

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In re Joint Application for temporary authority to transfer a portion of rights under certificate of public convenience and necessity from:

AMERICAN DISPOSAL COMPANY, INC., holder of certificate G-87

to:

MURREY'S DISPOSAL COMPANY, INC. holder of certificate G-9

DOCKET TG-181022

ORDER 01

ORDER GRANTING TEMPORARY TRANSFER

AND

AMENDING CERTIFICATE G-87

BACKGROUND

- 1 On December 13, 2018, American Disposal Company, Inc., (American) and Murrey's Disposal Company, Inc., (Murrey's) filed with the Washington Utilities and Transportation Commission (Commission), a joint application (Application) for temporary authority to transfer the Pierce County service portion of rights under American Disposal Company, Inc.'s certificate of public convenience and necessity G-87 to Murrey's Disposal Company, Inc., G-9. The companies also filed a joint application in Docket TG-181007 seeking permanent authority for the transfer. American provides service to Pierce county through Tariff No. 27, and to Vashon and Maury Islands under Tariff No. 1, for American Disposal Company, Inc., dba Vashon Disposal (Vashon).
- 2 American and Murrey's both share the same parent company, Waste Connections, Inc. The transfer is to better reflect the service areas of the referenced companies. American Disposal Company Inc. will retain the Vashon Island and Maury Island service areas in King County under certificate G-87.
- 3 The tariff rates for the Pierce County operations for American and Murrey's are identical, and the company has maintained combined books and records for the two operations for several years. Customers previously served by American will see no change in rates when service is provided by Murrey's.

DISCUSSION AND DECISION

4 The Commission finds that transferring the service area from American to Murrey's is in the public interest. The Commission, therefore, grants the Application.

FINDINGS AND CONCLUSIONS

- 5 (1) The Commission is an agency of the State of Washington, vested by statute with authority to regulate rates, rules, regulations, and practices of public service companies, including solid waste collection companies, and has jurisdiction over the parties and subject matter of this proceeding.
- 6 (2) American Disposal Company, Inc., and Murrey's Disposal Company, Inc., are solid waste collection companies subject to Commission regulation.
- 7 (3) The transfer of territory better reflects Murrey's Disposal Company, Inc.'s service territory.
- 8 (4) Transferring the portion of the service territory covered by certificate G-87 described in the Application from American Disposal Company, Inc., to Murrey's Disposal Company, Inc., is consistent with the public interest, and the Commission should grant the Application.

ORDER

THE COMMISSION ORDERS:

- 9 (1) The Commission grants the application to temporarily transfer a portion of rights in certificate of public convenience and necessity G-87 from American Disposal Company, Inc., to Murrey's Disposal Company, Inc., as described in Appendices A and B.
- 10 (2) The Commission temporarily reissues the rights to serve the transferred portion of certificate of public convenience and necessity G-87 to Murrey's Disposal Company, Inc., G-9 as described in Appendix A, under the rules and rates of existing Murrey's Disposal Company, Inc., Tariff No. 27. This temporary certificate will end automatically, by operation of law and without further Commission action, when the Commission enters an order granting the

application for permanent authority filed in Docket TG-181007. If the Commission denies, dismisses, or grants less than all of that application, this temporary certificate will terminate on the last day for seeking judicial review of the Commission decision or, in the event of judicial review, on any later date that the reviewing court may order.

- 11 (3) The Commission amends certificate of public convenience and necessity G-87, as described in attached Appendix B, held by American Disposal Company, Inc., and removes that portion of the certificate reissued to Murrey's Disposal Company, Inc., in this Order.
- 12 (4) The tariffs filed for American Disposal Company, Inc., and Murrey's Disposal Company, Inc., in connection with this application will become effective on January 1, 2019.
- 13 (5) The Commission has delegated authority to the Secretary to enter this Order under RCW 80.01.030 and WAC 480-07-905.
- 14 (6) Certificate of public convenience and necessity G-87, is held by American Disposal Company, Inc., and authorizes the service described in the certificate.
- 15 (7) The Commission, having considered the application and being fully advised, finds that Murrey's Disposal Company, Inc., is fit, willing and able to furnish the transferred portion of services under certificate G-87, and that the transfer of rights under that certificate to Murrey's Disposal Company, Inc., will not be detrimental to the public interest.
- 16 (8) The Commission has delegated authority to the Secretary to enter this Order under RCW 80.01.030 and WAC 480-07-905.

DATED at Olympia, Washington and effective December 31, 2018.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



MARK L. JOHNSON, Executive Director and Secretary

NOTICE: This is an order delegated to the Secretary for decision. In addition to serving you a copy of the decision, the Commission will post on its Internet Web site for at least 14 days a listing of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. You must file a request for Commission review of this order no later than fourteen (14) days after the date the decision is posted on the Commission's Website.

The Commission will schedule your request for review by issuing a notice of hearing to be held before an administrative law judge. The Commission, at its discretion, may consider your request for review in an adjudicative proceeding under RCW 34.05 Part IV, or in a brief adjudicative proceeding under RCW 34.05.482 through .494. Following hearing, the administrative law judge will enter an initial order. If you wish to seek review of the initial order, you may file a petition for administrative review under RCW 34.05.464, or if the matter is heard in a brief adjudicative proceeding, under RCW 34.05.491.

The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's Website.

This notice and review process is pursuant to the provisions of RCW 80.01.030 and WAC 480-07-904(2) and (3), and WAC 480-07-905, as amended effective September 29, 2018.

APPENDIX A

MURREY'S DISPOSAL COMPANY, INC.
PO BOX 399
PUYALLUP, WA 98371

CERT. NO.
G000009

GARBAGE AND REFUSE COLLECTION SERVICE In that portion of Pierce County beginning with the intersection at the Pierce County, Kitsap County, Mason County line; thence south along the Pierce County, Mason County line to its point of intersection with the shoreline of Rocky Bay; thence generally south along the east shoreline of Rocky Bay and North Bay including Heron Island to the southwest point of Drayton Passage; thence northerly along the shoreline of Drayton Passage and Henderson Bay to the most northern point of Henderson Bay; thence southerly along the east shoreline of Henderson Bay including the island in Henderson Bay, but excluding McNeil, Anderson and Ketron to the northeast point of Hale Passage; thence easterly along the north shoreline of Hale Passage including Fox Island to the southwest point of the Narrows; thence northerly along the west shoreline of the Narrows to its point of intersection with the west shoreline of West Passage; thence northerly along the west shoreline of West Passage to its point of intersection with the Kitsap County, Pierce County lines; thence westerly along the Kitsap County, Pierce County line to the intersection of the Pierce County, Mason County and Kitsap County lines or the point of beginning.

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January 1, 2019

APPENDIX B

AMERICAN DISPOSAL COMPANY, INC.
d/b/a VASHON DISPOSAL
PO BOX 399
PUYALLUP, WA 98371

CERT. NO.
G000087

GARBAGE COLLECTION SERVICE on Vashon and Maury Islands.

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January 1, 2019