

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

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION,	)	DOCKET NO. TG-050076
)	
	)	ORDER NO. 02
)	
Complainant,	)	ORDER DISMISSING COMPLAINT
	)	AND ORDER SUSPENDING TARIFF
v.	)	REVISIONS; ALLOWING
	)	TEMPORARY RATES TO BECOME
AMERICAN DISPOSAL COMPANY, INC., G-87	)	PERMANENT; AND ALLOWING
	)	REVISED RATES TO BECOME
Respondent.	)	EFFECTIVE BY LESS THAN
	)	STATUTORY NOTICE
)	
.....		

BACKGROUND

- 1 On February 23, 2005, the filing from American Disposal Company, Inc., (American) in Docket TG-050076 was suspended with temporary rates allowed with an effective date of March 1, 2005, as follows:
- 2 (1) Increased the residential recycling commodity adjustment to a \$.51 credit per month for residential curbside can customers and kept constant the \$.15 per yard credit for multi-family customers with container service.
- 3 (2) Increased the residential curbside recycling rate from \$2.56 to \$4.23 to implement single-cart curbside recycling per Pierce County Code Chapter 8.29.
- 4 Staff reviewed the results of operations during the time the temporary rates went into effect through September, 2005. Staff has determined that the temporary rates are not fair, just, reasonable, and sufficient and recommends the rates be changed. Staff recommends and American agrees the revised rates become

permanent and replace the temporary rates to become effective November 1, 2005, as follows:

- 5 (1) Increase the residential recycle commodity credit from \$.51 to \$2.18 per month and leave the multi-family commodity credit unchanged at \$.15 per yard.
- 6 (2) Increase the monthly residential recycling rate from \$4.23 to \$4.75.

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 rates, regulations, practices, accounts, securities, affiliated transactions, and transfers of public service companies, including solid waste companies. *RCW 80.01.040; Chapter 81.01 RCW; Chapter 81.04 RCW; Chapter 81.28 R; Chapter 81.16 RCW; and Chapter 81.77 RCW.*
- 8 (2) American is a solid waste company and is a public service company subject to the jurisdiction of the Commission.
- 9 (3) This matter was brought before the Commission at its regularly scheduled meeting on October 26, 2005.
- 10 (4) The temporary tariff revisions approved on a temporary basis by the Commission on February 23, 2005, amended the monthly curbside residential recycling rate and the recycle commodity credit for residential and multi-family customers. American has not demonstrated these rates, except for the multi-family commodity credit, are fair, just, reasonable and sufficient.

- 11 (5) The staff recommended permanent rates would change the residential curbside recycle rate and residential commodity credit. The multi-family commodity credit would be left unchanged. Those rates are in Item 100, Page 21; Item 105, Page 25; Item 105, Page 27; Item 105, Page 28 and Item 105, Page 30. The Commission finds it reasonable to allow the rates to become permanent.
- 12 (6) American agrees with the staff recommended permanent rates and has filed revised tariff pages to make those rates permanent.
- 13 (7) After review of the revised tariff revision(s) filed in Docket TG-050076 by American and giving due consideration, the Commission finds it is consistent with the public interest that the Complaint and Order Suspending Tariff Revision(s) in Docket TG-050076, dated February 23, 2005, be dismissed and the revised tariff revision(s) to Tariff 25 become effective on November 1, 2005.

ORDER

THE COMMISSION ORDERS:

- 14 (1) The Complaint and Order Suspending Tariff Revision(s) in Docket TG-050076, dated February 23, 2005, is dismissed.
- 15 (2) The revised tariff revisions filed in this docket on October 20, 2005, shall become effective on November 1, 2005.

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

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DATED at Olympia, Washington, and effective this 26th day of October, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary