

# Memo



**Metro**

600 NE Grand Ave.  
Portland, OR 97232-2736

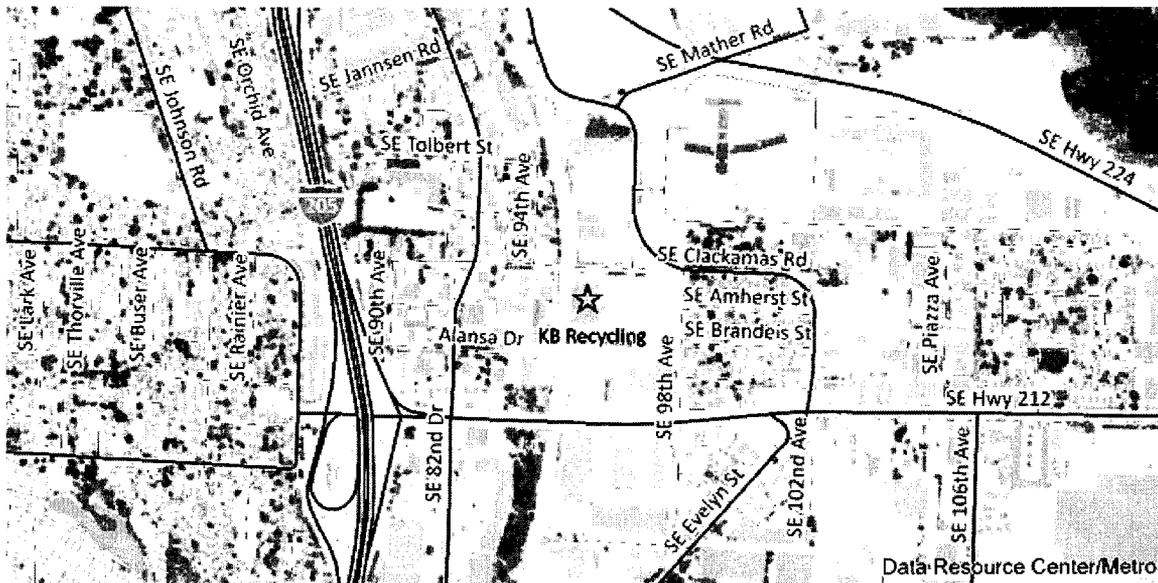
DATE: June 26, 2017

TO: Roy W. Brower, Solid Waste Information Compliance and Cleanup Director

FROM: Hila Ritter, Solid Waste Authorization Coordinator *HR*

RE: Renewed Solid Waste Facility License No. L-007-17 for K.B. Recycling, Inc.

Attached for your signature is renewed Solid Waste Facility License No. L-007-17 for K.B. Recycling, Inc. (KB), a material recovery facility located at 9602 SE Clackamas Road in Clackamas (Metro District 2). This memo provides background information on the applicant's request and recommends that Metro issue a renewed license to KB.



## OVERVIEW

KB is a Metro-licensed material recovery facility that accepts mixed non-putrescible waste for the purpose of resource recovery. The facility also accepts and processes source-separated recyclable materials. KB is owned and operated by K.B. Recycling, Inc., which is headquartered in Canby, Oregon. KB has operated under a Metro license at the above-mentioned location since 2002. The facility currently holds a Metro license<sup>1</sup> that will expire on June 30, 2017. On February 22, 2017, KB submitted to Metro an application requesting that Metro renew its existing solid waste facility license. The applicant did not request any new authorizations.

Under Metro Code Section 5.01.110, the proposed license renewal is to be approved or denied by the Chief Operating Officer (COO). On July 1, 2015, the COO delegated to the Solid Waste Compliance and

<sup>1</sup> Metro Solid Waste Facility License No. L-007-12

Cleanup Director (the Director) authority to carry out the COO's responsibilities under Metro Code Chapter 5.01 for approving or denying a solid waste facility license renewal. As such, the Director is authorized to approve this proposed license.

#### **PUBLIC NOTICE AND OPPORTUNITY TO COMMENT**

On April 14, 2017, Metro issued notice of the proposed license renewal application and provided the public with an opportunity to submit comments. The public comment period was open for 30 days and ended on May 15, 2017.

Public notice was mailed to about 320 property owners and residents located approximately one quarter of a mile from the facility, posted on the Metro web site, and e-mailed to a standard list of stakeholders that have a general interest in solid waste issues.

Metro did not receive any comments regarding the application or the proposed renewal.

#### **METRO CODE RENEWAL CRITERIA**

Metro Code Section 5.01.110(b) states that:

*A licensee must request a renewal license not less 120 days before the license's expiration date.*

On February 22, 2017, KB filed a complete application for renewal of its existing license accompanied by payment of an application fee of \$300. The license renewal application submitted by KB included a description of its operation and the solid waste it accepts. The proposed license would replace the current license that is set to expire on June 30, 2017, and it continues the same authorization that KB has held since 2002. The applicant has not requested any new authorizations.

Metro Code Section 5.01.110(d) states that:

*The Chief Operating Officer must approve a solid waste facility license renewal unless the Chief Operating Officer determines that the proposed renewal is not in the public interest.  
The Chief Operating Officer may attach conditions to any renewed License.*

Metro has conducted 30 inspections of KB during the term of its current license. During that time, KB has had one instance of noncompliance with Metro requirements. On June 18, 2013, Metro issued a Noncompliance Advisory Letter (No. NAL-341-13) to the facility for allowing waste to be tipped outside of a building and failing to keep mixed waste separate from source separated materials. The matter has since been resolved and the facility is currently in compliance with its license.

Metro has not received any complaints or been notified of any concerns regarding the facility during the last five years. Oregon Department of Environmental Quality (DEQ) and Clackamas County have also reported to staff that they have not received any complaints about the facility during that time.

With the exception of the above-mentioned compliance issue, the facility has had a good compliance history during the term of its current license. Staff finds that KB plays an important role in the region's solid waste recovery efforts and it is in the public interest to renew KB's license.

#### **STAFF RECOMMENDATION**

Staff recommends the approval and issuance of Solid Waste Facility License No. L-007-17 to renew KB's authority to accept and process mixed non-putrescible waste for the purpose of material recovery. The proposed license carries forward the same authorizations as the current license. The proposed license commences on July 1, 2017, and expires on June 30, 2022. A copy of the license is attached for your signature.

Attachment  
HR  
Queue