

January 5, 2012

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Penny Ingram
Washington Utilities and Transportation Commission
PO Box 47250
Olympia, WA 98504-7250

RECEIVED

JAN 09 2012

WASH. UT. & TP. COMM

Re: Solid Waste Collection in the Pierce County Portion of Auburn

Dear Ms. Ingram:


The City of Auburn notified Waste Connections, Inc. in a letter on September 1, 2011, that the City will assume the collection and disposal of solid waste in the areas annexed by Ordinances 5089, 5501, 5512, and 5774 on March 1, 2012.

Attached is the certified notification letter that was sent on September 1, 2011, and the most recent letter from November 14, 2011.

The City of Auburn's contracted provider, Waste Management, will begin servicing the areas listed above on March 1, 2012.

If you have any questions, I can be contacted at 253-931-5103 or jenelson@auburnwa.gov.

Sincerely,



Joan Nelson
Solid Waste & Recycling Coordinator

Attachments

cc: Daniel B. Heid, City Attorney
Shelley Coleman, Finance Director
Phill Parks, Utility and Accounting Services Manager
Kevin Kiernan, King County Solid Waste Division Director
Stephen Wamback, Pierce County Solid Waste Administrator
Marc Davis, Waste Management District Manager
Edward L. Westmoreland, Waste Connections

RECEIVED
WASTE MANAGEMENT
2012 JAN -9 PM 2:11
STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION
COMMISSION

November 14, 2011

Mr. Edward L. Westmoreland
Vice President of Government Affairs
Waste Connections, Inc.
4622 70th Avenue East
Fife, WA 98424

Dear Edward:

Re: City of Auburn and Waste Connections meeting on October 14, 2011 discussing garbage service in the annexed Pierce County areas of the City of Auburn

As you know, the City's intention for the past several years is to have commensurate garbage service and rates for all its residents. The City is also required to comply with the existing interlocal agreement it has with King County. In order to meet those goals, the City notified you on September 1, 2011 that beginning March 1, 2012 it would begin serving the area with its contracted vendor.

Waste Connections replied to the City's letter on September 26, 2011 requesting a meeting. At that meeting Waste Connections offered to continue servicing the area until the end of the City's existing contract with its vendor, which ends December 31, 2017. Waste Connections would at that time also have the opportunity to bid on the contract.

The City would be open to having Waste Connections serve the area until December 31, 2017 provided certain conditions are met.

- 1) That Waste Connections provides the services currently offered and at the same rates as the City provides and charges customers in the areas serviced by Waste Management, and;
- 2) All refuse collected in the area be disposed through the King County system in order for the City to comply with its existing ILA with King County. In the event the two Counties come to agreement on waste flow, then the City of Auburn could disregard this second point.

Unfortunately, these items are not negotiable. The City must move forward with their current vendor and allow time for containers to be ordered by no later than December 15, 2011.

Regards,



Peter B. Lewis,
Mayor

cc: Daniel B. Heid, City Attorney
David W. Wiley, Attorney-at-Law

September 1, 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Edward L. Westmoreland
Vice President of Government Affairs
Waste Connections, Inc.
4622 70th Avenue East
Fife, WA 98424

Dear Edward:

Re: City of Auburn Annexations in Pierce County via Ordinance No.'s 5089, 5501, 5512, and 5774

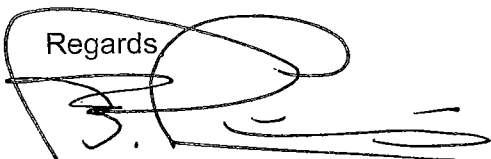
The City of Auburn annexed certain areas of Pierce County into its corporate boundaries beginning in 1998. As provided for in state law, the effective date of these annexations cancelled the then-existing franchise for garbage disposal your company held in these areas. RCW 35A.14.900 automatically granted you a City franchise to run for a term not less than seven years. Those seven years have run in the areas annexed by Ordinances 5089, 5501, 5512, and 5774.

Therefore consider this letter notice that effective March 1, 2012, the City will provide services to these areas with the City's contracted provider, Waste Management.

Attached are the certified letters the City sent to your company notifying you that the City of Auburn would assume collection and disposal of solid waste seven years after the date of annexation into the City.

The City looks forward to working with Waste Connections to ensure a seamless transition between providers.

Regards



Peter B. Lewis
Mayor

Attachments

cc: Daniel B. Heid, City Attorney
Shelley Coleman, Finance Director
Joan Nelson, Solid Waste & Recycling Coordinator
Kevin Kiernan, King County Solid Waste Division Director
Stephen Wamback, Pierce County Solid Waste Administrator
Penny Ingram, Washington State Utilities & Transportation Commission

CHARLES A. BOOTH, MAYOR
Fraser Currie, Director of Public Works



MAINTENANCE AND OPERATIONS DIVISION
1305 C Street S.W., Auburn, WA 98001
(253) 931-3048, Fax: (253) 735-2145

September 11, 1998

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Don Hawkins
President
Murrey's Disposal Company, Inc.
American Disposal Co., Inc.
D.M. Disposal Co., Inc.
P.O. Box 399
Puyallup, Washington 98371

FILE
COPY

Ref: Solid Waste Collection Service – City of Auburn Annexation Ordinance #5089 – 280 acre parcel of land located in Pierce County and adjacent to the Lakeland Hills North Project in King County.

Dear Don:

On May 4, 1998, the City of Auburn passed Ordinance #5089 relating to, and providing for, the annexation to the City of Auburn a 280 acre contiguous area of land situated in the County of Pierce, State of Washington, legally described as follows:

BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 6, TOWNSHIP 20 NORTH, RANGE 5 EAST, WM.; THENCE EASTERLY ALONG THE NORTH BOUNDARY OF SAID SECTION 6 TO THE NORTHWEST CORNER OF PIERCE COUNTY LARGE LOT SUBDIVISION NUMBER 670; THENCE SOUTHERLY ALONG THE WEST BOUNDARY OF SAID PIERCE COUNTY LARGE LOT SUBDIVISION NUMBER 670 TO THE SOUTHWEST CORNER THEREOF; THENCE EASTERLY 13.72 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF GOVERNMENT LOT NUMBER 4 IN SECTION 5, TOWNSHIP 20 NORTH 89-54-50 EAST ALONG THE SOUTH BOUNDARY OF GOVERNMENT LOTS NUMBER 3 AND 4 IN SAID SECTION 5, A DISTANCE OF 1638.38 FEET; THENCE SOUTH 03-01-58 WEST, 20.64 FEET; THENCE SOUTH 24-16-49 EAST, 21.34 FEET TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO WHICH THE CENTER OF THE ARC OF SAID CURVE BEARS SOUTH 38-55-41 EAST, 100.00 FEET; THENCE SOUTHERLY ALONG SAID CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 127-

SECTION 6; THENCE NORTH 10-09-28 EAST, 324.07 FEET THENCE NORTH 01-16-56 EAST,
530.00 FEET TO THE SOUTH BOUNDARY OF THE NORTHEAST QUARTER OF SAID NORTHWEST
QUARTER OF SECTION 6; THENCE WESTERLY ALONG SAID SOUTH BOUNDARY OF THE
NORTHEAST QUARTER OF SAID NORTHWEST QUARTER OF SECTION 6 A DISTANCE OF 50.00
FEET TO THE SOUTHWEST CORNER THEREOF; THENCE NORTHERLY TO THE POINT OF
BEGINNING.

Refer to the attached Vicinity Map showing the Annexation Area. The Ordinance became
effective May 15, 1998 at 12:01 AM.

**Please be advised, the City of Auburn will assume the responsibility of providing solid
waste collection service seven years hence. (May 15, 2005).**

If you have any questions concerning this annexation, please do not hesitate to call me at (253)
931-3048.

Very Truly Yours,

Richard M. Sulser
Solid Waste Supervisor

CC: Christine Engler, Director of Public Works
Michael J. Reynolds, City Attorney
City Clerk, Dani Daskam
Bruce Leven, RST Disposal Co. Inc.
Scott Leven, RST Disposal Co., Inc.



City of Auburn

25 W MAIN ST * AUBURN, WA * 98001-4998

Telephone: 253.931.3000

Peter B. Lewis
Mayor

Deanne Barber
Mayor Pro Tem

Trish Borden
Councilmember

Tracey Brothers
Councilmember

Gene Cerino
Councilmember

Fred Poe
Councilmember

Joe Singer
Councilmember

Rich Wagner
Councilmember

Mayor's Office
53.931.3041

Finance
53.931.3033

Parks & Recreation
53.931.3043

Public Works
53.931.3010

City Attorney
53.931.3030

City Clerk
53.931.3039

Human Resources
53.931.3040

Planning & Community
Development
53.931.3090

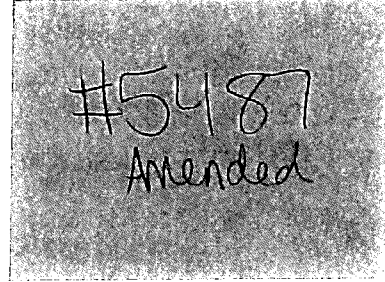
Police
53.931.3080

Fire
53.931.3060

May 2, 2002

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Edward L. Westmoreland
Division Vice President
Waste Connections of Washington Inc.
2916 107th St. South
Lakewood, WA 98499



Ref: Solid Waste Collection Service – City of Auburn Annexation Ordinance #5501 – 40 acre parcel of land located in Pierce County and south of the King/Pierce County Line and non-contiguous to the City.

Dear Edward:

On December 28, 2000, the City of Auburn passed Ordinance #5501 relating to, and providing for, the annexation to the City of Auburn a 40-acre parcel of land situated in the County of Pierce, State of Washington, legally described as follows is attached.

Refer to attached Vicinity Map showing the Annexation Area. The Ordinance became effective December 28, 2000 at 12:01 A.M.

Please be advised, the City of Auburn will assume the responsibility of providing solid waste collection service seven years hence. (December 28, 2007).

If you have any questions concerning this annexation, please do not hesitate to call me at (253) 931-5103.

Sincerely,


Sharon Conroy
Solid Waste Supervisor

CC: Christine Engler, Director of Public Works
Dan Heid, City Attorney
Dani Daskam, City Clerk



City of Auburn

25 W MAIN ST * AUBURN, WA * 98001-4998

Telephone: 253.931.3000

Peter B. Lewis
Mayor

May 2, 2002

Jeanne Barber
Mayor Pro Tem

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Trish Borden
Councilmember

Edward L. Westmoreland
Division Vice President
Waste Connections of Washington Inc.
2916 107th St. South
Lakewood, WA 98499

Stacey Brothers
Councilmember

Gene Cerino
Councilmember

Ref: Solid Waste Collection Service – City of Auburn Annexation Ordinance #5512 – 415 acre parcel of land located in Pierce County and south of the King/Pierce County Line and easterly of the East Valley Highway.

Fred Poe
Councilmember

Dear Edward:

Sue Singer
Councilmember

On February 20, 2001, the City of Auburn passed Ordinance #5512 relating to, and providing for, the annexation to the City of Auburn a 415-acre parcel of land situated in the County of Pierce, State of Washington, legally described as follows is attached.

Rich Wagner
Councilmember

Refer to attached Vicinity Map showing the Annexation Area. The Ordinance became effective February 25, 2001 at 12:01 A.M.

Mayor's Office
253.931.3041

Please be advised, the City of Auburn will assume the responsibility of providing solid waste collection service seven years hence. (February 25, 2008).

Finance
253.931.3033

If you have any questions concerning this annexation, please do not hesitate to call me at (253) 931-5103.

Parks & Recreation
253.931.3043

Sincerely,


Sharon Conroy
Solid Waste Supervisor

Public Works
253.931.3010

City Attorney
253.931.3030

City Clerk
253.931.3039

Human Resources
253.931.3040

CC: Christine Engler, Director of Public Works
Dan Heid, City Attorney
Dani Daskam, City Clerk

Planning & Community
Development
253.931.3090

Police
253.931.3080

Fire
253.931.3060

November 17, 2004

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Edward L Westmoreland
Division Vice President
Waste Connections of Washington Inc.
2916 107th St. South
Lakewood, WA 98499

REF: Solid Waste Collection Service –On July 7, 2003 the City of Auburn Annexation passed Ordinance #5774 – a 32 acre-parcel of land located in Pierce County contiguous to the corporate limits of the city known as “Thuline-Pinnacles Property”.

Dear Mr. Westmoreland:

The City of Auburn is concurrently notifying WUTC today, November 17, 2004 that we will assume the collection and disposal of solid waste in seven years (November 17, 2011).

We will let you serve for seven additional years with WUTC rates in lieu of measurable damages. The City will assume collection and disposal of solid waste (garbage) on November 17, 2011.

~~We will assume service of the accounts on November 17, 2011.~~

If you have any questions, I can be contacted at 253-931-5103.

Sincerely,



Sharon Hlavka
Solid Waste Supervisor

Cc: Shelley Coleman, Finance Director
Craig Violante, Accounting Manager
Dan Heid, City Attorney
Ben Whitley, Waste Management District Manager
Cathi Anderson, Washington State Utilities Commission