

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING THE CHIEF OPERATING OFFICER TO ISSUE A NEW NON-SYSTEM LICENSE TO ALBERTSONS COMPANIES LLC FOR TRANSPORT OF COMMERCIAL FOOD WASTE FOR PROCESSING AT THE DIVERT, INC. FACILITY LOCATED IN ALBANY, OREGON)	RESOLUTION NO. 17-4834
)	
)	Introduced by Chief Operating
)	Officer Martha Bennett with the
)	concurrence of Council President
)	Tom Hughes

WHEREAS, Metro Code Chapter 5.05 requires a non-system license of any person that transports solid waste generated from within the Metro Region to a non-system disposal facility; and

WHEREAS, Albertsons Companies LLC has filed a complete application seeking a non-system license to transport commercial food waste to a non-system facility for processing under the provisions of Metro Code Chapter 5.05, "Solid Waste Flow Control;" and

WHEREAS, the commercial food waste authorized under the non-system license is generated at grocery stores within the Metro region and is transported to Divert, Inc. for processing; and

WHEREAS, Metro assesses its regional system fees and excise taxes on all solid waste ultimately disposed at a disposal site; and

WHEREAS, because Divert's food waste processing method results in approximately 25 percent residual waste that is ultimately disposed at a disposal site, the proposed non-system license requires Albertsons (the licensee) to pay regional system fees and excise taxes on 25 percent of the tonnage it transports to the non-system facility (Divert); and

WHEREAS, Metro Code Chapter 5.05 provides that the Chief Operating Officer will review an application for a non-system license for putrescible waste and that the Metro Council approves or denies the application; and

WHEREAS, the Chief Operating Officer recommends that the non-system license be issued together with specific conditions as provided in Exhibit A to this Resolution; now therefore,

THE METRO COUNCIL RESOLVES AS FOLLOWS:

1. The non-system license application of Albertsons Companies LLC is approved subject to the terms, conditions, and limitations contained in Exhibit A to this Resolution.
2. The Chief Operating Officer is authorized to issue a non-system license substantially similar to the one attached as Exhibit A.

ADOPTED by the Metro Council this ____ day of _____, 2017.

Tom Hughes, Council President

Approved as to Form:

Alison R. Kean, Metro Attorney