

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AUTHORIZING THE)	RESOLUTION NO. 19-5028
CHIEF OPERATING OFFICER TO ISSUE A)	
RENEWED NON-SYSTEM LICENSE TO)	Introduced by Acting Chief Operating Officer
ALBERTSONS LLC FOR TRANSPORT OF)	Andrew Scott in concurrence with Council
COMMERCIAL FOOD WASTE FOR)	President Lynn Peterson
PROCESSING AT THE DIVERT, INC. FACILITY)	
LOCATED IN ALBANY, OREGON)	

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 LLC holds a Metro non-system license No. N-180-17C which expires on December 31, 2019 and has filed a complete application seeking to renew its non-system license to transport commercial food waste, generated at grocery stores within the Metro region, to a non-system facility for processing under the provisions of Metro Code Chapter 5.05, "Solid Waste Flow Control;" and

WHEREAS, Divert's processing method results in approximately 30 percent residual waste that is ultimately disposed at a disposal site, and Metro assesses its Regional System Fees and Excise Taxes on all solid waste ultimately disposed at a disposal site. Therefore, the proposed non-system license requires Albertsons LLC (the licensee) to pay regional system fees and excise taxes on 30 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 reviews 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,

BE IT RESOLVED that the Metro Council:

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

ADOPTED by the Metro Council this ____ day of December, 2019.

Sam Chase, Deputy Council President

Approved as to Form:

Carrie MacLaren, Metro Attorney