Solid Waste Facility Franchise Application

Application packet for a new franchise,
franchise renewals, and change of authorization requests for:

- Transfer Station
- Food waste processing facility
- Disposal Site
- Energy recovery facility

Issued June 2016

Metro
600 NE Grand Ave.
Portland, OR 97232-2736
503-797-1835

Facility Franchise Application

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This packet contains an application for a Metro Solid Waste Facility Franchise. You may also want to review the relevant sections of the Metro Code. Metro Code Chapter 5.01 identifies which solid waste facilities and activities require a Metro franchise. You can access the Metro Code via the Metro web site at www.oregonmetro.gov/metro-code.

Generally, a solid waste facility within the Metro boundary may operate only if Metro authorizes it under a License or Franchise.

Metro staff will review an application for completeness within 15 business days of receipt and notify the applicant whether their application is deemed to be complete. If an application is incomplete, Metro will notify the applicant as to what additional information is required.

Application for a new Solid Waste Facility Franchise

An applicant seeking a new Metro Solid Waste Facility Franchise must first participate in a pre-application conference prior to submitting a final application form. The purpose of the pre-application conference is for Metro to obtain a description of the proposed solid waste facility and provide the applicant with information regarding the applicable requirements for the proposed operation. The conference also provides the applicant with an opportunity to discuss the application process and to identify any potential issues specific to its proposal. An applicant should prepare for the pre-application conference by reviewing the application forms and drafting answers before the conference. To schedule the pre-application conference, contact Metro's Solid Waste Compliance and Cleanup Division at 503-797-1835.

After completing the pre-application conference, an applicant seeking a new franchise must submit to Metro a completed *Solid Waste Facility Franchise Application* form and provide all additional information as required. Metro will generally approve or deny a new franchise within 120 days after Metro deems the application to be complete. The fee for filing a franchise application is $500. See Metro Code Chapter 5.01 for more information regarding the issuance of franchises.

Renewal of an Existing Franchise

A franchisee seeking to renew an existing franchise without substantive changes to the current authorization must submit a completed *Solid Waste Facility Franchise Application* form and provide all additional information as required, unless Metro staff directs otherwise. A franchisee may submit a franchise renewal application not less than 120 days before the current franchise expires. If a franchisee fails to timely submit a renewal application, the franchisee's authority to operate may lapse. Additionally, the Chief Operating Officer is not obligated to renew a franchise earlier than the expiration date of the existing franchise even if the franchisee files a renewal application more than 120 days before the existing franchise expires. The fee for filing a franchise renewal application is $500. See Metro Code Chapter 5.01 for more information regarding the renewal of franchises.

Change of Authorization to an Existing Franchise

A franchisee seeking a change in authorization of an existing franchise (other than a renewal) must submit to Metro a completed *Solid Waste Facility Franchise Application* form and provide all additional information as required unless Metro staff directs otherwise. The applicant cannot implement the requested change of authorization until Metro approves it in writing. The fee for filing a change of authorization application is $100. See Metro Code Chapter 5.01 for more information regarding changes of authorization for franchises. Metro may require the applicant to apply for a new license if there is a significant change in the types of solid waste accepted or activities performed at a facility.

Transfer of Ownership or Control of an Existing Franchise

A franchisee seeking to transfer ownership or control of an existing franchise must submit to Metro a completed *Solid Waste Facility Franchise Application* form and provide all additional information as required unless Metro staff directs otherwise. The franchisee may not transfer ownership or control of an existing franchise until Metro approves it in writing. See Metro Code Chapter 5.01 for more information regarding transfer of ownership for franchises.

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INSTRUCTIONS

1. Complete Parts 1-3 of application.
2. Verify information is accurate and application is complete.
3. Sign page 17 of application.
4. Include application fee payment
5. Submit application and payment to:
   Metro
   Solid Waste Compliance and Cleanup
   600 NE Grand Avenue
   Portland, OR 97232-2736
   Tel: (503) 797-1835
   Fax: (503) 813-7544
   SWCC@oregonmetro.gov

Metro use only
DATE RECEIVED: SEP 14 '16 RCVD
DATE DEEMED COMPLETE BY METRO: 9/26/16 + 120 = 1/24/2017

PART 1 – Standard Franchise Application Information

1. Type of Application (please check one)	
☒	New franchise Date of Pre-Application Conference: : 12/14/2015
☐	Renewal of an existing franchise Solid Waste Facility Franchise Number: _____
☐	Change of authorization to an existing franchise (other than a renewal) Please describe the proposed change below in Section 3.
☐	Transfer of ownership or control of an existing franchise

2. Type of facility (please check one)	
☒	Transfer Station
☐	Food Waste Processing Facility
☐	Other (please specify):

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3. If seeking a change of authorization to an existing franchise, please explain the proposed change below (attach additional pages if necessary). Complete all remaining sections of this form as they pertain to the request.

4. Applicant (Franchisee)	
Facility Name:	GSS Transfer, LLC.
Company Name:	GSS Transfer, LLC.
Street Address:	2131 NW Birdsdale Ave
City/State/Zip:	Gresham, OR 97030
Mailing Address:	PO Box 1560
City/State/Zip:	Gresham, OR 97030
Contact Person:	Matt Miller
Phone Number:	503-665-2424
Fax Number:	503-666-0917
E-mail Address:	matt@gss-nw.com

5. Franchisee's Owner or Parent Company (provide information for all owners)	
Name:	Michael & Deborah Miller-Gresham Sanitary Service, Inc.
Address:	PO Box 1560
City/State/Zip:	Gresham, OR 97030
Phone Number:	503-665-2424

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E-mail Address:	matt@gss-nw.com	
6. Site Operator (if different from Franchisee)		matt@gss-nw.c
Company Name:	**Same**	
Contact Person:		
Street Address:		
Mailing Address:		
City/State/Zip:		
Phone Number:		
Fax Number:		
E-mail Address:		

7. Site Description			
Tax Lot(s): 1S3E05AD 01500, 01600, 01700 & 1S3E05DA 00100	Section: 5	Township: IS	Range: 3E

8. Land Use		
Present Land Use Zone:	**Heavy Industrial**	
Is proposed use permitted outright?	☒ Yes If yes, attach a copy of the *Land Use Compatibility Statement* (see Attachment E).	☐ No
Is a conditional use permit necessary for the facility?	☐ Yes If yes, attach a copy of the *Conditional Use Permit*	☒ No
Are there any land use issues presently pending with the site?	☐ Yes If yes, please explain the land use issues below.	☒ No

Description of the pending land use issues identified above:		
Are any DEQ permits required?	✕ Yes If yes, please list all DEQ permits below and attach copies with this application (see Attachment G).	☐ No
Listing of all required DEQ permits:	DEQ Transfer Station Permit #1392. This DEQ permit is currently issued to Gresham Sanitary Service. The DEQ permit will be changed over to GSS Transfer by 12/31/2016. DEQ Storm Water Permit UIC#13410	
Are any other local permits required?	☐ Yes If yes, please list all other required permits below and attach copies with this application (see Attachment H).	✕ No
Listing of other required permits:		

9. Land Owner		
Is the applicant the sole owner of the property on which the facility is located?	✕ Yes Michael and Deborah Miller are primary shareholders and officers in both GSS Transfer and Gresham Sanitary Service.	☐ No If no, please complete this section and attach a completed *Property Use Consent Form* (see Attachment F).
Property Owner:	Michael and Deborah Miller	
Mailing Address:	PO Box 1560	
City/State/Zip:	Gresham, OR 97030	
Phone Number:	503-209-	

10. Public/Commercial Operations		
Will the facility be open to the public (i.e., non-commercial self-haul customers)?	☐ Yes	✖ No
Will the facility be open to non-affiliated commercial solid waste collectors? Not Currently. *However, GSS Transfer may be open to non-affiliated commercial solid waste collectors in the future.	☐ Yes	✖ No*
Will the facility be open to solid waste collection companies that collect waste from outside the boundary of Metro?	☐ Yes	✖ No

11. Operating Hours and Traffic Volume

	Public (non-commercial self-haul)	Commercial Affiliated	Commercial Non-Affiliated
Operating Hours	N/A	6AM to 4PM	Currently N/A
Estimated Vehicles Per Day	N/A	14	Currently N/A

12. Inbound Waste by Generator

Identify the expected annual tonnage amount of waste that the facility will receive and recover from the following types of generators.

Generator	Tons Received	Tons Recovered	Tons Residual
Agricultural:	0	0	0
Commercial:	18,450	0	18,450
Industrial:	50	0	50
Residential:	4500	0	4,500
TOTAL TONS:	23,000	0	23,000

13. Inbound Waste by Type

Identify the types of waste and annual tonnage amounts of each that the applicant expects to receive at the facility. Also, identify how the applicant will manage each waste stream and the expected tip fees that the applicant will post at the facility (attach additional pages if necessary).

Waste Type	Accepted at Facility	Expected Annual Tonnage Amount	Type of Activity to be Performed on Waste	Expected Tip Fee (per Ton)
Non-Putrescible Waste:	☐ Yes ✕ No			
Putrescible Waste:	✕ Yes ☐ No	23,000	Transfer	N/A. Only Internal loads are accepted at this time
Source-Separated Recyclables:	☐ Yes ✕ No			
Source-Separated Yard Debris:	✕ Yes ☐ No	2,790	Transfer	N/A. Only Internal loads are accepted at this time
Source-Separated Food Waste mixed with Yard Debris:	☐ Yes ✕ No			
Source-Separated Food Waste:	☐ Yes ✕ No			
Source-Separated Wood:	☐ Yes ✕ No			
Special Wastes:	☐ Yes ✕ No			
Inerts (e.g., rock, concrete, etc.):	☐ Yes ✕ No			

Petroleum Contaminated Soil:	☐ Yes ✕No			
Other Waste (please specify):	☐ Yes ☐ No			
Other Waste (please specify):	☐ Yes ☐ No			

14. Outbound Waste, Products, and By-Products

List the expected destination and amount of each type of outbound solid waste, products, or by-products that the applicant expects to transport from the facility (attach additional pages if necessary).

Destination Site (Name and address)	Waste /Product/By-Product Type	Expected Annual Tonnage	Purpose of Delivery*
Wasco County Landfill 2550 Steele Rd, The Dalles, OR 97058	Putrescible Waste:	Metro annual NSL tonnage allocation to GSS Transfer for Wasco County Landfill.	Disposal
Columbia Ridge Landfill 18177 Cedar Springs Ln, Arlington, OR 97812	Putrescible Waste:	Remaining portion of 23,000 tons after GSS Transfer-Wasco County Landfill NSL allocation.	Disposal

**For example: disposal, recovery, composting, beneficial use, etc*

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15. Subcontractors Provide the name, address and function of all subcontractors involved in the facility operations:		
NAME	ADDRESS	FUNCTION

PART 2 – Standard Attachments to Franchise Application (Franchise application continued)

- Metro requires the following attachments (Attachments A – I) for new applications in order for Metro to deem a franchise application complete. The applicant must clearly label each attachment.
- Application submittals such as facility design, building plans, site plans and specifications must be prepared, as appropriate, by persons licensed in engineering, architecture, landscape design, traffic engineering, air quality control, and design of structures.
- An applicant seeking to renew an existing franchise without substantive changes to the current authorization may defer to previously submitted documents if Metro has the most current version of all attachments (Attachments A- I) on file, unless otherwise directed by Metro staff. The date of the document on file with Metro is required for each deferred attachment. To confirm that Metro has current documentation on file, please contact Metro's Solid Waste Compliance & Cleanup Division at (503) 797-1835 or via email at SWCC@oregonmetro.gov.

ATTACHMENT A: SITE PLAN The applicant must submit a facility site plan that includes maps or drawings showing the location of the facility and the site layout according to scale using a scale no smaller than one inch being equivalent to 30 feet. Applicant must provide the location of the following items on the site plan:
(1) Boundaries of the facility. See Attachment A. Page 3.

(2)	Property boundaries, if different. See Attachment A. Page 3.
(3)	All buildings on the property (existing and proposed) and other pertinent information with respect to the operation of the facility, to include: a) scale and scale house location. See Attachment A. Page 1. b) fencing and gates. See Attachment A. Page 3. c) access roads. See Attachment A. Page 2. d) paved areas. See Attachment A. Page 5. e) vegetative buffer zones and berms . See Attachment A. Page 5. f) sorting line and other major materials recovery equipment. N/A No sorting or processing at this facility. g) intake, processing, and product/by-product storage . N/A See (3) f.
(4)	h) All receiving, processing, reload and storage areas, as applicable, for solid waste, source-separated recyclable materials, yard debris, recovered materials, products/by-products, waste residuals, exterior stockpiles, hazardous waste, and other materials. N/A No sorting or processing at this facility.
	i) All exterior material stockpile footprints, material types stored outside, and maximum height of each stockpile. N/A No sorting or processing at this facility.
(5)	Water sources for fire suppression. See Attachment A. Page 4.
(6)	Load checking areas. See Attachment A. Page 2.
(7)	Storage areas for the temporary containment of prohibited waste that the facility inadvertently receives, while awaiting proper removal or disposal of the prohibited waste. The facility must cover and enclose the containment areas and construct them in a manner to prevent leaking and contamination. See Attachment A. Page 1.
(8)	Identification of on-site traffic flow patterns. See Attachment A. Page 2.
(9)	Facility signage. Facility signs must: a) display all of the information required by Metro b) be posted at all public entrances to the facility; and c) conform with local government signage regulations. See Attachment A. Page 3.
(10)	The location of all commercial and residential structures within a one mile radius of the composting facility, identified on a map or aerial photograph. (Compost facility only). N/A. This is not a comp[ost facility.
(11)	The prevailing wind direction, by season, identified on a map or aerial photograph. (Compost facility only). N/A. This is not a compost facility.

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☐ By checking this box, I certify that to the best of my knowledge, the Site Plan on file with Metro dated _____ is the most current and accurate version of this document.

ATTACHMENT B: FACILITY DESIGN PLAN See Attachment B for details.

The applicant must submit a facility design plan to address the following:

(1) An applicant seeking a franchise must submit a written descriptions of the following:

a) Facility overview.
b) Facility design and technology.
c) Buildings and major equipment (existing and proposed).
d) Construction timeline (as applicable)
e) Types of wastes to be processed.
f) Residuals management

(2) A Compost/Anaerobic Digestion/Fermentation facility must submit a written description of the following: (in addition to the items listed above in Subsection 1)

a) Feedstock receiving procedures.
b) Feedstock pretreatment and contaminant removal procedures and equipment.
c) Processing: digestion process and methane recovery, fermentation or composting process.
d) Dewatering and liquids management (as applicable).
e) Digestate fiber management (as applicable).
f) Pathogen reduction / control procedures (as applicable).
g) Biogas storage, conditioning and power and/or fuel generation (as applicable).
h) Monitoring, quality control and testing procedures.

(3) Dust, airborne debris and litter.

a) Submit a proposed design or existing design plan providing a roofed structure enclosed on at least three sides and an impervious surface (e.g. asphalt, concrete) for the tipping floor, processing (sorting) areas, storage areas and reloading areas.
   - **Compost facility only**: Also, provide locations for compost/curing piles/windrows, digestion, fermentation, aeration systems including bio-filters or enclosed structures to prevent odors from being detected offsite.

b) Describe control measures to prevent fugitive dust, airborne debris and litter. Describe how the facility design will provide for shrouding and dust prevention for the receiving area, processing area, storage area, reload area, and all waste processing equipment and all conveyor transfer points where dust is generated.

c) Describe any additional facility design measures and procedures for the control of odor, dust, windblown materials, airborne debris, litter and for the handling of the waste and waste by-products in the case of major processing facility breakdown.

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(4)	Facility capacity. a) Provide engineering plans, reports and specifications to document that the size and configuration of the facility grounds, building and equipment, including the facility layout, drainage structures, building design, and major facility equipment, processing systems and storage areas are of sufficient capacity to accommodate seasonal throughput of all solid wastes and materials that will be delivered to and generated by the facility. b) Provide the estimated capacity (cubic yards and tons) of the facility storage area(s) for incoming solid waste waiting to be processed, the estimated capacity (cubic yards and tons) for storage of recovered materials, and the estimated capacity (cubic yards and tons) for storage of processing residual.
(5)	Adequate vehicle accommodation. Provide documentation to demonstrate that the facility will provide adequate on-site areas at the facility's entrance, scales, loading and unloading points and exit points to allow safe queuing off the public roads and right-of-way given the number and types of vehicles expected to use the facility during peak times.
(6)	Water contaminated by solid waste and solid waste leachate. Submit a DEQ (or equivalent) approved plan with pollution control measures to protect surface and ground waters, including runoff collection and discharge and equipment cleaning and washdown water.
FRANCHISE RENEWAL APPLICANTS ONLY:	
☐ By checking this box, I certify that to the best of my knowledge, the Facility Design Plan on file with Metro dated _____ is the most current and accurate version of this document.	

ATTACHMENT C: OPERATING PLAN	
The applicant must submit a proposed facility operating plan for Metro review and approval. The applicant must amend the plan if subject to any additional elements required in the franchise - if one is approved and issued. The operating plan must include at a minimum, a detailed description of:	
(1)	Types of solid wastes the facility will accept. See Section 1- A.2 of the GSS Transfer Operating Plan.
(2)	Methods that the facility will use to measure and keep records of incoming materials at the facility. See Section III- C.1 and Section VIII- B.3
(3)	A detailed description of how you will distinguish and manage loads of incoming materials. See Section III A through C.

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(4)	Procedures for inspecting loads including: a) Procedures for inspecting incoming loads for the presence of prohibited or unauthorized wastes. See Section III C, F and Appendix D. b) A set of objective criteria for accepting and rejecting loads. See Section III A through C and Appendix D and E. c) An asbestos testing protocol for all material that appears as if it may contain asbestos. See Section III A through C and Appendix E.
(5)	Procedures for processing and storage of loads including: a) Processing of all authorized materials. Include separate descriptions for processing putrescible waste, non-putrescible waste, and source-separated materials – including any food waste and/or food waste mixed with yard debris. Include the material recovery methods and equipment to be used on site (e.g., pre-processing, sorting lines, hand picking, magnets, etc.) N/A-No processing is performed on site. b) Reloading and transfer of authorized solid wastes. See Section III D through F c) Managing stockpiles. No materials are stockpiled. d) Storing authorized materials. See Section III D through F. e) Minimizing storage times and avoiding delay in processing and managing of all authorized materials including recovered materials. See Section III E and Appendix C. No materials are processed for recovery.
(6)	General markets for the materials recovered at the facility. N/A-No processing or recovery occurs on site.

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(7)	Procedures for rejecting, managing, reloading and transporting to appropriate facilities or disposal sites any prohibited or unauthorized wastes discovered at the facility including: a) Hazardous wastes. See Section III A through C.5, F and Appendix D and E. b) Other prohibited materials (e.g., unauthorized waste, putrescible waste, special waste). See Section III A through C.5, F and Appendix D and E. c) Procedures and methods for notifying generators not to place hazardous wastes or other prohibited wastes in drop boxes or other collection containers destined for the facility. See Section III C.5 and F.
(8)	Procedures for rejecting or managing loads of food waste that are contaminated with plastic or other non-biodegradable wastes. The operating plan must describe procedures for rejecting, managing, reloading and transporting the following to appropriate facilities or disposal sites: N/A-Source separated food waste is not accepted. a) Loads contaminated with plastics and other non-biodegradable waste. b) Processed material that due to concentrations of contaminants cannot be further processed or marketed and must be disposed.
(9)	Procedures for odor prevention. The operating plan must establish procedures for preventing all objectionable odors for being detected off the premises of the facility including: a) A management plan that the facility will use to monitor and manage all objectionable odors of any derivation including malodorous loads delivered to the facility. See Appendix C. b) Procedures for receiving and recording odor complaints, immediately investigating any odor complaints to determine the cause of odor emissions, and remedying promptly any odor problem at the facility. See Appendix C and H.
(10)	Procedures for emergencies. The operating plan must describe procedures that the facility will follow in case of fire or other emergency. See Section VII.
(11)	Procedures for preventing and controlling nuisances, including noise, vectors, dust, litter, and odors. Including a description of how the facility will encourage delivery of waste in covered loads. See Section II E, F and G. Appendix A, B and C.

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(12)	Procedures for fire prevention, protection, and control measures used at the facility. See Section VII B,C and D.
(13)	Procedures for pathogen reduction and pathogen testing on end products and by-products (as applicable). N/A-No processing or recovery occurs on site.

FRANCHISE RENEWAL APPLICANTS ONLY:

☐ By checking this box, I certify that to the best of my knowledge, the Operating Plan on file with Metro dated _____ is the most current and accurate version of this document.

ATTACHMENT D: INSURANCE

The applicant must submit proof of the following types of insurance, covering the applicant, its employees, and agents:

(1)	The most recently approved ISO (Insurance Services Office) Commercial General Liability policy, or its equivalent, written on an occurrence basis. The policy must include coverage for bodily injury, property damage, personal injury, death, contractual liability, premises and products/completed operations. All insurance coverage must be a minimum of $1,000,000 per occurrence and $1,000,000 aggregate. Certificate attached.
(2)	Automobile bodily injury and property damage liability insurance must be a minimum of $1,000,000 per occurrence and $1,000,000 aggregate. Certificate attached.
(3)	The insurance must name Metro, its elected officials, departments, employees, and agents as ADDITIONAL INSUREDS on the Commercial General Liability and automobile insurance policies. Certificate attached.
(4)	Certification of Workers' Compensation insurance including employer's liability. If the applicant or franchisee has no employees and will perform the work without the assistance of others, you may attach a certificate to that effect in lieu of the certificate showing current Workers' Compensation. GSS Transfer uses Gresham Sanitary Service employees for operations under a paymaster agreement. A certificate for Gresham Sanitary Service is attached.

FRANCHISE RENEWAL APPLICANTS ONLY:

☐ By checking this box, I certify that to the best of my knowledge, the Insurance on file with Metro dated _____ is the most current and accurate version of this document.

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ATTACHMENT E: LAND USE COMPATIBILITY STATEMENT (LUCS)

The applicant must submit the following information:

A copy of a completed Metro LUCS or DEQ LUCS. Metro LUCS is available at www.oregonmetro.gov/solidwasteforms.

Oregon DEQ LUCS is attached.

FRANCHISE RENEWAL APPLICANTS ONLY:

☐ By checking this box, I certify that to the best of my knowledge, the LUCS on file with Metro dated _____ is the most current and accurate version of this document.

ATTACHMENT F: PROPERTY USE CONSENT FORM

The applicant must submit the following information:

If required in Part 1, section 9, of this application. The Property Use Consent Form is available at www.oregonmetro.gov/solidwasteforms.

Not required. Michael and Deborah Miller own the property and are the primary shareholders and officers in both GSS Transfer and Gresham Sanitary Service.

FRANCHISE RENEWAL APPLICANTS ONLY:

☐ By checking this box, I certify that to the best of my knowledge, the Property Use Consent Form on file with Metro dated _____ is the most current and accurate version of this document.

ATTACHMENT G: DEQ PERMIT APPLICATIONS AND INFORMATION

The applicant must submit the following information:

A copy of all applications for necessary DEQ permits and any other information required by or submitted to DEQ, including closure plans, financial assurance for the costs of closure of the facility, and conditional use permit or land use compatibility statement, if applicable.

Oregon DEQ Solid Waste Disposal Site Transfer Station and Stormwater UIC permits are attached.

The DEQ Permits are currently issued to Gresham Sanitary Service. GSS Transfer is a related party company sharing common ownership with Gresham Sanitary Service. The DEQ Transfer Station permit will be changed over to GSS Transfer by 12/31/2016.

FRANCHISE RENEWAL APPLICANTS ONLY:

☐ By checking this box, I certify that to the best of my knowledge, the DEQ permit or applications on file with Metro dated _____ is the most current and accurate version of this document.

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ATTACHMENT H: OTHER REQUIRED PERMITS The following information must be provided:
A copy of any required permit, license or franchise that a governing body or agency (whether federal, state, county, city or other) has granted or issued to the applicant (not including materials required by Attachment G). If the governing body or agency has not yet issued the required permit, license or franchise, the applicant must provide a copy of the application it submitted. Metro may also request copies of correspondence pertaining to any required permit, license or franchise. No other permits, licenses or franchises are required for this facility.
FRANCHISE RENEWAL APPLICANTS ONLY: ☐ By checking this box, I certify that to the best of my knowledge, all other required permits on file with Metro dated _____ are the most current and accurate version of these documents.

ATTACHMENT I: CLOSURE PLAN AND FINANCIAL ASSURANCE The applicant must submit the following information:	
(1)	If DEQ requires a closure plan and financial assurance, the applicant must include copies of these documents with the application per Attachment G. DEQ does not require a closure plan.
(2)	If DEQ does **not** require a closure plan for the facility, attach a closure document describing closure protocol and associated costs. Closure means those activities associated with restoring the site to its condition before the applicant engaged in the franchised activity. Closure may include, but is not limited to, removal of all on-site solid waste stockpiles accumulated after Metro issued a Metro Solid Waste Facility Franchise. The closure protocol is the written protocol that specifies the activities required to properly close the facility and cease further solid waste activities. See Appendix G of the GSS Transfer Operating Plan for details

(3) If DEQ does **not** require any financial assurance for the costs of closure of the facility, applicant must attach proof of financial assurance for the costs of closure of the facility. Cost of closure means the costs associated with restoring the site to its condition before the applicant engaged in the franchised activity.

These costs may include but are not limited to:

a) The cost to load and transport accumulated solid waste stockpiles to an authorized disposal site or recycling facility;

b) The cost to "tip" the waste at an authorized landfill or recycling facility; and

c) Other related costs such as additional disposal costs associated with restoring the site.

Examples of acceptable forms of financial assurance include, but are not limited to, the following: surety bond, irrevocable letter of credit, closure insurance, escrow account.

If the DEQ does not issue a permit or require financial assurance, then Metro may waive the requirement for financial assurance if the applicant provides written documentation demonstrating that the cost to implement the closure plan will be less than $10,000.

The facility closure costs are less than $10,000. See Appendix G of the GSS Transfer Operating Plan for details. Since the closure costs are less than $10,000, GSS Transfer requests that the financial assurance requirements be waived.

FRANCHISE RENEWAL APPLICANTS ONLY:

☐ By checking this box, I certify that to the best of my knowledge, the closure plan on file with Metro dated _____ is the most current and accurate version of this document.

PART 3 – Standard Attachment to Franchise License Application (Franchise application continued)

In accordance with Metro Code Chapter 5.01, Metro considers the following factors to determine whether to issue a solid waste facility franchise. To the extent known by the applicant, please provide any supplemental information about these factors that you want Metro to consider as part of the application.

1) Whether the proposed facility and activities will be consistent with the Regional Solid Waste Management Plan.

2) The effect that the proposed facility would have on the cost of solid waste disposal and recycling services for the citizens of the Metro region.

3) Whether the proposed facility would adversely affect the health, safety and welfare of Metro's residents.

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4) Whether the proposed facility would adversely affect nearby residents, property owners or the existing character or expected future development of the surrounding neighborhood.

5) The compliance history of the applicant and whether the applicant will comply with all of the requirements and standards of Metro Code Chapter 5.01, and other applicable local, state, and federal laws rules, regulations, ordinances, orders, and permits pertaining in any manner to the proposed franchise.

Part 3 response is attached.

PUBLIC NOTICE AND CONFIDENTIAL INFORMATION

This application and all of the supporting documentation for the proposed solid waste facility is subject to Metro's public notice procedures. Metro will notify and provide the public with an opportunity to review and comment on the proposed application. The public notice may include, but is not limited to, posting the complete application on Metro's website.

The applicant may identify as confidential any reports, books, records, maps, plans, income tax returns, financial statements, contracts and other similar written materials of the applicant that are directly related to the proposed application and that are submitted to or reviewed by Metro. The applicant must prominently mark any information that it claims confidential with the mark "CONFIDENTIAL" before submitting the information to Metro. Subject to the limitations and requirements of ORS Chapter 192 (public records law) and other applicable laws, Metro will treat as confidential any information so marked and will make a good faith effort to not disclose that information unless Metro's refusal to disclose the information would be contrary to applicable Oregon law.

Within five days of Metro's receipt of a request for disclosure of information identified by the applicant (or franchisee) as confidential, Metro will provide the applicant (or franchisee) written notice of the request. The applicant (or franchisee) will have three days within which time to respond in writing to the request before Metro determines, at its sole discretion, whether to disclose any requested information. The applicant (or franchisee) must pay any costs incurred by Metro as a result of Metro's efforts to remove or redact any confidential information from documents that Metro produces in response to a public records request. These conditions do not limit the use of any information submitted to or reviewed by Metro for regulatory purposes or in any enforcement proceeding. In addition, Metro may share any confidential information with representatives of other governmental agencies provided that, consistent with Oregon law, those representatives agree to continue to treat the information as confidential and make good faith efforts to not disclose the information.

APPLICANT CERTIFICATION:

An authorized agent of the applicant must sign this application. Metro will not accept an application without a signature.

Facility Franchise Application

Metro
600 NE Grand Ave.
Portland, OR 97232
503-797-1835

I certify that the information contained in this application is true and correct to the best of my knowledge. I agree to notify Metro within 10 days of any change in the information submitted as a part of this application.

SIGNATURE OF AUTHORIZED AGENT _____

TITLE General Manager

PRINT NAME Matt Miller

DATE 9/13/2016 PHONE 503-665-2424

EMAIL matt@gss-nw.com

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