

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

In the Matter of the Petition of)	DOCKET TG-100603
)	
WASTE MANAGEMENT OF)	ORDER 01
WASHINGTON, INC.,)	
)	
Petitioner,)	
)	ORDER GRANTING EXEMPTION
Seeking Exemption from the provisions of)	FROM RULE; 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 April 12, 2010, Waste Management of Washington, Inc. (Waste Management Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition requesting an extension of time to file its 2009 annual report as required by WAC 480-70-071. According to Waste Management, it is unable to prepare the report due to the extensive nature of compiling the Company’s information for the 11 hauling districts, two landfills and several other recycling and transfer station facilities in the State. Waste Management seeks an extension until July 1, 2010.
- 2 Commission Staff reviewed the request and recommended granting Waste Management’s request for exemption, subject to the condition that the Company must file its annual report no later than July 1, 2010.

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 the rates, rules, regulations, practices, accounts and affiliated interests of public service companies, including solid waste companies. *RCW 80.01.040, RCW 81.01, RCW 81.04, RCW 81.16, RCW 81.28 and RCW 81.77.*
- 4 (2) Waste Management is a solid waste company and a public service company subject to Commission jurisdiction.

- 5 (3) Waste Management is subject to WAC 480-70-071, which requires solid waste companies to file an annual report by May 1 of each year.
- 6 (4) Under WAC 480-70-071(1)(c), 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 before May 1.
- 7 (5) This matter came before the Commission at its regularly scheduled meeting on April 29, 2010.
- 8 (6) After review of the petition filed in Docket TG-100603 by Waste Management on April 12, 2010, and giving due consideration, the Commission finds that the exemption is in the public interest and is consistent with the purposes underlying the regulation and applicable statutes and should be granted.

O R D E R

THE COMMISSION ORDERS:

- 9 (1) The request by Waste Management of Washington, Inc., for an exemption from WAC 480-70-071 and for an extension until July 1, 2010, to file its 2009 annual report is granted.
- 10 (2) Failure by Waste Management of Washington, Inc., to file its 2009 annual report by July 1, 2010, may result in the Commission invoking RCW 81.04.405, which allows the Commission to assess penalties for violations of statute, rule, and commission orders.
- 11 (3) The Commission retains jurisdiction over the subject matter and Waste Management of Washington, 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 April 29, 2010.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary