

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

In the Matter of the Petition of)	DOCKET TG-060708
)	
Yakima Waste Systems, Inc.,)	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, Yakima Waste Systems, Inc., (Yakima 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 it is unable to prepare the report due to the illness of the company president and the recent retirement of the company's accountant. The Company seeks an extension until May 15, 2006.
- 2 Commission Staff reviewed the request and recommended granting Yakima's request for exemption, on condition that Yakima 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) Yakima is a solid waste company and is a public service company subject to the jurisdiction of the Commission.
- 5 (3) Yakima 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-060622 by Yakima on May 1, 2006, and giving due consideration, the Commission finds that the exemption is reasonable and should be granted.

O R D E R

THE COMMISSION ORDERS:

- 9 (1) The exemption sought by Yakima Waste Systems, Inc., for an extension until June 1, 2006, to file its 2005 annual report is granted.
- 10 (2) Failure by Yakima Waste Systems, Inc., 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 Yakima Waste Systems, Inc., 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

DOCKET TG-060708
ORDER 01

PAGE 3