

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF RENEWING CITY OF)	RESOLUTION NO. 25-5525
ROSES DISPOSAL & RECYCLING, INC'S)	
SOLID WASTE FACILITY FRANCHISE TO)	Introduced by Chief Operating Officer
OPERATE A TRANSFER STATION)	Marissa Madrigal in concurrence with
)	Council President Lynn Peterson

WHEREAS, Metro Code Section 5.01.150 states that a Metro Solid Waste Facility Franchise is required for any person owning or controlling a facility that operates a transfer station; and

WHEREAS, City of Roses Disposal & Recycling, Inc. holds Metro Solid Waste Facility Franchise Number F-057-19J to operate a transfer station, which expires on December 31, 2025.

WHEREAS, City of Roses Disposal & Recycling, Inc. filed a complete application in August 2025 seeking a renewed Metro Solid Waste Facility Franchise pursuant to Metro Code Section 5.01.210(a); and

WHEREAS, City of Roses Disposal & Recycling, Inc. does not propose to alter any activities that already occur at its transfer station site; and

WHEREAS, by January 1 of each year Metro may allocate putrescible waste tonnage to a private transfer station that is franchised under Metro Code Chapter 5.01 in accordance with the allocation framework provided in Metro Code and methodology provided in the applicable administrative rules; and

WHEREAS, Metro Council adopted the Regional Systems Facility Plan in March 2025 (Resolution No. 25-5459), which may require future amendments to the Metro Solid Waste Facility Franchise to implement the Plan; and

WHEREAS, the Chief Operating Officer has analyzed the application and considered the relevant factors under Metro Code Section 5.01.180 regarding issuing a franchise; and

WHEREAS, Metro Code Section 5.01.180(e)(4) states the Chief Operator Officer will recommend to Metro Council whether the applicant has complied or can comply with all other applicable regulatory requirements; and

WHEREAS, in September 2025, Metro received a complaint that the applicant was improperly disposing of source-separated recyclable materials and failing to accurately file reports with Metro, and

WHEREAS, an investigation substantiated the allegations raised in the complaint, but more time is necessary for the Chief Operating Officer to perform additional investigation of issues related to those raised in the complaint; and

WHEREAS, notwithstanding the above-referenced violations, the Chief Operating Officer recommends that Metro Council approve the renewal application with the conditions that (1) the franchise include additional reporting and operating requirements, and (2) that Metro issue the franchise for an initial one-year term with Council consideration of an extension for an additional four years based on the results of Metro's pending compliance evaluation and the applicant's compliance with the franchise's additional reporting and operational requirements; and

WHEREAS, the Chief Operating Officer recommends that Metro issue renewed Franchise No. F-057-26 to City of Roses Disposal & Recycling, Inc as provided in Exhibit A to the Resolution; and

WHEREAS, the Metro Council finds that the proposed Metro Solid Waste Facility Franchise renewal meets the criteria set forth in Metro Code Section 5.01.180; now therefore,

BE IT RESOLVED that the Metro Council:

1. Incorporates the Chief Operating Officer's analysis as set forth in Exhibit B to this Resolution regarding the relevant factors required for a franchise.
2. Approves the Metro Solid Waste Facility Franchise application for City of Roses Disposal & Recycling, Inc to operate a transfer station subject to the terms, conditions, and limitations in Exhibit A.
3. Authorizes the Chief Operating Officer to issue City of Roses Disposal & Recycling, Inc. a renewed Metro Solid Waste Facility Franchise for a one-year term, substantially similar to the one attached as Exhibit A.
4. Directs the Chief Operating Officer, upon conclusion of the pending compliance investigation to:
 - a. Report the results of the investigation to Metro Council;
 - b. Report whether City of Roses Disposal & Recycling, Inc. complied with the additional reporting and operational requirements in the franchise; and
 - c. Recommend whether to extend the franchise term or if the results of the investigation warrant franchise suspension, modification, or revocation pursuant to Metro Code Chapter 5.01.

ADOPTED by the Metro Council this 18th day of December 2025.

Lynn Peterson, Council President

Approved as to Form:

Carrie MacLaren, Metro Attorney