

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Request of  
  
BAINBRIDGE DISPOSAL, INC.,  
  
  Petitioner,  
  
For Less Than Statutory Notice in  
Connection with Tariff Revisions

DOCKET TG-170129  
  
ORDER 01  
  
ORDER GRANTING LESS THAN  
STATUTORY NOTICE; ALLOWING  
TARIFF REVISIONS TO GO INTO  
EFFECT

**BACKGROUND**

- 1       On February 28, 2017, Bainbridge Disposal, Inc. (Bainbridge or Company) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff 16, designated as 1<sup>st</sup> Revised Page 2, 1<sup>st</sup> Revised Page 22, and 1<sup>st</sup> Revised Page 27. The proposed revisions would decrease the residential recycling commodity credit from a debit of \$0.05 to \$0.68 per month for residential customers, which would result in a rate increase of \$0.63 per customer per month. The proposed revisions would also decrease the multi-family recycling commodity credit from a debit of \$0.03 to \$0.32 per month, which would result in a rate increase of \$0.29 per customer per month.
  
- 2       RCW 81.28.050 and WAC 480-70-266 require 45 days’ notice to the Commission prior to the effective date of the tariff. The tariff sheets bear an effective date of April 14, 2017. This date recognizes statutory notice as required. Bainbridge requests, however, less than statutory notice as permitted in WAC 480-70-276, and that the revisions become effective April 1, 2017. Bainbridge requests less than statutory notice because current commodity credits expire March 31, 2017, and the Company recently completed a rate filing that became effective February 1, 2017, that affected the calculation of the new commodity credits.
  
- 3       In the general rate case, Bainbridge identified costs charged to the Company for processing recyclable commodities. Those costs were included in the rates for collection that became effective February 1, 2017. Those processing costs included in the collection rate had to be excluded from the subsequent calculation of the commodity credit given to recycling customers. Staff has reviewed the Company’s commodity credit calculation and agrees with the calculated amounts.

4 Since finds that the proposed tariff revisions are fair, just, reasonable, and sufficient, and  
that the Company's request for less than statutory notice is consistent with the public  
interest. Accordingly, Staff recommends the Commission grant Bainbridge's request with  
an effective date of April 1, 2017.

### **FINDINGS AND CONCLUSIONS**

- 5 (1) The Commission is an agency of the State of Washington vested by statute with  
the authority to regulate the rates, regulations, practices, accounts and affiliated  
interests of public service companies, including solid waste companies.
- 6 (2) Bainbridge is a solid waste company and a public service company subject to  
Commission jurisdiction.
- 7 (3) Bainbridge is subject to RCW 81.28.050 and WAC 480-70-266, which require  
solid waste companies to file changes in any rate or charge with 45 days' notice.  
For good cause shown, however, the Commission may allow changes without  
requiring 45 days' notice by order, specifying the changes to be made and the  
time when it shall take effect.
- 8 (4) Under WAC 480-70-051 the Commission may grant an exemption from the  
provisions of any rule in WAC 480-70 if doing so is consistent with the public  
interest, the purposes underlying regulation, and applicable statutes.  
See also WAC 480-07-110.
- 9 (5) Staff has reviewed Bainbridge's request in Docket TG-170129 and recommends  
the Commission grant the Company's less than statutory notice request.
- 10 (6) This matter came before the Commission at its regularly scheduled meeting on  
March 29, 2017.
- 11 (7) After reviewing Bainbridge's proposed tariff revisions filed in Docket TG-170129  
on February 28, 2017, and giving due consideration to all relevant matters and for  
good cause shown, the Commission finds the proposed tariff revisions should  
become effective April 1, 2017.
- 12 (8) The Commission also finds Bainbridge should be granted an exemption to the  
customer notice requirements.

**ORDER**

**THE COMMISSION ORDERS:**

- 13* (1) Bainbridge Disposal, Inc.'s request for less than statutory notice is granted.
- 14* (2) The tariff revisions Bainbridge Disposal, Inc. filed on February 28, 2017, will become effective on April 1, 2017.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective March 29, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary