit B, which deletes Weyerhaeuser Regional Landfill, subsequently replaces and supersedes the list proposed in Exhibit A effective January 1, 2015.

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² Coffin Butte Landfill (Ord. No. 02-979), Columbia Ridge Landfill (Ord. No. 93-483), Finley Buttes Regional Landfill (Ord. No. 93-483), Hillsboro Landfill (Ord. No. 93-483), Riverbend Landfill (Ord. No. 08-1197), Roosevelt Regional Landfill (Ord. No. 93-483), Tualatin Valley Waste Recovery (Ord. No. 08-1195), Wasco County Landfill (Ord. No. 03-999), and Weyerhaeuser Regional Landfill (Ord. No. 05-1083)

³ Lakeside Reclamation (Ord. No. 14-1333) and Cedar Grove Composting, Inc. (Ord. No. 14-1334)