



## King County

### Solid Waste Division

Department of Natural Resources and Parks

King Street Center

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January 6, 2010

Dave Danner, Secretary and Executive Director  
Attention: Gene Eckhardt, Assistant Director  
Washington State Utilities and Transportation Commission  
PO Box 47250  
Olympia, WA 98504-7250

RE: Solid Waste Definitions Rulemaking WAC 480-770, Docket TG-80591

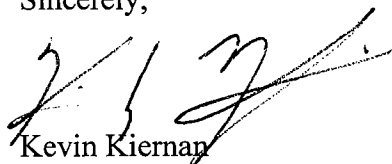
Dear Mr. Danner:

On behalf of the King County Solid Waste Division, thank you for this opportunity to provide comments on the Washington Utilities and Transportation Commission's (WUTC) new draft rule, which would add a new section to WAC 480-70, dealing specifically with transport of commingled construction and demolition waste (C&D).

We agree with WUTC's decision to limit this rule specifically to C&D and are supportive of the rule as drafted. Our only comments relate to the proposed minimum 75 percent MRF (material recovery facilities) recycling rate used to determine whether for-hire carriers without solid waste certificates may collect source-separated C&D waste. We believe the 75 percent rate is reasonable based upon the public information provided by C&D processing facilities. However, we would not support a minimum requirement of less than 75 percent. Further, we note that the 75 percent requirement should not be seen as establishing a precedent when developing rules for other waste streams where higher recycling percentages can be more easily achieved.

We commend the WUTC staff for developing such a cogent and focused rule. Thank you again for this opportunity to provide comments and to participate in this rule making process. We particularly appreciate the Commission's request for input before changes to the regulations are proposed. If you have any questions, please contact Bill Reed, Senior Project/Program Manager, Recycling and Environmental Services Section, Solid Waste Division at 206-296-4402, or via email at [bill.reed@kingcounty.gov](mailto:bill.reed@kingcounty.gov). You may also contact me at 206-296-4385, or via email at [kevin.kiernan@kingcounty.gov](mailto:kevin.kiernan@kingcounty.gov).

Sincerely,



Kevin Kiernan  
Division Director

cc: Bill Reed, Senior Project/Program Manager, Recycling and Environmental Services,  
Solid Waste Division