

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND)	DOCKET TG-091761
TRANSPORTATION COMMISSION,)	
)	ORDER 03
Complainant,)	
)	
v.)	
)	ORDER DISMISSING
BASIN DISPOSAL OF YAKIMA,)	COMPLAINT AND ORDER
LLC, G-45)	SUSPENDING TARIFF
)	REVISIONS; ALLOWING TARIFF
Respondent.)	REVISIONS
.....)	

BACKGROUND

- 1 On November 9, 2009, Basin Disposal of Yakima, LLC, (“Basin” or Company) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff No. 5, designated as 23rd revised page 1, 2nd revised page 18, 5th revised page 22, 2nd revised page 23, 2nd revised page 24, 2nd revised page 28, 3rd revised page 29, 6th revised page 31, and 2nd revised page 32. On December 10, 2009, Basin filed substitute pages designated as 2nd revised page 18, 5th revised page 22, 2nd revised page 23, 2nd revised page 24, 2nd revised page 28, 6th revised page 31, and 2nd revised page 32. The purpose of the filing was to increase rates to recover an increase in disposal fees. The stated effective date was January 1, 2010.
- 2 On December 23, 2009, the Commission entered a Complaint and Order Suspending Tariff Revisions pending an investigation to determine whether the proposed rates are fair, just, reasonable and sufficient. The Commission allowed the proposed rates to go into effect on January 1, 2010, on a temporary basis, subject to refund. The order also required the Company to file all documents required for a general rate case as provided in WAC 480-07-520 by March 1, 2010, and directed the Company to not change or alter the tariffs filed in this Docket during the suspension period unless authorized by Commission.
- 3 Basin filed the documents required for a general rate case on February 24, 2010. Commission Staff has completed its review of Basin’s supporting financial documents, books and records. Staff’s review shows that the expenses are reasonable and required as part of the Company’s operations. Staff’s analysis shows the current, temporary rates are

too low. The current, temporary rates generate approximately \$30,000 (3.9 percent) in additional annual revenue. Staff and the Company agreed to a revised revenue requirement of approximately \$63,000 (8.3 percent). Staff and the Company have also agreed on revised rates.

4 Order 02 in this Docket authorized Basin to file revised tariff pages reflecting the revised rates agreed to by Staff and the Company, and granted Basin's request for an exemption from WAC 480-70-266, Tariffs, to allow it to file the revised tariff pages on less than statutory notice to become effective on June 1, 2010. Basin filed the revised tariff pages on April 29, 2010.

5 Basin mailed notice of the proposed revised rates to customers on April 30, 2010. The Commission has received no comments on this filing.

6 Commission Staff has completed its review of the Company's supporting financial documents, books and records. Staff's review shows that the expenses are reasonable and required as part of the company's operations, that the financial information supports the revised revenue requirement, and that the revised rates and charges, are fair, just, reasonable, and sufficient. Staff recommends that the Commission approve the revised rates to become effective on June 1, 2010.

FINDINGS AND CONCLUSIONS

7 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts and affiliated interests of public service companies, including solid waste companies. *RCW 80.01.040, RCW 81.01, RCW 81.04, RCW 81.16, RCW 81.28 and RCW81.77.*

8 (2) Basin is a solid waste company and a public service company subject to Commission jurisdiction.

9 (3) This matter came before the Commission at its regularly scheduled meeting on May 27, 2010.

- 10 (4) Order 02 issued in this Docket authorized Basin to file tariffs reflecting the revised rates agreed to by Staff and the Company. The Commission also granted Basin's request for an exemption from WAC 480-70-266, Tariffs, requiring forty-five days notice to the Commission, to allow Basin to file revised tariff pages on less than statutory notice, with a June 1, 2010, effective date.
- 11 (5) The revised tariff pages filed on April 29, 2010, are fair, just, reasonable, and sufficient because Basin has demonstrated that it requires additional revenues and has filed revised tariff pages at revised rates agreed upon by the Company and Staff.
- 12 (6) After reviewing the tariff revisions Basin filed in Docket TG-091761 and giving due consideration, the Commission finds it is consistent with the public interest to dismiss the Complaint and Order Suspending Tariff Revisions in Docket TG-091761, and allow the revised tariff pages filed on April 29, 2010, to become effective on June 1, 2010.

ORDER

THE COMMISSION ORDERS:

- 13 (1) The Complaint and Order Suspending Tariff Revisions in Docket TG-091761, entered on December 23, 2010, is dismissed.
- 14 (2) The revised tariff pages Basin Disposal of Yakima, LLC, filed in this docket on April 29, 2010, shall become effective on June 1, 2010, on a permanent basis.

DATED at Olympia, Washington, and effective May 27, 2010.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

JEFFREY D. GOLTZ, Chairman

PATRICK J. OSHIE, Commissioner

PHILIP B. JONES, Commissioner