

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND)	DOCKET TG-111672
TRANSPORTATION COMMISSION,)	
)	ORDER 05
Complainant,)	
)	
v.)	
)	
MURREY’S DISPOSAL COMPANY,)	
INC., G-9,)	
)	
Respondent.)	
.....)	
)	
WASHINGTON UTILITIES AND)	DOCKET TG-111674
TRANSPORTATION COMMISSION,)	
)	ORDER 05
Complainant,)	
)	
v.)	ORDER APPROVING EXTENSION
)	OF REVENUE SHARING
AMERICAN DISPOSAL COMPANY,)	PROGRAMS AND RECYCLING
INC., G-87,)	COMMODITY PRICE
)	ADJUSTMENTS
Respondent.)	
.....)	

BACKGROUND

- 1 On September 15, 2011, in Docket TG-111672, Murrey’s Disposal Company, Inc. (Murrey’s Disposal) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff No. 25, designated as Tariff pages 1, 21, 25, 27, 28, 30, 46, 47, 48 and 49.

- 2 On September 15, 2011, in Docket TG-111674, American Disposal Company, Inc. (American Disposal) filed with the Commission revisions to its currently effective Tariff No. 25, designated as Tariff pages 1, 21, 25, 27, 28, 30, 46, 47, 49 and 49.

- 3 Murrey's Disposal and American Disposal (collectively Companies) both propose to increase the amount they pay to single family and multi-family customers for the value of the recyclable materials that they collect in their residential recycling collection service. The monthly credit for single family customers of each company would increase from \$1.31 to \$1.69 and the monthly credit for multi-family customers would increase from \$0.67 per yard to \$0.76 per yard for each pickup. Murrey's Disposal and American Disposal also filed a request to retain fifty percent of the revenue they receive from the sale of recyclable materials that they collect in their residential single and multi-family recycling collection service from November 1, 2011, to October 31, 2012.
- 4 On October 31, 2011, the Commission, by Order 01, suspended operation of the tariffs in Dockets TG-111672, TG-111674, and TG-111681. On November 1, 2011, the Commission, by Order 02, consolidated Dockets TG-111672, TG-111674, and TG-111681. The parties' presentation and Commission resolution of the disputed issues in these dockets remain pending.

EXTENSION PETITION

- 5 On September 24, 2012, the Companies filed a Petition for Leave to Extend Revenue Sharing Programs and Recycling Commodity Price Adjustments (Extension Petition). The Companies request an extension of the current revenue share plans reporting periods from August 31, 2012, through November 30, 2012, with revised rates and commodity credits to become effective March 1, 2013 rather than the current November 1, 2012, effective date.
- 6 The Companies contend that the requested extension is necessary to comply with Pierce County's (County) desire to synchronize the chronology of recycling revenue sharing plans. The Companies also state that the requested extension would enable the Companies and the County to continue to work toward integrating all regulated solid waste collection company plans in the County. Finally, according to the Companies, the extension would allow continuing discussions between the Companies, the County, and Commission Staff (Staff) on any necessary changes in format and design of prospective plans and to incorporate guidance from the Commission's Interpretive and Policy Statement in Docket TG-112162 (IPS).
- 7 In support of the Extension Petition, the Companies have filed agreements with the County to extend their respective reporting plan periods and the corresponding effective date for revised rates and commodity credits, and the Extension Petition

includes the Declaration of Stephen C. Wamback, the Solid Waste Administrator for Pierce County Public Works and Utilities Department, expressing support for the extension agreements. The Companies also represent that they have consulted with Staff and that Staff does not object to the requested extensions.

DISCUSSION AND DECISION

- 8 The Commission grants the Extension Petition. The Commission finds reasonable the Companies efforts to accommodate the County's desire to synchronize the chronology of recycling revenue sharing plans. The Commission also agrees that the Companies, the County, and Staff should have sufficient opportunity to incorporate the guidance of the IPS and related Commission decisions into future recycling plans and that an extension of the existing plans would be beneficial in providing that opportunity.
- 9 The Commission will make explicit the implicit understanding that the extension of the current plans and tariffs is subject to the same conditions that the Commission adopted in the prior orders entered in these dockets, specifically that the revenue sharing established in those plans and commodity prices be subject to refund should the Commission determine that the Companies are not entitled to the entirety of the revenues they are permitted to retain under the terms of the plans. The Companies will also be required to file revised tariff pages reflecting the extended expiration date for the commodity price adjustment rates, and those tariff pages should be subject to the tariff suspension in Order 01.

ORDER

THE COMMISSION ORDERS that

- 10 (1) The Petition of Murrey's Disposal Company, Inc., and American Disposal Company, Inc., for Leave to Extend Revenue Sharing Programs and Recycling Commodity Price Adjustments is granted.
- 11 (2) The reporting period in the current 2011-2012 Company Recycling Plan Updated in September 2011 between Murrey's Disposal Company, Inc., American Disposal Company, Inc., and Pierce County will continue in effect through November 30, 2012, subject to refund and the other terms and conditions the Commission adopted in Order 01.

- 12 (3) The expiration of the recycling commodity price adjustment rates currently set forth in each of the tariffs at issue in these dockets is extended to February 28, 2013. The Companies shall file tariff pages to reflect the extended expiration date, and those tariffs will continue to be suspended but allowed to be effective on a temporary basis, subject to refund and the other conditions the Commission adopted in Order 01.

DATED at Olympia, Washington, and effective October 16, 2012.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

GREGORY J. KOPTA
Administrative Law Judge