

## BEFORE THE BOARD OF COUNTY COMMISSIONERS

## FOR COLUMBIA COUNTY, OREGON

In the Matter of a Service Exception for  
Waste Management Customers on Sauvie  
Island in Columbia County

ORDER NO. 14-2021

WHEREAS, under Section 4.01 of the Columbia County Solid Waste Management Ordinance, a franchise is required to store, collect and transport waste in Columbia County for compensation; and

WHEREAS, Waste Management of Columbia County has been granted the franchise to provide waste collection service for the portion of Sauvie Island that is in Columbia County; and

WHEREAS, the area served contains five residential customers and the Gilbert River Boat Ramp, which is owned by the County; and

WHEREAS, Waste Management of Columbia County transports waste collected from those six customers to the Columbia County Transfer Station, which is approximately 18 miles from the Sauvie Island Bridge; and

WHEREAS, Waste Management of Columbia County is a division of Waste Management of Oregon, which serves the Multnomah County portion of Sauvie Island through its Portland division; and

WHEREAS, Waste Management has requested that it be allowed to serve its Columbia County customers on Sauvie Island through its Portland division to improve efficiency and reduce environmental impacts since its Portland division trucks already service Sauvie Island and they transport waste to the Metro Central Transfer Station, which is only 8 miles from the Sauvie Island Bridge; and

WHEREAS, the Columbia County Solid Waste Administrator has prepared a staff report, which is attached hereto as Exhibit A and incorporated herein by this reference, reviewing Waste Management's request and recommending approval;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS orders, as follows:

1. Waste Management's request to serve Columbia County customers on Sauvie Island through its Portland division, which will transport waste to the Metro Central Transfer Station, is hereby approved.

2. Waste Management shall continue to serve all Columbia County customers on Sauvie Island in accordance with the Waste Management's Columbia County franchise agreement and the Columbia County Solid Waste Management Ordinance.

DATED this 14<sup>th</sup> day of April, 2020

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: \_\_\_\_\_

Margaret Magruder, Chair

By: \_\_\_\_\_

Casey Garrett, Commissioner

By: \_\_\_\_\_

Henry Heimuller, Commissioner

Approved as to form

By: \_\_\_\_\_

Office of County Counsel

**COLUMBIA COUNTY**  
Department of Public Works



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## MEMORANDUM

**To:** Board of County Commissioners  
**From:** Mike Russell, Public Works Director, Solid Waste Administrator  
& Kathy Boutin-Pasterz, Solid Waste Coordinator  
**Cc:** Robin Macintyre, Assistant County Counsel  
**Date:** 3/29/2021

**Subject:** Administrator's Report in the matter of Waste Management of Columbia County  
(WM) Municipal Solid Waste (MSW) Exception for Sauvie Island Customers

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### Action Requested

Staff will be briefing the Board on the application for a service exception from Waste Management for five (5) residential customers on Sauvie Island and recommending approval and authorization by Board order.

### Background

Waste Management of Columbia County is requesting a MSW Service Exception for Sauvie Island for WM of Portland to service five residential customers at the most northern tip of Sauvie Island not in Multnomah County and haul the solid waste outside of Columbia County. Approving this exception will not require the issuance of a new exclusive franchise agreement as WM already has a franchise agreement with Columbia County.

The applicant has stated that the affected Columbia County residents will still receive the same rates and services as all Columbia County residents utilizing Waste Management of Columbia County franchise.

There is no requirement in the franchise agreement (approved in 1998) regarding where to dispose specifically – as long as it approved and licensed by Oregon DEQ and approved by the county.

The Intergovernmental Agreement (attached) from 2011 does not include the residents on Sauvie Island. The IGA states the Solid Waste Division of Columbia County administers the solid waste program and manages the final disposal of waste generated in the unincorporated areas of Columbia County.

Waste Management of Columbia County has submitted the following as application to the Solid Waste Administrator for this request:

*WM of Columbia County is requesting a service exception with the recommendation of the Committee for WM of Portland to service five residential customers at the most northern tip of Sauvie Island not in Multnomah County. Columbia County Hauling shares a service border with Waste Management of Oregon (our fellow teammates out of Portland). All of the customers on the Island are Portland addresses with the vast majority being Multnomah County. We would like to ask for a service exception for the five residents on Sauvie Island located in Columbia County for their solid waste to be hauled outside of the County. The Sauvie Island Bridge is 7.9 miles from Metro Central Transfer Station and 17.7 miles from the Island bridge to Columbia County Transfer Station. From a safety, environmental and business standpoint this makes sense because this shortens the distance and time our WM trucks would be on the road. It would not make sense from a safety, environmental and business perspective to send our WM Columbia County trucks to both ends of Sauvie Island to service five residential customers when WM Portland Hauling trucks will already be driving by in the area servicing the rest of Sauvie Island.*

*WM of Columbia County is seeking this exception based on Section 1.07 Persons and Agencies Exempted Section B Subsection (10) and that WM of Columbia County meets the approval conditions listed in I-V especially noting IV and V. Subsection IV states this exemption will not be materially detrimental or have a substantial impact on service, consumer rates, or the franchisee permittee of the service area or service of which all are true. Additionally, WM of Portland Hauling has the necessary equipment and personnel to provide the service. Furthermore, per Section 4.09 Exclusive Or Joint Service Under a Franchise it states that if the Board finds it in the public interest a franchise for joint service with another person to service a group or type of customers can be granted. We do not anticipate or expect any additional residential customers because this area of Sauvie Island in question is all ODFW land, state beaches, farm fields and wooded areas.*

*Again, this is just a service exception to allow WM of Portland Hauling to service these handful of residential customers on Sauvie Island within the Columbia County map boundary (outside of Multnomah County) in place of WM of Columbia County Hauling which makes sense in consideration of safety, environmental impacts and efficiencies. We ask that you please allow this service exception.*

### **Recommendation**

Given the information above, the Solid Waste Administrator is recommending that the Board approve the exception and authorization by Board order.

### **Attachments**

**Columbia County Cities IGA 2011, Franchise map with Sauvie Island customer area enhanced**