



WASHINGTON COUNTY

Oregon

DATE: July 12, 2018

TO: Solid Waste Advisory Committee

FROM: Theresa Koppang
Solid Waste Management Supervisor

SUBJECT: Transfer of Ownership of Sanitary Service Certificate No. 3

Overview

Washington County Code (WCC) 8.04.280 provides that a certificate holder may transfer the certificate or a portion of the service area after written notice and approval by the Board. The Board shall approve the transfer if it finds that the transferee meets all applicable requirements met by the original certificate holder.

Washington County was notified by Valley West Refuse Disposal, Inc. (Valley West) that its current ownership is now vested in Glen Kingsley in his capacity as sole shareholder. County records currently identify James E. Wagenblast as the holder of Sanitary Certificate No. 3, and owner of Valley West.

Glen Kingsley, step-son of Mr. Wagenblast, currently provides operational oversight of Valley West and has done so for many years, both prior to and since the death of Mr. Wagenblast in 2010. Glen Kingsley requested a transfer of ownership of Certificate No. 3 from James E. Wagenblast to Glen Kingsley on May 24, 2018. Mr. Kingsley provided documentation to the county showing that Mr. Wagenblast bequeathed Valley West to Mr. Kingsley.

Application Review

Valley West filed its application to transfer ownership of Certificate No. 3 from James E. Wagenblast to Glen Kingsley July 6, 2018. This application provided the information necessary to determine that Valley West continues to meet the requirements of WCC 8.04.280. In addition to this section, staff used the applicable criteria for certificate application, established by WCC 8.04.150(A)(2), (B)(1)(2) through 8.04.200 to evaluate Valley West's Certificate Transfer of Ownership Application.

Criterion: Washington County Code 8.04.150 Certificate – Application Form. Applications for certificates shall be on forms provided by the Health and Human Services Department.

Finding: On July 6, 2018, Valley West submitted its application on forms provided by the County.

Criterion: Washington County Code 8.04.160 Certificate – Information required. Applicants shall state all types of service to be provided within the service area and the rates charged.

Finding: The applicant intends to provide the following types of service and associated rates within its assigned service area.

- Residential services in accordance with the Washington County Solid Waste and Recycling Administrative Rules, requirements of Washington County Code, and applicable state and federal regulations.
- Multifamily services in accordance with the Washington County Solid Waste and Recycling Administrative Rules, requirements of Washington County Code, and applicable state and federal regulations.
- Commercial services in accordance with the Washington County Solid Waste and Recycling Administrative Rules, requirements of Washington County Code, and applicable state and federal regulations.
- Drop Box services in accordance with the Washington County Solid Waste and Recycling Administrative Rules, requirements of Washington County Code, and applicable state and federal regulations.
- Medical Waste Collection services in accordance with the Washington County Solid Waste and Recycling Administrative Rules, requirements of Washington County Code, and applicable state and federal regulations.

The service area of certificate number “3” consists of approximately: 120 urban residential customers, 1,500 rural residential customers, 10 multi-family complexes, and 100 commercial customers. These customers will continue receiving collection service levels in compliance with the Washington County Solid Waste and Recycling Administrative Rules and as currently provided to each class of customer by Valley West.

Criterion: Washington County Code 8.04.170 Certificate – Requirements. Applicant must show that they have available and sufficient equipment, facilities, and personnel to meet the standards of service; must provide a statement of all businesses used for the disposal of solid waste and recyclables; and must submit a corporate surety bond.

Finding: Glen Kingsley/Valley West presently owns the equipment and facility used to operate Valley West at current service levels. As these assets have previously proven adequate and sufficient to meet the required standard of service, it is expected they will continue to do so.

A copy of the corporate surety bond is on file with the County. The bond is in the amount of \$5,000, as is currently required.

Based on the findings stated above, staff finds that Valley West, under ownership of Glen Kingsley, meets applicable requirements met by the original certificate holder.

Staff Recommendation

Based on the findings that Valley West Refuse Disposal, Inc. meets requirements met by the original certificate holder, staff recommends that the Solid Waste Advisory Committee favorably recommend that the Washington County Board of Commissioners approve the transfer of Sanitary Service Certificate No. 3, granted to James E. Wagenblast in 1969 and re-issued in 1972, to Glen Kingsley.