

NOT ADOPTED

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF REPEALING)	ORDINANCE NO. 94-542
ORDINANCE NO. 94-531 DUE TO METRO)	
WASTE DISPOSAL SERVICES CONTRACT)	Introduced by Rena Cusma,
AMENDMENT NO. 4, WHICH WILL ALLOW)	Executive Officer
REDUCTION OF METRO'S SOLID WASTE)	
DISPOSAL RATE BY SEPARATE)	
ORDINANCE, AND DECLARING AN)	
EMERGENCY)	

WHEREAS, By Ordinance No. 94-531, Metro adjusted the components of the disposal fee charged at Metro solid waste facilities; retained the existing \$75 per ton disposal fee, and made other adjustments to the rates and disposal policies at Metro facilities; and

WHEREAS, Ordinance No. 94-531 has not yet taken effect; and

WHEREAS, Savings achieved by Amendment No. 4 to the waste disposal services contract between Metro and Oregon Waste Systems, Inc., allow Metro to reduce the disposal fee charged at Metro facilities; and

WHEREAS, Ordinance No. 94-543, to reduce the Metro solid waste disposal fee, has been introduced as a companion to this ordinance, cannot take effect until at least 90 days following adoption; and

WHEREAS, To reduce confusion on the part of Metro disposal facility customers, Ordinance No. 94-531 should be repealed, and the rate component and disposal policy changes made by Ordinance No. 94-531 should be included in Ordinance No. 94-543, which also reduces the total per ton disposal fee, so that all disposal fee and policy changes will take effect at the same time; and

WHEREAS, This Ordinance was submitted to the Executive Officer for consideration and forwarded to the Council for approval; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

Section 1. Ordinance No. 94-531 is repealed.

Section 2. This ordinance is necessary for the health, safety, or welfare of the Metro area, because allowing Ordinance No. 94-531 to take effect and making additional changes to

Metro's 1994-95 rate that cannot take effect for 90 days will cause unnecessary confusion for the customers of Metro solid waste disposal facilities. An emergency is therefore declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Metro Council this ____ day of _____, 1994.

Judy Wyers, Presiding Officer

ATTEST:

Clerk of the Council

ds 1153B

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 94-542, FOR THE PURPOSE OF REPEALING ORDINANCE NO. 94-531 DUE TO METRO WASTE DISPOSAL SERVICES CONTRACT AMENDMENT NO. 4, WHICH WILL ALLOW REDUCTION OF METRO'S SOLID WASTE DISPOSAL RATE BY SEPARATE ORDINANCE, AND DECLARING AN EMERGENCY

Date: March 30, 1994

Presented by: Roosevelt Carter

FACTUAL BACKGROUND AND ANALYSIS

Ordinance No. 94-542, adopted by the Council on March 10, 1994, retained the existing \$75 per ton disposal fee charged at Metro solid waste facilities, adjusted the components of the disposal fees charged at Metro and non-Metro facilities, and made other adjustments to the rates and disposal policies at Metro facilities. Per provisions of Metro's Charter, Section 39(1), the ordinance cannot take effect until at least 90 days after Council adoption.

On March 16, 1994, the Executive Officer signed Amendment No. 4 to the Oregon Waste Systems Agreement. The terms of the amendment provide for a reduced, per ton disposal charge that Metro pays at the Columbia Ridge Landfill. Metro's Rate Review Committee and the Executive Officer recommend this reduction be passed on to Metro's disposal facility customers. Ordinance No. 94-543, introduced as a companion to this ordinance, reduces the system disposal rate to \$74 per ton.

To reduce confusion on the part of Metro's disposal facility customers, Ordinance No. 94-531 should be repealed, and the rate component and disposal policy changes made by Ordinance No. 94-531 should be included in Ordinance No. 94-543 so that all disposal fee and policy changes take effect at the same time.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends Ordinance No. 94-531 be adopted.