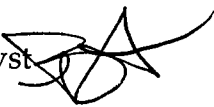


MEMORANDUM

October 27, 2005

TO: Gene Eckhardt, Regulatory Services  
Assistant Director, Transportation and Water Section

FROM: Bonnie Allen, Regulatory Analyst 

SUBJECT: Application No. GA-79402 - Docket No. TG-051405

10/27/05  
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Applicant Transferee:

Great Western Soil Conditioners, Inc.  
9418 Old Highway 99 South PO Box 4128  
Olympia, WA 98501 Tumwater, WA 98501

Applicant Transferor:

O'Neil & Sons, Inc.  
d/b/a South Sound Transport Service &  
Great Western Soil Conditioners  
PO Box 4128  
Tumwater, WA 98501

Discussion

Great Western Soil Conditioners, Inc., (Great Western) and O'Neil & Sons, Inc., filed joint application GA-79402 in docket TG-051405. GA-79402 is an application for transfer of all rights under Solid Waste Collection Certificate No. G-196 from O'Neil & Sons, Inc., to Great Western Soil Conditioners, Inc. Mr. Daniel O'Neil is the 100% owner of both O'Neil & Sons, Inc., and Great Western Soil Conditioners, Inc.

Application No. GA-79402 appeared on the Commission's September 26, 2005, application docket. No one filed a protest during the 30-day protest period. No one filed a petition to intervene.

Certificate No. G-196 authorizes the contract hauling of sludge or dewatered sludge in the state of Washington under contracts with the municipality of Metropolitan Seattle, Solganic Services Corporation, and Pierce County Utilities Department.

Mr. O'Neil advised staff that the contract services provided under Certificate No. G-196 have changed. The service formerly provided under a contract with the City of Seattle is now provided for the city through a contract with King County. Under its remaining contracts the company is now transporting sludge or dewatered sludge to a commercial

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recycling site for composting rather than disposal. The company holds a general commodities common carrier permit and transports its commercial recycling under that permit. Great Western has filed an application for extension of Certificate No. G-196 to address the hauling formerly under contract with the municipality of Seattle that is now performed under contract with King County and has requested that its remaining authority be eliminated as it is no longer being used to provide regulated solid waste hauling.

Under the provisions of RCW 81.77.040, the Commission may grant an application with or without hearing when there is no existing certificate holder authorized to provide solid waste collection service in the territory requested. Further, any certificate may be sold, assigned, leased, transferred, or inherited as property, but only on authorization by the Commission.

#### Recommendation

No hearing is required in this application and there are no issues that suggest staff should ask the Commission to set the application for hearing. I recommend this application be forwarded to Licensing Staff to process and prepare an order to grant the application without a hearing.