

AGENDA ITEM FOR ADMINISTRATIVE MEETING ( ) Discussion only  
( X ) Action

FROM (DEPT/ DIVISION): County Counsel

SUBJECT: Solid Waste Franchise Transfer

<p>Background:</p> <p>Desert Wind/Sanitary Disposal has sold its business to Waste Connections of Oregon. The collection and disposal franchises are before the Board for approval to transfer from the current provider to the new company.</p>	<p>Requested Separation Actions:</p> <p>(1) Adopt Order No. BCC2021-075 (Collection Franchise)</p> <p>(2) Adopt Order No. BCC2021-076 (Disposal Franchise)</p>
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ATTACHMENTS: Applications; Proposed Orders

\*\*\*\*\*For Internal Use Only\*\*\*\*\*

Checkoffs:

- ( ) Dept. Heard (copy)
- ( ) Human Resources (copy)
- ( X ) Legal (copy)
- ( ) (Other - List:)

To be notified of Meeting:  
Gina Miller

Needed at Meeting:

\*\*\*\*\*

Scheduled for meeting on: October 20, 2021

Action taken:

\*\*\*\*\*

Follow-up:



**UMATILLA COUNTY BOARD OF COMMISSIONERS**  
 216 SE 4<sup>TH</sup> ST.  
 PENDLETON, OR 97801

**SOLID WASTE  
 COLLECTION FRANCHISE APPLICATION**

\* \* \* \* \*

Company name: Waste Connections of Oregon, Inc. dba Sanitary Disposal  
 Owner name: Waste Connections US, Inc., an affiliate of Waste Connections, Inc.  
 Address: 12115 NE 99<sup>th</sup> Street, Suite 1830, Vancouver, WA 98682  
 Phone: 503-318-1572  
 Email: Jasonh@wcnx.org

\* \* \* \* \*

1. Type of collection service you will be offering:

- a) X Residential                      b) X Commercial                      c) X Industrial

2. Give a brief description of the area to be served by this franchise ( please include a map ): The area includes the Northwest section of Umatilla County. See attached Map, area #1.

2. Number of customers that will be served in the County:

- a) 3,100 Residential                      b) 425 Commercial                      c) 126 Industrial

4. Frequency of pick-up service:

- a) Residential: Collection service provided weekly.  
 b) Commercial: Collection service typically provided weekly, but more frequently if needed.  
 c) Industrial: Collection service provided as needed.

5. Estimated cubic yards collected daily from all sources of your designated area in the County: We estimate that approximately 305 loose yards and 38 compacted yards will be collected each day.

6. Ability to provide consistent service:

- a) Number of employees: 37 (same employees as current provider)  
 b) Estimated disposal costs per yard: \$4.90  
 c) Experience in providing this type of service: 24 years



RESIDENTIAL/COMMERCIAL MECHANICALLY EMPTIED CONTAINERS

35 Gallon Curbside Cart - Weekly Service	
Residential curb	\$13.40
Commercial curb	13.40
Senior citizens on limited income curb	11.75
90 Gallon Curbside Cart - Weekly Service	
Residential curb	20.10
Commercial curb	25.00
Commercial loose solid waste	
1.5 Yard container - once a week pickup	83.25
1.5 Yard container - each additional weekly pickup	75.10
2 Yard container - once a week pickup	108.25
2 Yard container - each additional weekly pickup	98.65
Commercial compacted solid waste - 1.5 x (times)	
loose container rate pickup	
Cardboard recycling container (not available	
in all areas) monthly rate	10.85

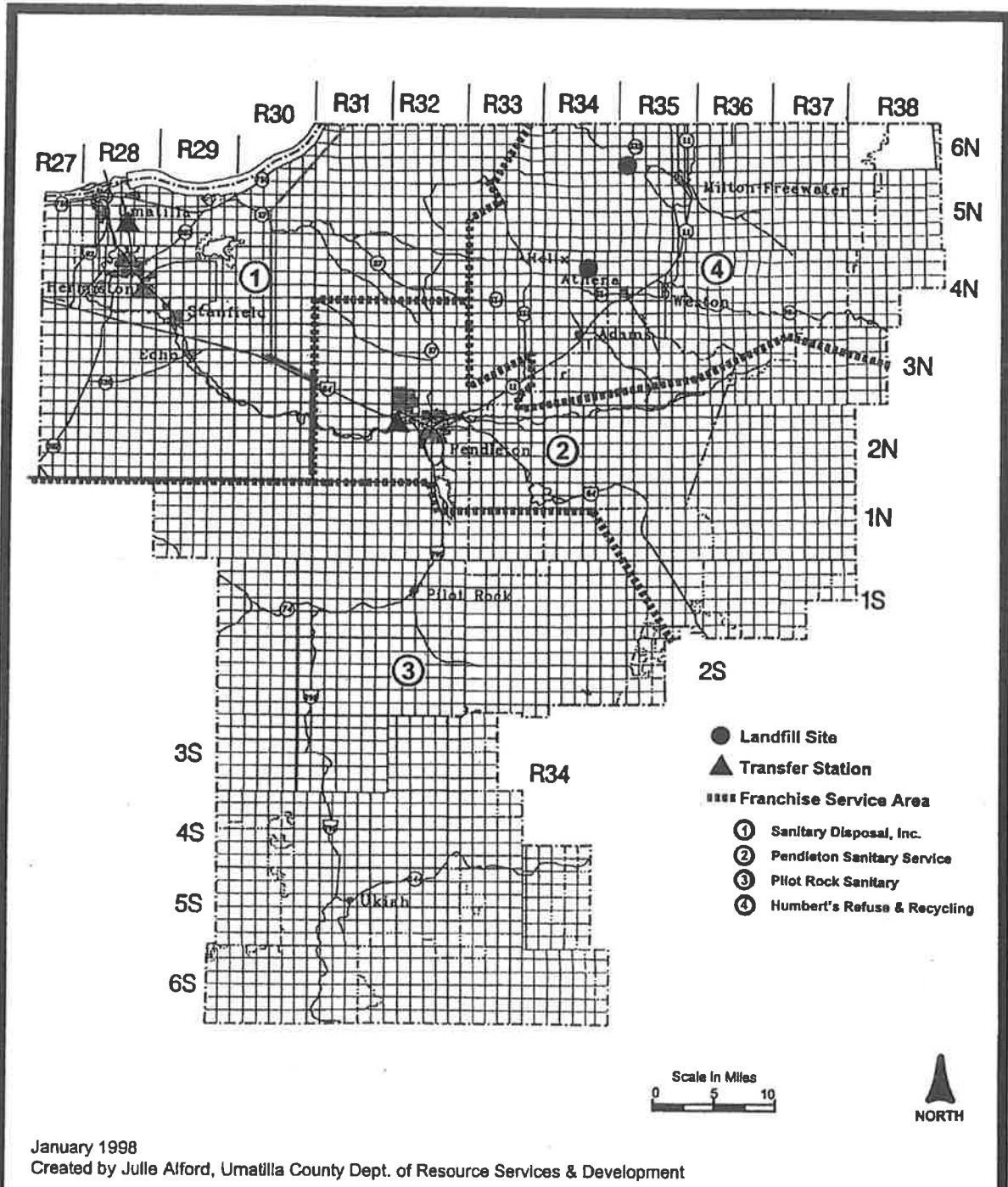
MANUALLY EMPTIED CONTAINERS

Containers at curb or roadside	
Extra charges per pickup for solid, not on a	
regular basis (on route) - per container	2.75
Containers are priced at level full with lid 2	
closed and extra charges for over the top	
bulk - minimum	1.50
Minimum special pickup charges to be arranged	
between customer and collector	

DROPBOX

Delivery fee - dropbox service within 7 day period	\$74.10/hour
	40.00 minimum
Dropboxes weighing up to 5 tons	
Zone 1 (within 3 road miles of office)	\$63.85 per haul
+ \$6.00 per cubic yard or \$66.00 per	
ton, whichever is greater	
Zone 2 (outside 3 road miles of office)	\$74.10 per hour
+ \$6.00 per cubic yard or \$66.00 per	per haul
ton, whichever is greater	\$83.85 minimum
Dropboxes weighing 5 tons and greater	\$74.10 per hour
	(\$216.35 minimum)
	+ \$36.50/ton
Demurrage charge per box after 7th day	\$4.35/day





**Figure 5-1  
Draft Map of Disposal Sites &  
General Areas of Solid Waste Collection Franchises  
Umatilla County, Oregon**



**UMATILLA COUNTY BOARD OF COMMISSIONERS**  
 216 SE 4<sup>TH</sup> ST.  
 PENDLETON, OR 97801

**SOLID WASTE  
 DISPOSAL FRANCHISE APPLICATION**

\*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \*

Company name: Waste Connections of Oregon, Inc. dba Sanitary Disposal Transfer Station

Owner name: Waste Connections US, Inc., an affiliate of Waste Connections, Inc.

Address: 12115 NE 99th Street, Suite 1830, Vancouver, WA 98682

Phone: 503-318-1572

Email: jasonh@wcnx.org

Assessor's map/tax lot: 5N2827-00-00107

\*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \*

Describe experience in this field: Waste Connections of Oregon, Inc., is an affiliate of Waste Connections, Inc, the third largest solid waste and recycling collection company in North America. We are very experienced in operating transfer stations in Oregon. Currently, we operate transfer stations in The Dalles, Hood River, St. Helens, Coos Bay, Sweet Home, Eugene and two transfer stations in Spokane and 3 in Vancouver, WA. Waste Connections also owns Finley Buttes Landfill and operates a transfer station at the landfill.

- This application must be submitted with the following documentation/fees enclosed:
- Solid Waste Disposal Permit and application for permit, as approved by the DEQ, State of Oregon (in accordance with the provisions of ORS Chapter 459) signed by the Director of the Agency.
  - Schedule of investment in land, equipment, facilities, and vehicles (include the cost and date of acquisition of the aforementioned items).
  - Certificate of Insurance; Liability Insurance required of not less than \$1.4 million.
  - Schedule of fees to be approved for public usage of site; Schedule of public site availability.
  - Annual fee for Disposal Site Franchise: \$100.00
  - 10 year Application fee : \$125.00

\*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \* \*\* \*

Certification Statement

I, Jason Hudson, the DVP of Waste Connections of Oregon, Inc., hereby certify that the above information is true to the best of my knowledge. I agree to comply with all the relevant Federal, State and local laws, ordinances, rules and regulations applicable to the disposal of waste. I understand that any violation may result in my Franchise being revoked.

Applicant signature:  Date: October 10/11/2021  
Updated 3/16/2017

For official use only:

**County Health Department officer approval**

           **Solid Waste Advisory Committee recommendation**

           **Umatilla County Board of Commissioner final approval**



Oregon

John A. Kitzhaber, MD, Governor

Department of Environmental Quality

Eastern Region-The Dalles Office

400 East Scenic Drive, Suite 307

The Dalles, OR 97058

(541) 298-7255

FAX (541) 298-7330

August 7, 2013

Bill Kik  
Desert Wind, Inc.  
PO Box 316  
Hermiston, OR 97838

RE: Solid Waste Disposal Site Transfer Station  
Permit  
Sanitary Disposal Transfer Station  
Solid Waste Permit No. 429  
Umatilla County

Dear Mr. Kik:

The thirty (30) day comment period for the review of the draft Solid Waste Transfer Station Permit documents has ended. No comments were received. The enclosed permit explains in detail the requirements you will need to adhere to during the permit period. You are urged to carefully read the permit and comply with its conditions. The permit will remain in effect for a period of ten (10) years, with an expiration date of August 1, 2023.

The enclosed permit is effective the date it was signed. If you are dissatisfied with the conditions or limitations of this permit, you have 20 days from the date it was issued to contest the permit or parts of the permit by requesting a hearing. The request for a hearing must be in writing and state the grounds for the request.

If you have any question or comments about the permit, please contact Larry Brown in our Bend Eastern Region office at (541) 633-2025.

Sincerely,

Elizabeth Druback, Manager  
Solid and Hazardous Waste Programs  
DEQ Eastern Region

Encl: Final Permit

Cc: Larry Brown, Solid Waste Program, DEQ Eastern Region





State of Oregon  
Department of  
Environmental  
Quality

Permit Number: 429  
Expiration Date: August 1, 2023  
Page 1 of 10

**SOLID WASTE DISPOSAL SITE PERMIT:  
SANITARY DISPOSAL TRANSFER STATION**

Oregon Department of Environmental Quality  
400 E. Scenic Drive, Suite 307  
The Dalles OR 97058  
Telephone (Information): (541)298-7255

Issued in accordance with the provisions of Oregon Revised Statute Chapter 459;  
Oregon Administrative Rules 340, Divisions 90, 93, 95, 96 and 97; and subject to the Land Use Compatibility  
Statement referenced below.

ISSUED TO:	FACILITY NAME AND LOCATION:
Desert Wind, Inc. PO Box 316 Hermiston, OR 97838 Phone: 541-567-9350 Fax: 541-567-6481	Sanitary Disposal Transfer Station 81144 Hwy 395-N Hermiston, OR 97838 T5N, R28 EWM, S27; Tax Lots (107,300,301,400,401,402) Latitude: 45.886; Longitude: -119.3012
PROPERTY OWNER:	OPERATOR:
Desert Wind, Inc. PO Box 316 Hermiston, OR 97838	Bill Kik - facility operator 541-567-9350

**ISSUED IN RESPONSE TO:**

- An application for renewal of a solid waste disposal site permit received on November 29, 2012; and
- A Land Use Compatibility Statement from the Umatilla County Planning Commission dated May 20, 1993.

The determination to issue this permit is based on findings and technical information included in the permit record.

ISSUED BY THE OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY

Elizabeth Druback  
Elizabeth Druback  
Solid and Hazardous Waste Programs Manager  
Eastern Region

8/07/2013  
Date

**Permitted Activities**

Until this permit expires or is modified or revoked, the permittee is authorized to establish, operate and maintain a solid waste transfer station in conformance with the requirements, limitations, and conditions set forth in this document including all attachments.

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## 1.0 WASTE DISPOSAL LIMITATIONS

1.1 This permit authorizes the facility to accept solid waste as defined in Oregon Revised Statutes 459.005 with the following limitations:

- a. Unless otherwise approved in writing by DEQ the permittee must not accept the following wastes. The following wastes are prohibited from being disposed with municipal solid waste or transferred to a landfill for disposal:
  - i. Hazardous wastes -- Reference: 40 CFR 258.20 (b) and OAR 340-101;
  - ii. Liquid waste. Definition: Liquid wastes are wastes that do not pass the paint filter test performed in accordance with EPA Method 9095;
  - iii. Friable Asbestos Material as defined in OAR 340-248-0010;
  - iv. Non-friable asbestos-containing material unless a DEQ approved Special Waste Management Plan is in place;
  - v. Infectious wastes unless a DEQ approved Special Waste Management Plan is in place; and
  - vi. Explosives.
  
- b. Unless otherwise approved in writing by DEQ the permittee must not knowingly accept the following wastes or mix the following wastes in with municipal solid waste or transfer the following wastes to a landfill for disposal. The following wastes may be collected for storage, management, and recycling:
  - i. Lead-acid batteries;
  - ii. Source Separated recyclable material;
  - iii. Large home or industrial appliances;
  - iv. Used Oil that does not contain PCBs
  - v. Covered electronic devices:
    - Computer monitors having a viewable area greater than four (4) inches diagonally;
    - Televisions having a viewable area greater than four (4) inches diagonally;
    - Desktop computers; or
    - Portable computers.
  - vi. Discarded or abandoned vehicles; and
  - vii. Whole tires.

These wastes must be stored and managed to prevent spills, fires or impacts to waters of the state.

1.2 Any solid wastes discovered at the Transfer Station that appear to be prohibited waste must be isolated or removed as soon as practicable. The permittee must, within 48 hours, notify the Department of the discovery. Non-putrescible, non-hazardous prohibited waste must be transported to a disposal site authorized to accept such waste within 90 days, unless otherwise approved or restricted by the Department. Putrescible, non-hazardous prohibited wastes must be removed as soon as practicable; any storage of putrescible wastes must be approved by the Department.

If discovered wastes are hazardous or suspected to be hazardous, the permittee must, within 48 hours, notify the Department and initiate procedures to identify and remove the waste. Hazardous wastes must be removed within 90 days, unless otherwise approved by the Department. Temporary storage and transportation must be carried out in accordance with the rules of the Department.

## 2.0 STORAGE, MANAGEMENT AND RECYCLING

- 2.1 The permittee must provide a place for receiving the following recyclable materials:
- Ferrous scrap metal;
  - Non-ferrous scrap metal (including aluminum);
  - Motor Oil;
  - Newspaper
  - Glass; and
  - Tin Cans
- 2.2 The place for receiving recyclable materials must be located at the Transfer Station or at another location more convenient to the population served by the Transfer Station. The recycling center must be available to every person whose solid waste enters the disposal site.
- 2.3 All source separated recyclable materials must be reused or recycled except for used oil, which may be collected and burned for energy recovery.
- 2.4 The permittee must not landfill or dispose of any source separated recyclable material. However, if the source separated material is determined by DEQ to be in a condition which makes the material unusable or not recyclable then it may be disposed. This determination must be made after consultation with DEQ.
- 2.5 The permittee must provide, or have available to provide upon requests, recycling information to disposal site users, which includes the following:
- The location of the recycling center at the disposal site or another location;
  - The hours of operation of the recycling center;
  - Instructions for correct preparation of accepted source separated recyclable material;
  - The material accepted for recycling; and
  - Reasons why people should recycle.
- 2.6 A sign must be prominently displayed at the Transfer Station or an approved location which indicates:
- The availability of recycling at the disposal site or another location;
  - The materials accepted at the recycling center; and
  - The hours of operation of the recycling center (if different than disposal site hours).
- Note: the sign must indicate the recycling center location, if not at the disposal site.
- 2.7 All recyclable materials, except car bodies, white goods and other bulky items, must be stored in containers unless otherwise approved by DEQ. The storage area must be maintained in an orderly manner and kept free of litter. Recyclable materials must be removed at sufficient frequency to avoid creating nuisance conditions.

- 2.8 The permittee is authorized to accept up to 100 whole tires for storage and management removal. If the permittee maintains a contract with a waste tire carrier to remove tires from the site the facility is authorized to accept up to 3,000 waste tires for storage and removal.
- 2.9 Salvaging and recycling are to be conducted in a controlled and orderly manner.

### 3.0 MINIMUM MONITORING AND REPORTING REQUIREMENTS

- 3.1 The permittee must collect information on the source and volumes (i.e., pounds, tons, cubic yards) of solid waste transferred from the site. The permittee must submit this information on an approved form along with the required annual Solid Waste Compliance fee as outlined in the Oregon Administrative Rules each year this permit is in effect and in accordance with the annual invoice sent by DEQ.

This submittal must be sent to:

Oregon Department of Environmental Quality  
Land Quality Division - Solid Waste Program  
811 SW Sixth Ave  
Portland OR 97204  
(503) 229-5913

- 3.2 The permittee must collect and submit to the Wasteshed Representative information about the amount of each material recovered for recycling or other beneficial purpose by January 25<sup>th</sup> of each year.

### 4.0 SPECIAL CONDITIONS

- 4.1 The permittee must immediately clean up any spill of oil or hazardous material in accordance with the DEQ approved operations plan. In addition to notifying the appropriate DEQ office, if the spill is of a reportable quantity the permittee must immediately report the spill to the Oregon Emergency Response System (OERS), at 1-800-452-0311.

Reportable quantities include:

- a. Any amount of oil spilled to waters of the state;
- b. Oil spills on land in excess of 42 gallons;
- c. 200 pounds (25 gallons) of pesticide residue; or
- d. Spills of hazardous materials that are equal to, or greater than, the quantity listed in the Code of Federal Regulations, 40 CFR Part 302 (List of Hazardous Substances and Reportable Quantities), and amendments adopted before July 1, 2002. For a complete list of hazardous materials required to be reported, please refer to OAR 340-142-0050.

### 5.0 FACILITY, OPERATIONS, SPECIAL WASTE PLANS

- 5.1 Submit all plans required by this section to DEQ at:
- Oregon Department of Environmental Quality  
Choose an item. Region Solid Waste Program  
400 E. Scenic Drive, Suite 307  
The Dalles OR 97058  
Telephone: (541)298-7255

*Section A -- Facility Design and Construction Plans*

- 5.2 At least six (6) months prior to the anticipated construction date for new facility design, the permittee must submit engineering design plans to DEQ for review and approval. The design plans must be prepared and stamped by a qualified Professional Engineer with current Oregon registration and specify and/or provide the following:
- All applicable performance criteria, construction material properties and characteristics, dimensions, and slopes; and
  - The design basis and all relevant engineering analyses and calculations.
- 5.3 The permittee must construct all improvements according to DEQ approved plans and specifications including any DEQ imposed conditions of approval and any future DEQ approved amendments to the plans and specifications. Prior to construction, the permittee must submit construction documents for DEQ approval. The construction documents must:
- Be consistent with the applicable DEQ-approved design plan(s), including accurate translation of design specifications into construction documents
  - Define the construction project team
  - Specify material and workmanship requirements to guide the Constructor in executing work and furnishing products
  - Include a Construction Quality Assurance (CQA) plan that describes how the project team will monitor the quality of materials and the Constructor's work performance and assure compliance with project specifications and contract requirements
- 5.4 When construction is nearly complete, the permittee must notify DEQ so that an inspection can be made before the facility is placed into operation.
- 5.5 Within ninety (90) days of completing construction, the permittee must submit to DEQ a Construction Certification Report and "as constructed" facility plans. The report must be prepared by a qualified independent party document and certify that the construction of all required components and structures complies with this permit and the DEQ-approved design specifications. The "as constructed" facility plans must note any changes from the original approved plans.

*Section B -- Operations Plan*

- 5.6 The Operations Plan must describe the proposed method of operation of the facility in accordance with all regulatory and permit requirements.
- 5.7 The permittee must revise the Operations Plan as necessary to keep it current and reflective of current facility conditions and procedures and must describe procedures for dealing with cleanup of an oil or hazardous materials spill. The plan must also include the procedure for reporting the spill to the Oregon Emergency Response System (OERS) at 1-800-452-0311. All revisions of the Operations Plan must be submitted to the Department for approval.

*Section C - Special Waste Management Plans*

- 5.8 Individual Special Waste Management Plans are required as part of the Operations Plan for certain waste materials that, because of their nature, can be potentially hazardous to human health or the environment and require careful handling at transfer facilities.

The Plan must address, among other things, procedures for identification, receipt, handling, storage, spill clean-up and transport for reuse, recovery or disposal of the material at an appropriately permitted facility.

Special wastes requiring individual Plans include but are not limited to:

- a. Non-friable asbestos containing materials;
- b. Electronic Waste;
- c. Infectious Waste;
- d. Septage; and
- e. Sewage sludge and grits.

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**Note:** Special Waste Management Plans are only required if the facility chooses to accept special solid wastes. **Reference:** Guidance on Special Waste Management Plans can be found in OAR 340-093-0190(1) and OAR 340-094-0040(11)(b)(J) and in Section 9.5 of the Department's *Solid Waste Guidance Municipal Solid Waste Landfills*, dated September 1, 1996.

## **6.0 GENERAL OPERATIONS**

### ***Section A - Facility Operations:***

- 6.1 All facility activities are to be conducted in accordance with the provisions of this permit.
- 6.2 All waste collection and disposal must be operated in a manner which will prevent discharges, health hazards, and nuisance conditions.
- 6.3 The permittee may not conduct open burning at the facility unless specifically authorized in writing by DEQ.
- 6.4 The permittee must display this permit, or a photocopy thereof, where it can be readily referred to by operating personnel.
- 6.5 All solid waste transfer vehicles and devices operated by the permittee, and using public roads, must be constructed, maintained, and operated so as to prevent leaking, shifting, or spilling of solid waste while in transit.
- 6.6 Roads from the facility property line to the active operational area must be constructed and maintained to deter, to the maximum extent practical, traffic hazards, dust and mud, and to provide reasonable all-weather access for vehicles using the site.
- 6.7 Equipment of adequate size and design to properly operate the facility must be available at all times. In the event of an equipment breakdown, alternative equipment must be provided, unless an exemption from DEQ is granted in writing.
- 6.8 The area(s) for unloading of solid waste must be clearly defined by signs, fences, barriers, or other devices.
- 6.9 Public access to the facility must be controlled as necessary to prevent unauthorized entry and dumping.
- 6.10 The permittee must post signs at the facility which are clearly visible and legible, providing the following information:
  - a. Name of facility;
  - b. Emergency telephone number;

- c. Days and hours of operation;
- d. Authorized and prohibited wastes;
- e. Solid waste permit number; and
- f. Operator's address.

***Section B - Environmental Health and Safety:***

- 6.11 Litter that results from facility operation must be controlled such that the entire disposal site and adjacent lands are maintained virtually free of litter at all times. Any debris from the facility must be retrieved and properly disposed of as soon as possible that operational day.
- 6.12 The permittee must control air emissions, including dust, malodors, air toxics, etc. related to disposal site construction, operation, and other activities, and comply with DEQ air quality standards including applicable visible emissions and nuisance requirements in OAR 340-208.
- 6.13 The permittee must manage and monitor stormwater in accordance with all federal and state requirements.
- 6.14 The permittee must divert surface and storm water drainage around or away from waste handling and storage areas and must maintain surface water diversion ditches or structures in a serviceable condition and free of obstructions and debris at all times. The permittee must report to DEQ any significant malfunctions or damage and complete repairs within sixty (60) days of discovery of the problem.
- 6.15 The permittee must operate the facility in a manner that deters leachate production to the maximum extent practicable. Leachate must be collected and removed to prevent malodors, public health hazards, and discharge to public waters.
- 6.16 The permittee must provide rodent and insect control measures as necessary to prevent vector production and sustenance.
- 6.17 The permittee must remove all waste from the Transfer Station at least as often as necessary to prevent malodors, unsightliness and attraction of insects or other vectors.
- 6.18 The permittee must clean all transfer containers as needed to maintain a sanitary operating environment, and to prevent malodors, unsightliness, and attraction of insects.
- 6.19 Fire protection must be provided in accordance with plans approved in writing by DEQ and in compliance with pertinent state and local fire regulations. Fires must be immediately and thoroughly extinguished and reported to DEQ within 24 hours.

**7.0 STANDARD CONDITIONS**

***Section A -- Responsibility of Permittee***

- 7.1 Issuance of this permit as authorized by Oregon Revised Statutes 459.245 (2) does not relieve the permittee from the responsibility to comply with any applicable federal, state or local laws or regulations including Oregon Revised Statutes, Chapters 459, 459A, 465 and 466; and Oregon Administrative Rules, Chapter 340.
- 7.2 The authorization to accept solid waste will terminate at the time of site closure. After that time no solid waste may be accepted without written authorization by DEQ.



- 7.3 The permittee must apply for a modification to this permit if there is a significant change in facility operations or a deviation from activities described in this document. The permittee must not implement any change in operations that requires a permit modification prior to receiving approval from DEQ.
- 7.4 At any time in the life of the permit, DEQ or the permittee may propose changes to the permit.
- 7.5 Conditions of this permit are binding upon the permittee. The permittee is liable for all acts and omissions of the permittee's contractors and agents and must at all times maintain legal control of the disposal site property.
- 7.6 The permittee must allow representatives of DEQ access to the disposal facility at all reasonable times for the purpose of making inspections, surveys, collecting samples, obtaining data and carrying out other necessary functions related to this permit.
- 7.7 The permittee must report to DEQ any changes in either ownership of the disposal site property or of the name and address of the permittee or operator within ten (10) days of the change.
- 7.8 The permittee must operate the facility in accordance with the approved Operations Plan, including any amendments, approved by DEQ. All plans required by this permit become part of the permit by reference once approved by DEQ.
- 7.9 The permittee must at all times maintain and properly operate all waste collection and disposal facilities to achieve compliance with the terms and conditions of this permit.
- 7.10 In the event the permittee is unable to comply with any of the conditions of this permit because of a breakdown of equipment or facilities, an accident caused by human error or negligence, or any other cause such as an act of nature, the permittee must:
- a. Immediately take action to stop, contain, and correct the problem.
  - b. Immediately notify DEQ's Regional office, so that an investigation can be made to evaluate the impact and the corrective actions taken and determine additional action that must be taken.
  - c. Within 5 days of the time the permittee becomes aware of the circumstances, the permittee must submit to DEQ a detailed written report describing the breakdown, corrective action taken, steps taken to prevent a recurrence, and any other pertinent information.

Compliance with these requirements does not relieve the permittee from responsibility to maintain continuous compliance with the conditions of this permit or the resulting liability for failure to comply.

- 7.11 The permittee must attempt to resolve all complaints it receives regarding facility operations by doing the following:
- a. Contact the complainant within 24 hours to discuss the problem;
  - b. Keep a record of the complaint, name and phone number of the complainant (when possible), date complaint was received and date of, and response by, the facility operator; and

- c. Immediately initiate procedures at the facility, when possible, to resolve the problem identified by the complainant.

For odor, litter or dust complaints, the permittee must report to DEQ as soon as complaints are received at the facility from five (5) different businesses and/or individuals about a given event or if an odor event lasts longer than 24 hours without resolution or mitigation.

- 7.12 The permittee must keep copies of all records and reports for five years from the date created.
- 7.13 Upon request, the permittee must make all records and reports related to the permitted facility available to DEQ.

***Section B- Property Rights, Liability & Permit Actions***

- 7.14 The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights, nor any infringement of Federal, State, or local laws, or regulations.
- 7.15 The Director may, at any time before the expiration date, modify, suspend, or revoke this permit in whole or in part, in accordance with Oregon Revised Statutes 459.255, for reasons including but not limited to the following:
  - a. Violation of any terms or conditions of this permit or any applicable statute, rule, standard, or order of the Commission;
  - b. Obtaining this permit by misrepresentation or failure to disclose fully all relevant facts; or
  - c. A significant change in the quantity or character of solid waste received or in the operation of the disposal site;
  - d. Changes in state or federal rules which should be incorporated into the permit.
- 7.16 This permit must not be transferred to a third party without prior written approval from DEQ. Such approval may be granted by DEQ only after a permit modification application is submitted to and approved by DEQ and that the transferee agrees in writing to fully comply with all the terms and conditions of this permit and the rules of the Commission.
- 7.17 Significant changes in the permit will be made public by the issuance of a public notice as required by DEQ rules.
- 7.18 The DEQ, its officers, agents, or employees do not sustain any liability on account of the issuance of this permit or on account of the construction, maintenance, or operation of facilities pursuant to this permit.
- 7.19 Violations of any permit condition or any incorporated plan may subject the permittee to civil penalties of up to \$25,000 for each day of each violation. ORS 459.995 (1)(a).



RESIDENTIAL/COMMERCIAL MECHANICALLY EMPTIED CONTAINERS

35 Gallon Curbside Cart - Weekly Service	
Residential curb	\$13.40
Commercial curb	13.40
Senior citizens on limited income curb	11.75
90 Gallon Curbside Cart - Weekly Service	
Residential curb	20.10
Commercial curb	25.00
Commercial loose solid waste	
1.5 Yard container - once a week pickup	83.25
1.5 Yard container - each additional weekly pickup	75.10
2 Yard container - once a week pickup	108.25
2 Yard container - each additional weekly pickup	98.65
Commercial compacted solid waste - 1.5 x (times) loose container rate pickup	
Cardboard recycling container (not available in all areas) monthly rate	10.85

MANUALLY EMPTIED CONTAINERS

Containers at curb or roadside	
Extra charges per pickup for solid, not on a regular basis (on route) - per container	2.75
Containers are priced at level full with lid 2 closed and extra charges for over the top bulk - minimum	1.50
Minimum special pickup charges to be arranged between customer and collector	

DROPBOX

Delivery fee - dropbox service within 7 day period	\$74.10/hour 40.00 minimum
Dropboxes weighing up to 5 tons	
Zone 1 (within 3 road miles of office) + \$6.00 per cubic yard or \$66.00 per ton, whichever is greater	\$63.85 per haul
Zone 2 (outside 3 road miles of office) + \$6.00 per cubic yard or \$66.00 per ton, whichever is greater	\$74.10 per hour per haul \$83.85 minimum
Dropboxes weighing 5 tons and greater	\$74.10 per hour (\$216.35 minimum) + \$36.50/ton
Demurrage charge per box after 7th day	\$4.35/day

THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

In the Matter of Granting )  
Solid Waste Collection ) Order No. BCC2021-075  
Franchise to Waste Connections )  
of Oregon, Inc. )

WHEREAS the Board of Commissioners adopted a Solid Waste Ordinance, codified at Chapter 50, Umatilla County Code of Ordinances, for the regulation and the control of solid waste in Umatilla County;

WHEREAS pursuant to Section 50.020, a franchise issued by Umatilla County is necessary for the collection, transportation and disposal of any solid waste for compensation;

WHEREAS Waste Connections of Oregon, Inc. doing business as Sanitary Disposal submitted an application for a collection franchise for providing such service within Zone 1 - Northwest area;

WHEREAS Waste Connections of Oregon, Inc. is purchasing the business and the assets of the current franchisee Sanitary Disposal, Inc.;

WHEREAS the Umatilla County Solid Waste Committee met October 12, 2021, and recommended to the Board of Commissioners approval of the collection franchise application;

WHEREAS the Board of Commissioners finds that:

1. That the applicant is qualified in providing the type of service proposed;
2. That the defined service area has not been franchised to another operator;
3. That the applicant will provide adequate service to the area to be served;
4. That the applicant has available collection vehicles, equipment, facilities and personnel sufficient to meet the requirements of law;
5. That the applicant's equipment is so constructed and will be so operated in performing service as to prevent the contents from escaping onto public highways;
6. That the applicant is qualified to and will handle safely hazardous waste as may be necessary;

7. That the applicant will use disposal sites authorized by the Board of Commissioners;
8. That the applicant will have in force the amount of liability insurance required by Section 50.041;
9. That the applicant will comply with the terms of Chapter 50 and all federal and state laws and regulations applicable to the operation of the franchise;
10. That the franchise is necessary for the public health, welfare, and convenience.

NOW THEREFORE the Board of Commissioners orders that the application of Waste Connections of Oregon, Inc. doing business as Sanitary Disposal for a solid waste collection franchise in the area described in the application is approved, and a franchise is granted for a period to expire on June 30, 2031. This order supersedes any orders granting a Solid Waste Collection Franchise to Sanitary Disposal, Inc. for the same period.

DATED this 20<sup>th</sup> day of October, 2021.

UMATILLA COUNTY BOARD OF COMMISSIONERS

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George L. Murdock, Chair

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John M. Shafer, Commissioner

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Daniel N. Dorran, Commissioner

ATTEST:  
OFFICE OF COUNTY RECORDS

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Records Officer



6. That the applicant will comply with all applicable federal and state laws and regulations and with the solid waste ordinance in operating the disposal site;
7. That the franchise is necessary for the public health, welfare and convenience.

NOW THEREFORE the Board of Commissioners orders that the application of Waste Connections of Oregon, Inc. doing business as Sanitary Disposal Transfer Station for a solid waste disposal franchise for the site described in the application is approved, and a franchise is granted for a period to expire on June 30, 2031. This order supersedes any orders granting a Solid Waste Disposal Franchise to Desert Wind, Inc. for the same period.

DATED this 20<sup>th</sup> day of October, 2021.

UMATILLA COUNTY BOARD OF COMMISSIONERS

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George L. Murdock, Chair

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John M. Shafer, Commissioner

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Daniel N. Dorran, Commissioner

ATTEST:  
OFFICE OF COUNTY RECORDS

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Records Officer