

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

In the Matter of the Petition of	)	DOCKET TG-060688
	)	
Torre Refuse and Recycling, LLC,	)	ORDER 01
	)	
Petitioner,	)	
	)	ORDER GRANTING EXEMPTION
Seeking Exemption from the Provisions of	)	FROM RULE AND GRANTING
WAC 480-70-071 Relating to Filing of	)	COMPANY ADDITIONAL TIME TO
Annual Reports by Solid Waste Companies	)	FILE ANNUAL REPORT
.....	)	

**BACKGROUND**

- 1 On May 1, 2006, Torre Refuse and Recycling, LLC, (Torre or the Company) filed with the Commission a petition requesting an extension of time to file its 2005 annual report as required by WAC 480-70-071. The Company states that its accountants are unable to prepare the report by the due date of May 1, 2005. The company accompanied the request for an extension of time with a check covering its 2006 regulatory fees paid in full.
  
- 2 Commission Staff reviewed the request and recommended granting Torre’s request for exemption, on condition that Torre must file its 2005 annual report no later than June 1, 2006.

**FINDINGS AND CONCLUSIONS**

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate public service companies, including solid waste companies. *RCW 80.01.040; Chapter 81.04 RCW; Chapter 81.28 RCW and Chapter 81.77 RCW.*
  
- 4 (2) Torre is a solid waste company and is a public service company subject to the jurisdiction of the Commission.
  
- 5 (3) Torre is subject to the provisions of RCW 81.04.080 and WAC 480-70-071 requiring solid waste companies to file an annual report by May 1 of each year.

- 6 (4) WAC 480-70-051 provides that the Commission may grant an exemption from the provisions of any rule in Chapter 480-70 WAC, if consistent with the public interest, the purposes underlying regulation and applicable statutes. WAC 480-70-071 (1)(c) provides that the Commission may grant an extension of time allowing the Company to file its annual report after the May 1 due date if the Commission receives a request for extension by May 1.
- 7 (5) This matter was brought before the Commission at its regularly scheduled meeting on May 17, 2006.
- 8 (6) After review of the petition filed in Docket TG-060688 by Torre on May 1, 2006, and giving due consideration, the Commission finds that the exemption is reasonable and should be granted.

**ORDER**

THE COMMISSION ORDERS:

- 9 (1) The exemption sought by Torre Refuse and Recycling, LLC, for an extension until June 1, 2006, to file its 2005 annual report is granted.
- 10 (2) Failure by Torre Refuse and Recycling, LLC, to file its 2005 annual report by June 1, 2006, may result in the Commission invoking provisions of Chapter 81.04 RCW that provide for penalty assessments.
- 11 (3) The Commission retains jurisdiction over the subject matter and Torre Refuse and Recycling, LLC, to effectuate the provisions of this Order.

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

DATED at Olympia, Washington, and effective May 17, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Executive Secretary