

August 17, 2012

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

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 July 5, 2012, that the City will assume the collection and disposal of solid waste in the area annexed by Ordinance 5932 on October 1, 2012.

Attached is the certified notification letter that was sent on July 5, 2012, and the original letter from September 23, 2005, notifying Waste Connections, Inc. that the City would assume service in that area after seven years.

The City of Auburn's contracted provider, Waste Management, will begin servicing the area listed above on October 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 Supervisor

Attachments

cc: Daniel B. Heid, City Attorney
Shelley Coleman, Finance Director
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

July 5, 2012



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

Re: City of Auburn Annexation in Pierce County via Ordinance No. 5932

Dear Mr. Westmoreland:

The City of Auburn annexed 271 acres known as the "Tucci-Polygon Annexation" into its corporate boundaries in 2005. As provided for in state law, the effective date of this annexation cancelled the then-existing franchise for garbage disposal your company held in this area. RCW 35A.14.900 automatically granted you a franchise to run for a term not less than seven years. Those seven years have run in the area annexed by Ordinance 5932.

Therefore consider this letter notice that effective October 1, 2012, the City will provide services in this area with the City's contracted provider, Waste Management.

Attached is the certified letter 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 appreciates the cooperation on the transition earlier this year and would appreciate Murrey's Disposal/Waste Connections, Inc.'s coordination with City staff on the October 1, 2012 transition.

Thank you for your cooperation.

Shelley Coleman
Finance Director

Daniel B. Heid
City Attorney

Cc: Joan Nelson, Solid Waste & Recycling Supervisor
Kevin Kiernan, King County Solid Waste Division Director
Stephen Wamback, Pierce County Solid Waste Administrator
David Welles Wiley, Williams Kastner, Attorneys at Law



Peter B. Lewis, Mayor

25 West Main Street * Auburn WA 98001-4998 * www.ci.auburn.wa.us * 253-931-3000

September 23, 2005

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 August 1, 2005 the City of Auburn Annexation passed Resolution #5932 – providing for the annexation of approximately 271 acres of land located in Pierce County and adjacent to the Corporate limits of the city know as the “Tucci-Polygon” annexation.

Dear Mr. Westmoreland:


The City of Auburn is concurrently notifying WUTC today, September 23, 2005 that we will assume the collection and disposal of solid waste in seven years (September 23, 2012).

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 September 23, 2012.

We will assume service of the accounts on September 23, 2012. This is a notification. We understand that negotiations can change the terms and we look forward to meeting with you regarding a franchise agreement.

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

Sincerely,


Sharon Hlavka
Solid Waste Supervisor

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

AUBURN * MORE THAN YOU IMAGINED