

[Service Date May 9, 2008]

May 9, 2008

**NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS
(By Monday, June 9, 2008)**

**NOTICE OF STAKEHOLDER WORKSHOP
(Set for Tuesday, July 1, 2008, beginning at 9:30 a.m.)**

RE: Solid Waste Definitions Rulemaking, WAC 480-70
Docket TG-080591

TO INTERESTED PERSONS:

On May 7, 2008, the Washington Utilities and Transportation Commission (Commission) filed with the Code Reviser a Preproposal Statement of Inquiry (CR-101) to initiate a rulemaking to consider revisions to WAC 480-70, governing solid waste collection companies.

This rulemaking will accomplish two goals:

- (1) Review, amend, and add definitions for solid waste contained in WAC 480-70. This includes: all definitions contained in WAC 480-70-041, WAC 480-70-196, and WAC 480-70-226 pertaining to the Commission's regulation of solid waste collection companies; add other definitions, as necessary, to clarify issues facing the solid waste industry; and combine all definitions into one rule.
- (2) The rulemaking will discuss whether entities transporting materials under various circumstances are subject to regulation under RCW 81.77, as solid waste collection companies, or under RCW 81.80, as common carriers of property. The following rules are included in the review: WAC 480-70-011 Exempt operations; WAC 480-70-016 Determination of authority required to transport specific commodities or provide specific services. New rule(s) may be necessary to add clarity to this issue.

WRITTEN COMMENTS

Written comments must be filed with the Commission no later than **Monday, June 9, 2008**. Identify written comments that relate to existing rules. Where you suggest clear language, substantive changes to rules stated above, we would appreciate your suggestions for specific rule language. The Commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Comments may be submitted via the Commission's Web portal (www.utc.wa.gov/e-filing) or by electronic mail to the Commission's Records Center at records@utc.wa.gov. Please include:

- The docket number of this proceeding (TG-080591)
- The commenting party's name
- The title and date of the comment or comments

An alternative method for submitting comments is by mailing or delivering an electronic copy to the Commission's Records Center on a 3 ½ inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in .doc Word 97 or later format. Include all of the information requested above. The Commission will post on its web site all comments that are provided in electronic format. The web site is located at the following URL address: www.utc.wa.gov/080591.

If you are unable to file your comments electronically or to submit them on a disk, the Commission will accept a paper document. Questions may be addressed to Penny Ingram at (360) 664-1242 or e-mail at pigram@utc.wa.gov.

STAKEHOLDER WORKSHOP

In addition to filing written comments, interested persons are invited to attend a stakeholder workshop to discuss WAC 480-70, related to solid waste collection companies. The workshop will be held on **Tuesday, July 1, 2008, beginning at 9:30 a.m. and ending at 4:00 p.m. in the Commission's Hearing Room, 2nd Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

Stakeholders will have further opportunity for comment. Information about the schedule and other aspects of the rulemaking, including comments, will be posted on the Commission's web site as it becomes available. If you wish to receive further information on this rulemaking you may:

(1) Call the Commission's Records Center at (360) 664-1234.

(2) E-mail the Commission at records@utc.wa.gov.

(3) Mail written comments to the address below.

When contacting the Commission, please refer to Docket TG-080591 to ensure that you are placed on the appropriate service list(s). The Commission's mailing address is:

Executive Secretary
Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, Washington 98504-7250

Sincerely,

CAROLE J. WASHBURN
Executive Secretary