



Solid Waste Facility License Application

Application packet for a new license, license renewal, change of authorization request or change in ownership for facilities that:

- Process non-putrescible (dry) waste
- Reload solid waste
- Compost or reload yard debris
- Process source separated recyclable materials

Issued January 2022

oregonmetro.gov

Metro
Waste Prevention and Environmental Services
600 NE Grand Ave.
Portland, OR 97232-2736
SWICC@oregonmetro.gov

Solid Waste Facility License Application



Metro

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

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

Metro staff will generally 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 License

An applicant seeking a new Metro Solid Waste Facility License must first attend a pre-application conference before submitting an application. 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 application forms and drafting responses before the conference. To schedule a pre-application conference, contact Joanna Dyer, Metro's Solid Waste Authorization Coordinator at 971-401-0976 or via email at SWICC@oregonmetro.gov.

After completing the pre-application conference, an applicant seeking a new license must submit to Metro a completed *Solid Waste Facility License Application* form and provide all additional information as required. Metro will generally approve or deny a new license within 180 days after Metro deems the application to be complete. The fee for filing a license application is \$300. See Metro Code Chapter 5.01 for more information regarding the issuance of a license.

Renewal of an Existing License

An applicant seeking to renew an existing license without substantive changes to the current authorization must submit a completed *Solid Waste Facility License Application* form and provide all additional information as required, unless Metro staff directs otherwise. License renewal applications must be submitted not less than 120 days before the current license expires. If a licensee fails to submit a timely renewal application, the licensee's authority to operate may lapse. Additionally, Metro is not obligated to renew a license earlier than the expiration date of the existing license even if the licensee files a renewal application more than 120 days before the existing license expires. The fee for filing a license renewal application is \$300. See Metro Code Chapter 5.01 for more information regarding the renewal of licenses.

Change of Authorization to an Existing License

An applicant seeking a change of authorization for an existing license (other than renewal) must submit to Metro a completed *Solid Waste Facility License 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 licenses. 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 License

An applicant seeking to transfer ownership or control of an existing license must submit to Metro a completed *Solid Waste Facility License Application* form and provide all additional information as required, unless Metro staff directs otherwise. See Metro Code Chapter 5.01 for more information regarding requirements for the transfer of ownership for a licensed facility.

Solid Waste Facility License Application



INSTRUCTIONS

1. Complete all applicable parts of application.
2. Review confidentiality section and sign last page of application.
3. Attach required documents. *(If submitting printed copies, please print double-sided.)*
4. Submit application, attachments and application fee using one of the following methods:

For Metro Use Only	
Date received:	02/23/2024
Date deemed complete by Metro	4/3/2024

- a. **Online:**
 - Email the completed application to SWICC@oregonmetro.gov. Contact Joanna Dyer for assistance with large files (contact information below).
 - Call Metro’s Accounts Receivable at 503-797-1620 to pay the application fee by credit card.
- b. **By Mail:** Mail the completed application and a check for the application fee to:

Metro
 Waste Prevention and Environmental Services
 Attn: Joanna Dyer
 600 NE Grand Avenue
 Portland, OR 97232-2736

Questions? Contact Joanna Dyer, Metro’s Solid Waste Authorization Coordinator, at 971-401-0976 or joanna.dyer@oregonmetro.gov.

PART 1 – Standard License Application Information

1. Applicant (Licensee)	
Facility Name:	EFI Recycling Inc
Company Name:	Environmental Fibers International, Inc
Facility Street Address, City, State, Zip:	4325 N Commerce St, Portland, Oregon 97217
Facility Mailing Address, City, State, Zip:	4325 N Commerce St, Portland, Oregon 97217
Contact Person & Title:	Mark Samuel – Director of Operations
Phone Number:	971-244-4455
E-mail Address:	marks@efirecycling.com

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2. Type of Application (please check one)		
<input type="checkbox"/>	New license <i>Date of Pre-Application Conference: _____</i>	<i>Current Metro Solid Waste Facility License Number:</i> L-15-19
<input checked="" type="checkbox"/>	Renewal of an existing license	
<input type="checkbox"/>	Change of authorization to an existing license (other than a renewal) <i>Please describe the proposed change below in Section 4.</i>	
<input type="checkbox"/>	Transfer of ownership or control of an existing license	

3. Type of facility (please check one)	
<input type="checkbox"/>	Non-putrescible (dry) waste material recovery facility
<input checked="" type="checkbox"/>	Source-separated recyclable material recovery facility
<input type="checkbox"/>	Source-separated food waste reload facility
<input type="checkbox"/>	Yard debris reload facility
<input type="checkbox"/>	Yard debris composting facility
<input type="checkbox"/>	Other solid waste reload or processing facility

<p>4. If seeking a change of authorization to an existing license, please explain the proposed change below (attach additional pages if necessary). Complete all remaining sections of this form as they pertain to the request.</p>

5. Applicant's Owner or Parent Company (Provide information for all owners and corporate structure if applicable)	
Company Name:	Steve Jenkins / Scott Jenkins
Mailing Address, City, State, Zip:	4325 N Commerce St. Portland, Oregon 97217
Contact Person & Title:	Mark Samuel
Phone Number:	971-244-4455
E-mail Address:	marks@efirecycling.com

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6. Site Operator (if different from Applicant)	
Company Name:	Same as Applicant
Mailing Address, City, State, Zip:	
Contact Person & Title:	
Phone Number:	
E-mail Address:	

7. Site Description			
Tax Lot(s):1400	Section:20	Township:1N	Range:1E

8. Land Use		
Present Land Use Zone:	IG2i	
Is proposed use permitted outright?	<input checked="" type="checkbox"/> Yes If yes, attach a copy of the <i>Land Use Compatibility Statement</i> (See Attachment D).	<input type="checkbox"/> No
Is a conditional use permit necessary for the facility?	<input type="checkbox"/> Yes If yes, attach a copy of the <i>Conditional Use Permit</i> (See Attachment F)	<input checked="" type="checkbox"/> No
Are there any land use issues presently pending with the site?	<input type="checkbox"/> Yes If yes, please explain the land use issues below.	<input checked="" type="checkbox"/> No
Description of the pending land use issues identified above:	NA	
Are any permits required from the Oregon Department of Environmental Quality (DEQ)?	<input type="checkbox"/> Yes If yes, please list all DEQ permits below and attach copies with this application (see Attachment F).	<input checked="" type="checkbox"/> No
Listing of all required DEQ permits:		
Are any other local permits or building codes required?	<input type="checkbox"/> Yes If yes, please list all other required permits below and attach copies with this application (see Attachment F).	<input checked="" type="checkbox"/> No

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Listing of other required permits:	
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9. Land Owner	
Is the applicant the sole owner of the property on which the facility is located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, please complete this section with additional pages if necessary and attach a completed <i>Property Use Consent Form</i> (see Attachment E).
Property Owner:	Steve Jenkins / Scott Jenkins
Mailing Address, City, State, Zip:	4325 N Commerce St, Portland, Oregon 97217
Phone Number:	503-737-2100
E-mail Address:	scottj@efirecycling.com

10. Public/Commercial Operations		
Will the facility be open to the public (e.g., non-commercial self-haul customers)?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Will the facility be open to non-affiliated commercial solid waste collectors?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Will the facility accept waste from outside the boundary of Metro?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

11. Operating Hours and Traffic Volume			
	Public (non-commercial self-haul)	Commercial Affiliated	Commercial Non-Affiliated
Operating Hours	NA	4 AM to 8 PM	24/7
Customer Hours (if different)	NA	7 AM to 4 PM	7 AM to 4 PM
Estimated Vehicles Per Day	NA	15-20	40-50

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12. Inbound Waste/Feedstock by Type

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

Waste/Feedstock Type	Accepted at Facility	Expected Annual Tonnage Amount	Type of Activity to be Performed on Waste	Expected Tip Fee (per Ton)	Estimate the maximum and typical lengths of time required to process each day's receipt of each waste/feedstock type
Source-Separated Wood:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Source-Separated Yard Debris:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Source-Separated Yard Debris Combined with Residential Food Waste:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Source-Separated Commercial and Other Food Waste:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Inerts (e.g., rock, concrete, etc.):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Non-Putrescible (dry) Waste:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Source-Separated Recyclables:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	60K to 75k	Sort/Bale	Market Driven	Normally processed same day – Otherwise baled and stored to process later.
Special Wastes (please specify):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Petroleum Contaminated Soil:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Putrescible (wet) waste:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Other Waste/Feedstocks (please specify):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Other Waste/Feedstocks (please specify):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				

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13. Inbound Waste/Feedstock by Generator

Identify the generator type and the expected annual tonnage of waste/feedstock that the facility will receive and recover from each type. Add additional rows if necessary.

Generator Type*	Tons Received**	Tons Recovered**	Tons Residual**
Residential Commingled	39k – 45k	35k – 40k	10% est. 3.9k to 4.5k
Commercial Commingled	19k – 22k	17k – 19k	10% est. 1.9k to 2.2k
TOTAL TONS:	60 – 75k	54 – 67k	6 to 7.5k

* Example: commercial, residential, self-haul, etc.

** Tons received = tons recovered + tons residual

14. Outbound Waste and Materials

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

Destination Site (Name and address)	Waste/ Material Type	Expected Annual Tonnage	Purpose Of Delivery*
Export Markets	Paper Products	24k	Recycling
NW Paper Mills	Paper Products	35k	Recycling
Domestic Markets	Non-Fiber	2k	Recycling
Export Markets	Non-Fiber	1.5k	Recycling
Metro Approved Facilities	Residuals / garbage	3-4k	Disposal

*Example: disposal, recovery, land reclamation, beneficial use, etc.

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15. Subcontractors

Provide the name, address and function of all subcontractors involved in the facility operations, if applicable (this does not include janitorial staff):

Name	Address	Function
N/A		

PART 2 – Standard Attachments to License Application

New License, License Renewal and Change of Authorization

- The applicant must provide a current version of all of the following attachments with each application unless otherwise directed by Metro.
- The applicant must clearly label each attachment submitted as part of the application. A description of each attachment is provided in Appendix A.

Check if included	Attachment
<input checked="" type="checkbox"/>	Attachment A: Site Plan (Documents 3 and 4)
<input checked="" type="checkbox"/>	Attachment B: Operating Plan
<input type="checkbox"/>	Attachment C: Proof of Insurance
<input checked="" type="checkbox"/>	Attachment D: Land Use Compatibility Statement (LUCS)
<input type="checkbox"/>	Attachment E: Property Use Consent Form (This form is not necessary if the property is solely owed by the applicant)
<input checked="" type="checkbox"/>	Attachment F: Required Permits – copy of current permit
<input type="checkbox"/>	Attachment G: Facility Design Plan (NEW CONSTRUCTION ONLY)



PUBLIC NOTICE AND CONFIDENTIAL INFORMATION

- This application and all of the supporting documentation that the applicant provides 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.
- 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.

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

Date 2-23-24

Print name Mark Samuel

Title Director of Operations

Email marks@efirecycling.com

Phone 971-244-4455

Document 3 - EFI Facility Mult. Tax Lot Map

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EFI Facility Mult. Tax Lot Map

PN2016-010

28884

29066

20944

5300-5350 W/
5300-5350

62733

60030

5405

N LAGOON AVE

PN2004-008

23896

23715

28576

EFI Recycling

56596

05586

23397

PN2006-193

PN1995-139

65054

PN1994-175

PN2003-038

5225

5225 W/
5225

61669

N COMMERC ST

5161 W/
5161

5161

N LAGOON AVE

23897

PN2004-145

58314

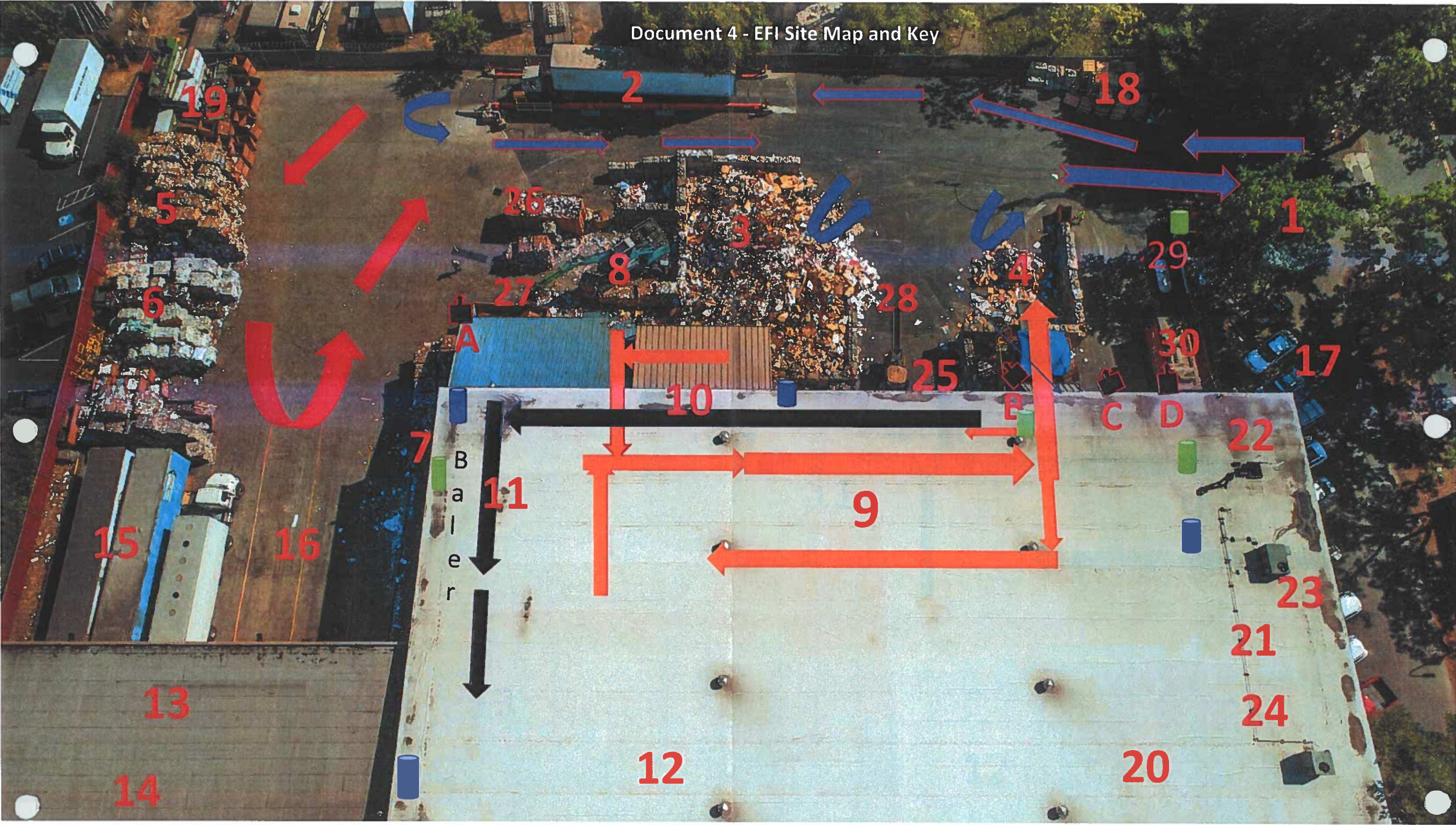
23406

25459

18385

N CHA

Document 4 - EFI Site Map and Key



Document 4 - EFI Site Map and Key
Site map key

Vehicle Flow



All vehicles



Loose loads



Trailer – Delivery & Pick-up

Material Flow



Sort line



Baler feed & baler



Exterior cameras

- 1) Truck entrance & Exit
- 2) Scale
- 3) Loose Commingle receiving area
- 4) Loose OCC Receiving area
- 5) Short-term bale storage
- 6) Bale staging for shipping
- 7) OCC bale storage
- 8) Outside sort line feed
- 9) Sort line
- 10) Baler feed
- 11) Baler
- 12) Material storage (loose & baled)
- 13) Loading dock
- 14) Loading dock Bale storage
- 15) Trailers used for Bin storage
- 16) Trailer staging
- 17) Parking
- 18) Pallet Storage
- 19) Equipment storage
- 20) Maintenance area

- 21) Riser room sprinkler system
- 22) Scale Master
- 23) General Office
- 24) Employee break room
- 25) Baler feed access
- 26) Drop box for containers
- 27) Drop box for garbage
- 28) Loader operator (spotter)
- 29) Propane Tank
- 30) Storage Container



Cameras

A) Scale

B) Commingle receiving area

C) OCC Receiving area

D) Facility Entrance



Fire Hoses (Fire System)



Water faucets

**EFI Recycling
4325 N. Commerce St. Portland, OR. 97217
Metro SSR Facility License Application**

Included Documents

Document List

File Name	Description
1 EFI Part 1 Standard App Info --	Primary Application Section 1
2 EFI Metro License Primary Document	Attachments A - Site Plan, B - Design Plan, and C - Operating Plan
3 EFI Facility Mult Tax Lot	EFI Property Location
4 EFI Site Map and Key	EFI Facility layout and key
5 EFI Attachment D Insurance	Required Insurance Documentation
6 EFI App 18-186158-LUCS	City of Portland Application for LUCS
6A EFI LUCS City Additional Request	Portland request for copy of Metro App.
7 EFI Property Use Consent Signed	Property owner consent to current use
8 EFI DEQ Storm water permit 2017-2022	DEQ Storm Water Permit
9 EFI Fire Annual 11.7.17	Current Fire Sprinkler Inspection Report

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Attachments: A Site Plan and B Facility Design Plan
Requirements

(A1) The location of the facility on a tax lot map. See Attachment 3 Mult Tax Map

(A2) Boundaries of the facility and property including all tax lots.

The two-acre site is located at 4325 N Commerce Street in Portland, Oregon. The approximate site latitude and longitude are N 45° 36' 32" and W 122° 46' 03", respectively. The legal description is R1E, T1N, S20, Willamette Meridian. The site is located in Multnomah County.

(B1) All solid waste facility license applicants must submit a written description of the following:

a) **Facility, building and equipment overview.** Attached map

Materials Received

EFI receives and the following source separated recyclable materials: Various grades of recyclable papers, primarily made up of cardboard and office papers; source separated commercial, and residential commingled recyclables; a small volume of source separated plastics and incidental levels of source separated metals.

Facility Capacity

The capacity of the facility is approximately 85,000 tons per year based on current equipment, hours of production, holding capacity, available on and off-site storage and marketability of products.

Facility

EFI Recycling, Inc. was established at its' current 2-acre location in a heavy industrial area on Swan Island in 2001 for the purpose of receiving, sorting, baling and marketing source separated recyclable paper products. The warehouse on-site is approximately 26,000 square feet with an attached 6-bay loading dock of approximately 2,800 square feet. The entire work area within the fenced yard is paved. All receiving, processing and loading of material for market or disposal are done within the building, loading dock or fence enclosed yard.

All rain water from within the fenced area of the facility is collected, filtered and dispersed in the bioswale located along the exterior of the building running the full length of the building running parallel to Channel. The rain water collected from the roof of the building is also diverted to the bioswale. EFI holds a stormwater permit with DEQ. The permit is attached.

Other than trailers at the loading dock and drop boxes actively used for containing materials, no rolling stock or trucks are stored or parked at the facility on a regular basis. Employee and visitor parking is in a designated area outside the fence area near the office and there is additional employee parking in leased spaces from the adjacent neighboring business.

Additional Facilities for Staging and Off-Loading

Additional trailers are stored and staged at 5036 N. Lagoon, Portland, OR. This facility is solely used for staging of trailers to be off-loaded, loaded or moved to market. All trucks operated by EFI are serviced off site by a third party.

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Building - Offices

Within the building structure there is an additional 3,000 square feet of offices that house the management and staff of EFI Recycling. There are additional restrooms for employees and visitors within the office area. Operations in the warehouse may be observed from the upstairs offices as well as the maintenance office on the main floor. There is a door from the office on the main floor that allows direct access to the warehouse.

The scale-master is located in the office area near the enclosed yard. There is a door located in the scale-master office for driver and employee access to and from the enclosed yard as well as the employee parking lot. The building and loading dock are fully sprinklered and the system is inspected as per code. (Attached document 11).

Building Warehouse

Within the warehouse there is a breakroom and restroom for the employees as well as a maintenance area for equipment repair.

EFI receives all loose loads of source separated recyclables in designated areas in the fenced yard. Baled and otherwise contained loads of recyclables are off-loaded at the loading dock.

EFI receives commercial, residential and industrial source-separated recyclables. The loads are delivered by EFI operated trucks, licensed refuse haulers and on a very limited basis established commercial self-haul trucks. EFI does not receive material delivered by the general public.

Other than trailers at the loading dock and drop boxes actively used for containing materials, no rolling stock or trucks are stored or parked at the facility on a regular basis. Additional trailers are stored and staged at 5036 N. Lagoon, Portland, OR . This facility is solely used for staging of trailers to be off-loaded, loaded or moved to market. All trucks operated by EFI are serviced off site by a third party.

b) Facility design and technology.

See attachment 4 Site Map and section C) below.

c) Buildings and major equipment (existing and proposed).

Covered in section B1a above.

The facility consists of a single building of approximately 26,000 square feet and a 6-bay attached and covered loading dock. EFI operates 2 loaders, excavators (with specific attachments to handle recyclables) and several fork lifts. EFI operates a sort system for the purpose of separating commercial commingled recyclables. EFI operates a baler that has a capacity in excess of 6,500 tons per month.

d) Construction timeline (as applicable). N/A

e) Types of wastes to be processed.

EFI only accepts source separated recyclable materials.

Specifically, Commingled recyclables; separated OCC; various grades of papers; plastics and incidental volumes of metals collected by EFI trucks as well as license refuse haulers primarily from the Metro region.

f) Residuals management.

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Residuals from our process are either: 1) pulled out at the point of delivery and placed in a bin or drop box; 2) hand pulled from the sort line, dropped into a bunker below and baled, then placed into a drop box; or 3) removed through the screens in our sort system, baled and placed in a drop box. The residuals drop box is normally located near the feed to the sort line. The residuals drop box is transported to an approved Metro facility that is allowed to accept the contents of the drop box, or baled and shipped directly to a licensed landfill.

(1) All buildings on the property (existing and proposed) and other pertinent information with respect to the operation of the facility, to include: See Attachment 4 EFI Site Map and Key. Attachment 4 includes the items listed below as well as identifies the areas for load checking, receiving tipping, mixing, processing, reloading, storage for materials, water for fire suppression, traffic flow, equipment layout

- a) scale and scale house location
- b) fencing and gates
- c) access roads
- d) paved areas
- e) vegetative buffer zones and berms
- f) sorting line and other major materials recovery equipment

(2) All exterior stockpile footprints, material types stored outside, and the maximum height of each exterior material stockpile.

See Attached 4 Site Map; The following materials are stored outside for short periods of time: OCC; plastics and other non-degradable materials; during the dry times of the year other paper baled paper products may be staged in the yard for shipment the same day. Maximum bale height is 4 bales; the loose OCC pile is not to exceed the height of the post sort belt; the loose commingle pile is not to exceed the roof height of the lowest protruding cover near the commingle pile.

(3) Identify water sources for fire suppression.

See Attachment 4 Site Map

The warehouse and loading dock are fully sprinklered and inspected per code. The water source is the City of Portland. The riser room location is specified on the attached map. There are 3 fire hoses within the facility that are connected to the fire suppression system. There are additional retractable water hoses throughout the sort line that are connected to the primary water (independent of the fire system). There is an additional water hose near the baler and outside near the material receiving area and facility entrance.

(4) Identify on-site traffic flow patterns.

See attachment 4 Site Map

(5) 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.**

EFI will add additional signage as required by Metro prior to January 1, 2019. EFI will present staff with proofs of the art work for signage prior to placing the order for the signs.

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- (6) **All receiving, processing, reload and storage areas, as applicable, for solid waste, source-separated recyclable materials, recovered materials, product/by-products, waste residuals, exterior stockpiles, hazardous waste, and other materials.**
See attachment 4 Site Map.
- (7) **Load checking areas (as applicable)..**
Loads are checked in the tipping areas or at the loading dock as designated on the attached facility map. The loads are primarily checked by either the loader operator, facility cleaner, supervisor, however in the event there is a significant issue a manager is involved in decision making regarding the load. Cameras are aimed at the loose receiving areas and record when motion is detected in the area. Cameras operate 24/7. Camera positions are identified on attached map. Loads are received in the distinct areas identified on the attached map: 4) OCC tipping area; 3) Commingle pile; 13) Loading dock
- (8) **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.**
Contaminated or prohibited waste such as putrescible waste, dry waste, wood waste... that is acceptable for disposal at Metro approved facilities is immediately removed from the tipping area placed in a residual drop box (27) for storage and transportation and normally removed from the facility the same day as received. If material is received late in the day the residual will be hauled the following day. Other wastes (liquids, batteries, e-waste, oils) are stored in in a large walk-in container (30) until they can be transported to the appropriate facility.
- (9) **The location of all commercial and residential structures within a one-mile radius of the facility, identified on a map or aerial photograph.**
See: Document 3 Multnomah County Map

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5.01-1120 Facility Operating Requirements

Facility Operating Plan

Overview

EFI Recycling was established in 2001 by the Jenkins family and remains under the ownership and management of the Jenkins' family. The facility is located at 4325 N. Columbia Blvd. in Portland, OR. in a heavy industrial zone on Swan Island. The facility is well-situated to accept source separated loads of various recyclable paper products, small volumes of source separated recyclable plastics, a limited amount of metals and a significant amount of source separated commingled recyclables. These materials are delivered by EFI trucks as well as licensed refuse / recycling haulers that collect this material primarily from businesses in Portland and the surrounding four county area. EFI only accept source separated recyclables and does **NOT** accept any loads of wet or dry solid waste. EFI does not accept loads from the general public and accepts a very limited number of self-haul loads from local businesses. EFI generally operates 24 hours per day 5-6 days a week.

License requirements related to Facility Operations

- 1. Prevent Contamination and Degradation. A licensee must protect source-separated recyclables from contamination from other solid wastes and not allow source-separated recyclables to degrade due to exposure to elements including sun, wind or rain.**

EFI receives all loose loads of source separated recyclables within the fenced area of the facility. EFI does not intentionally receive any materials others than those previously stated. Nearly all loads delivered to EFI are by either collection vehicles (van trucks, roll-off trucks) or by licensed refuse / recycling haulers. Our customer base is very steady as are the vast majority of loads they deliver. In the event a new load arrives at the facility, it is identified by the scale-master and either a manager or supervisor verifies that the load meets acceptable quality specifications. In the event it does not, the driver and the company contact is notified and the load will not be accepted in the future unless it is again inspected and meets the agreed specifications. Any contamination received within a load that may degrade the material is immediately removed from the tipping area and placed in the residual drop box. All loose materials are either processed the same day as received or baled and stored for processing at a later time. In the event of extreme weather, material is baled when received and bales are broken with-in the facility and fed onto the sort line.

- 2. Residuals. A licensee must keep all processing residual separate from source-separated recyclable materials.**

Residuals from our process are either: 1) pulled out at the point of delivery and placed in a bin or drop box; 2) hand pulled from the sort line, dropped into a bunker below and baled, then placed into a drop box; or 3) removed through the screens in our sort system, baled and placed in a drop box. The residuals drop box is normally located near the feed to the sort line. The residuals drop box is transported to an approved Metro facility that is allowed to accept the contents of the drop box, or transported to landfill.

- 3. No disposal. A licensee may not transfer source-separated recyclable materials to a disposal site unless allowed by Metro. This rule does not apply to the disposal of materials that are considered**

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contaminants by the facility operator or to materials that do not meet curbside program specifications.

EFI does not dispose of properly prepared source separated program recyclables (other than the contaminants contained within the loads and the materials that may no longer be recyclable due to the contamination) without the written consent of Metro. In the event EFI is unable to market properly prepared program materials, EFI will notify Metro and DEQ and request a concurrence. In addition to the materials listed above, EFI works with various suppliers to recycle various papers and plastics that are not a part of state, regional or local recycling collection programs. The markets for these materials may come and go. In the event we have collected this material for the purpose of recycling and the market abruptly ends, we notify the supplier of the situation and give the supplier the opportunity to take back possession of the material or ask for written permission from the customer to dispose of the material. We notify the disposal site regarding the nature of the material so that it is understood we are not disposing of program materials and that the supplier is aware we are disposing of it. This “non-program” material does not require a concurrence by DEQ previous to disposal.

4. Tipping and Reloading Materials. A licensee must tip and reload source-separated recyclables on an impervious surface. Tipping and reloading may occur outside on an impervious surface so long as the licensee moves the materials inside a roofed building that is enclosed on three sides. This must occur within 12 hours of tipping or by end of the business day except as permitted in subsection (6).

All Commingle and OCC is received within the fenced, paved yard of EFI. All loose OCC delivered is baled the same day as received. Under normal conditions, all loose commingled material received is processed during the same day that it is received. If circumstances do not allow for all of the commingled material to be processed, the commingled material is baled and stored for processing at a later time. In the event of extreme weather, the loose material received is baled within a short time of delivery. The bales of commingle are broken and fed to the sort line by the interior sort feed.

5. Material Storage. A licensee must store source-separated recyclable material on an impervious surface within a covered building that is enclosed on three sides except as permitted in subsection (6).

With the exception of OCC and non-fiber bales all other paper bales are stored within the building, under cover of the loading dock or in storage trailers until such time they can be shipped to market. During dry weather, paper bales may be staged in the yard for shipment the same day. In the event of heavy rain, the storage of OCC bales in the yard is limited and trailer storage is utilized. EFI owns several 48’ to 53’ trailers for the purpose of storing product in the event the facility storage is at capacity. These trailers are stored at the yard. The yard is located at 5036 N. Lagoon, Portland, OR. As mentioned earlier, the Lagoon yard is solely used for the purpose of staging and storing trailers, with and without product. EFI trucks are serviced and washed at a third party service facility.

6. Outdoor Material Storage. A licensee must manage, contain and remove processed materials and solid

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waste at sufficient frequency to avoid material degradation, nuisance conditions, vector or bird attraction or harborage, or safety hazards. The following conditions apply to outdoor storage of source-separated or recovered recyclables:

- a. **The licensee may store such materials outside of a roofed building if the storage complies with local and state fire codes and meets at least one of the following conditions:**
 1. **The material is stored within an enclosed shipping container, enclosed vehicle, securely covered drop box (roll off container), compactor, or other similar secure portable storage container;**
 2. **The material is stored on an impervious surface and securely covered in order to be protected from wind and precipitation; or**
 3. **The material is stored in a manner that prevents material degradation, vectors, litter, odors, fires, or other conditions that may threaten the environment or quality of the material. Metro may require the licensee to modify outdoor storage practices to avoid nuisances, or health, safety, or environmental problems.**
- b. **Exterior stockpiles must be positioned within the footprints of exterior storage areas identified on the facility site plan.**

See attachment 4 Site Map.
- c. **Materials may not be stockpiled for longer than 180 days. Metro may grant a variance to the 180 day limit if: (i) there is a demonstrated need for an exception, and (ii) the stockpiles will not create a nuisance or a health, safety or environmental problem.**

EFI complies with the rules regarding Outdoor Material Storage. Storage of materials is described throughout this document as well as in Attachment 4 Site Map.

7. **Vehicle Maintenance. A licensee must maintain and operate all vehicles and devices transferring or transporting source-separated recyclables from the facility in a manner that prevents leaking, spilling or blowing of materials on-site or while in transit.**

All loads received by EFI are required to be tarped or enclosed in sealed containers. This is also true of loads shipped from the facility. The yard cleaners and operators are particularly aware of loads that are not appropriately contained or if equipment is leaking or dripping. Cleaners and operators are instructed to make their supervisor aware in the event they observe. The cleaners and when necessary, the operators are responsible for keeping the facility as well as the streets of Lagoon, Commerce and Channel free of debris and spills within a six-block distance of EFI referred to as the "short loop." In the event that debris is observed on these same streets further from the facility by management or others, the cleaner is sent out to pick up the debris on the "long loop." The cleaners are required to pick up **all** debris observed on the street as well as within a reasonable distance from either side of the street.

8. **Impervious Surface Maintenance. A licensee must maintain and operate all access roads, and all receiving, processing, storage, and reload areas in such a manner as to minimize and mitigate dust, airborne debris, and litter from being generated on-site.**

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All employees in the yard and warehouse are responsible for various levels of maintaining a clean and organized facility. Each has their area of responsibilities related to house-keeping. In addition EFI employs 2 “cleaners”. The cleaners are responsible for the detail cleaning of the facility including the yard, warehouse, and the roads used to access and leave the facility. The cleaners primarily utilize various sizes of blowers to control the debris that the loader operators are unable to move with their equipment. One cleaner starts with the first shift. The second starts halfway through the first shift and works half way through the second shift. During the overlap of the cleaners, one cleaner is focused inside the facility while the other is focused on the yard and, streets and neighboring properties if and when needed. This overlap time is when the facility has the most activity of deliveries and exchange of trailers.

Addressed in Attachment B Site Plan: 2b and Attachment 4 Site Map)

9. **Facility Capacity.** A licensee may not exceed its designed operational capacity. If a licensee reaches operational capacity, the licensee may not accept additional loads of source-separated recyclables for processing.

EFI recently upgraded sort equipment and baler utilized by the facility. The estimated capacity of the facility is 85,000 tons per year.

10. **Controlling Dust and Litter.** A licensee must minimize and mitigate dust generation, airborne debris and litter, and must prevent their migration beyond property boundaries.

Paper dust is an accumulative issue for SSR facilities such as EFI and normally occurs during the sorting and baling process within the building. EFI controls the dust from this process through continuous cleaning of the facility. The areas within the building that are hard to reach are cleaned utilizing ladders or a high-lift during the graveyard shift.

EFI receives all loose OCC and commingle loads within the fenced yard of the facility near the building. The OCC is baled throughout the day. During the dry months of the year a sprinkler system wets the loose OCC which helps prevent the material from blowing away from the pile.

On dry and/or windy days EFI operates a sprinkler near the entrance gate to control loose paper from blowing out of the yard onto the street or into neighbors’ properties. In the event the wind is more excessive the yard cleaner will spray the pile down or run additional sprinklers. During all hours of processing material, there is at least one cleaner working at the facility. During that eight-hour period, one cleaner’s sole responsibility is maintaining the cleanliness of the yard and periodically performing litter control as needed in the neighbors’ facilities and on the main streets that run to and from the EFI facility for a distance of at least six blocks to and from EFI. This also helps to deal with debris that may have fallen from trucks delivering or picking up materials from EFI.

11. **Covered Loads.** A licensee must take reasonable steps, including providing signage, to notify and remind persons delivering source-separated recyclables to the facility that all loads must be sufficiently covered to prevent any material from blowing off the load during transit.

All delivered and shipped loads are required to be covered or enclosed. A supplier based consists of EFI trucks and licensed refuse / recycling haulers. All suppliers are required through their hauling licenses to tarp or otherwise contain their loads as to avoid debris blowing from the vehicle or drop box as well as not allow for leaks.

12. **Fire prevention.** The licensee must provide fire prevention, protection, and control measures. This includes, but is not limited to, providing an adequate water supply for fire suppression and isolating

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potential heat sources and/or flammable materials or substances from the processing area.

All flammable materials are stored in an enclosed container stored outside the building away from all paper products. As shown on the map, fire suppression (water sources and fire extinguishers) are placed in strategic locations throughout the facility (inside and out). ALL employees are trained upon hire in emergency evacuation procedures whether for fire or other emergencies. Facility wide drills are held throughout the year, and more frequent drills are held in the operational areas. Supervisors and operators are trained in what to do in the case of small fires, significant fires, needles found on the sort line, needle sticks, minor injuries, and significant injuries. A manager is made aware in all cases.

Also Addressed in Attachment 4 Site Map:

13. Qualified Operator. The licensee must provide a qualified operator on-site during all hours of operation to carry out the function required by the license and the operating plan.

All operators are trained for their specific job duties and are trained to identify materials that are not acceptable at the facility and the appropriate methods to handle various

a. The licensee must maintain and make available to Metro for review all records related to the licensee's training of personnel to recognize, properly handle and dispose of prohibited waste.

Operators are trained in their duties upon hiring. Further, operators and cleaners are specifically trained upon hire on the appropriate methods to handle liquid spills as well as appropriate methods of handling and disposing of materials that are not acceptable at the facility. Employees are trained to understand that any material other than those describe in this document as acceptable are not acceptable and must be appropriately handled and disposed. Facility personnel, as relevant to their job duties and responsibilities, must be familiar with the relevant provisions of the license and the relevant procedures contained within the facility's operating plan.

Personnel will be trained to understand and execute their appropriate responsibilities and procedures as related to the Metro license.

b. A qualified operator must be an employee or contractor of the licensee with training and authority to reject prohibited loads and properly manage prohibited waste that is inadvertently received.

Covered above. In addition, if significant amounts of unacceptable material are found in a specific load, the employee observing the load notifies their supervisor as well as the scale-master.

EFI management has arranged with all suppliers, procedures for handling unacceptable material. In the event an unacceptable load is recognized in time, the load is rejected, and the driver takes the load to an appropriate facility. In the event the load has been dumped, the driver is made aware, pictures are taken and the contamination is removed from the load and placed in the residual drop box. The picture(s) are sent to the scale-master and the scale-master electronically attaches the pictures to the scale ticket. A price adjusted is made to the load ticket and the information is sent to the supplier. In the event the same load is a repeat offender, the load is no longer accepted until the supplier can demonstrate that appropriate corrective actions have been taken.

14. Prohibited Waste. The licensee must not knowingly receive prohibited waste, including but not limited to non-putrescible waste, putrescible waste, hazardous waste and asbestos containing waste.

These procedures are currently in place and are described throughout the application. There is no incentive for EFI to knowingly accept the materials listed above.

15. Load Checking. The licensee must visually inspect all loads it receives and reject prohibited loads upon

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discovery. If prohibited wastes are discovered after such time that the licensee cannot reject the load, the licensee must properly manage and dispose of the prohibited waste.

Loads are checked in the tipping areas or at the loading dock as designated on attachment 4 Site Map. The loads are primarily checked by either the loader operator, facility cleaner and/or supervisor. In the event there is a significant issue a manager is involved in decision making regarding the load. Cameras are aimed at the loose receiving areas and record when motion is detected in the area. Cameras operate 24/7. Camera positions are identified on the attached site map. Loads are received in the distinct areas identified on the attached map: 4) OCC tipping area; 3) Commingle pile; 13) Loading dock. All loads delivered to the loading are by EFI employees.

16. Measurement of Materials. The licensee must accurately weigh all source-separated recyclable materials when they are received, transferred to market or intra-facility, and transported from the facility. The scale used to weigh all solid waste must be licensed by the state of Oregon (Weights and Measures Act). All transactions are currently recorded as described.

17. Transaction Records and Reporting. The licensee must maintain complete and accurate transaction records on the weights and types of all solid waste including source-separated recyclable materials received, recovered, reloaded, removed or disposed from the facility. Records must include those specified in the Metro document: ((Reporting Requirements and Data Standards for Metro Solid Waste Licensees, Franchisees, and Parties to Designated Facility Agreements" and as required in the solid waste license. **All inbound and outbound materials are currently tracked as described above utilizing software specifically designed for the recycling industry.**

18. Access Control. The licensee must control access to the facility and prevent unauthorized pedestrian and vehicular traffic and illegal dumping.

The facility is fenced, monitored with motion sensitive cameras and a private security company monitors the facility during off hours. Managers have remote access to the facility cameras. The facility operates 24 hours / day, 6 days / week which helps to reduce the potential of unauthorized entry and illegal dumping.

19. Traffic Flow. The licensee must take reasonable steps to notify and remind persons delivering materials to the facility that vehicles may not park or queue on public streets or roads except under emergency conditions or as allowed by local traffic laws.

Nearly all drivers deliver material and pick material on a regular basis. When a new driver interacts with the scale-master or supervisor in the yard, the driver is made aware of the policies and procedures in regards to the use of the public street, and traffic flow patterns through the facility.

Managers, supervisors, operators and the scale master monitor the queueing of vehicles at the facility. Signage will be updated as per Metro requirements.

20. Water Protection. The licensee must provide pollution control measures to protect surface and ground waters from contamination. The licensee must operate consistent with an approved DEQ storm water management plan (or equivalent). **EFI currently holds a DEQ permit and operates within the approved storm water management plan. The facility is inspected for compliance with the Plan by the City of Portland on an annual basis.**

21. Vector Control. The licensee must operate the facility in a manner that does not attract nor is conducive to the harborage of rodents, birds, insects, or other vectors capable of transmitting, directly or indirectly, infectious diseases to humans or from one person or animal to another. If vectors are present, the licensee must implement vector control measures. **EFI employs cleaners**

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on all production shifts. An important function of the cleaners' duties is to keep areas clean and free of debris that may otherwise create an environment conducive to rodents or other vectors. Incidental amounts of materials that may draw vectors are removed as soon as possible. In addition, EFI contracts with Orkin on a bi-weekly basis to service rodent traps. In the event an increase in rodents is observed, additional measures are taken by Orkin to reduce the vectors.

- 22. Response to Nuisance Complaints.** The licensee must respond in a timely manner to all nuisance complaints (including, but not limited to, blowing debris, fugitive dust or odors, noise, litter, traffic, and vectors), and must keep a record of those complaints and any action taken to respond to the complaints, including actions to remedy the conditions that caused the complaint.

Depending on the severity of the complaint, lighter complaints are tracked in the Nuisance Complaint Section of the Significant Incident Binder. All reasonable efforts will be made to address and correct complaints as they are brought to our attention. In the event of a more serious complaint, or at the request of the complainant, the complaint will be brought to, and tracked by, the Director of Operations and be reviewed and if possible, addressed the same day. In the event the complaint is received after normal business hours, the complaint will be reviewed and addressed appropriately the following business day. All complaints will be reviewed, addressed as appropriate, and recorded in the Significant Incident binder using the Incident / Event form. The Director of Operations with the appropriate Supervisor will implement corrective actions. All complaints are reviewed by the Senior Management at the weekly Managers' meeting.

In the event of a significant complaint, the Senior Management team is immediately made aware of the complaint and appropriate action is taken. All complaints are tracked using the Event / Incident form in the Significant Incident Binder. There is a summary page in the front of the binder which is used to track complaints for current, and previous year. Each individual complaint is recorded on an Event / Incident form which tracks the detailed information regarding the complaint. The individual complaint form is tied to the summary page by date and complaint title. All detailed complaint forms will be kept in the Significant Incident binder for a minimum of one year from the time of resolution.

- 23. Noise.** The licensee must prevent noise that causes adverse off-site impacts, and to the extent necessary the licensee must meet applicable state and local regulatory standards and land-use regulations.

To date, noise has not been an issue at EFI

- 24. Odor.** The licensee must prevent odors that create off-site impacts or that are detectable off-site.

Due to the nature of the material received at the facility, with exception, the material does not create offensive odors or fugitive dust of any significance. The odors that may be created are from contamination within a load that is immediately removed from the tipping area and placed in the residual drop box. In the event that the odor is unusually offensive, the residual box will be immediately transported by an EFI roll-off truck to Metro Central and the supplier is charged for the additional hauling and tipping fees.

- 25. Signage.** The licensee must post signs at all public entrances to the facility that are easily and readily visible, and legible to users of the facility. The signs must conform to local government signage regulations and contain at least the following information:

- a. Name of the facility

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- b. Address of the facility
- c. Emergency telephone number for the facility
- d. Operating hours during which the facility is open for the receipt of authorized waste
- e. Fees and charges if applicable
- f. Metro's name and telephone number (503) 234-3000
- g. A list of authorized and prohibited wastes
- h. Directions not to queue on public roadways
- i. Vehicle/ traffic flow information or diagram
- j. Covered load requirements

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5.01-1125 Facility Operating Plan

A licensee must compile a facility operating plan.

1. **Plan Compliance.** The licensee must operate the facility in accordance with a facility operating plan approved by the COO. The operating plan must include sufficient detail to demonstrate that the licensee will comply with the Design and Operating Requirements contained in these Administrative Rules. The licensee may amend the operating plan subject to approval by the COO.
2. **Plan Maintenance.** The licensee must revise the facility operating plan as necessary to keep it current with the facility conditions, procedures, and operating practices. The licensee must submit revisions of the operating plan to the COO.
3. **Plan Access.** The licensee must maintain a copy of the facility operating plan on the facility premises and in a location where facility personnel and Metro representatives will have easy access to it.
4. **Emergency Procedures.** The facility operating plan must include procedures that the licensee will follow in case of a fire or other emergency.

5.01-1135 General Recordkeeping and Reporting

DEQ Submittals. The licensee must provide Metro with copies of all correspondence, exhibits, or documents submitted to the DEQ relating to the terms or conditions of the DEQ solid waste permit or this license within two business days of providing that information to DEQ.
(Not Applicable to EFI – EFI is not required to have a DEQ solid waste permit).

1. **Enforcement Actions Submitted to Metro.** The licensee must send to Metro, upon receipt, copies of any notice of violation or non-compliance, citation, or any other similar enforcement actions issued to licensee by any federal, state, or local government other than Metro, and related to the operation of the facility.

EFI will notify Metro as prescribed above.

2. **Unusual Occurrences.** The licensee must keep and maintain accurate records of any unusual occurrences (such as fires or any other significant disruption) encountered during operation, and methods used to resolve problems arising from these events, including details of all incidents that required implementing emergency procedures. The licensee must report any facility fire, accident, emergency, or other significant incidents to Metro at (503) 234-3000 within 24 hours of its discovery. If a breakdown of the operator's equipment occurs that will substantially impact the ability of the facility to remain in compliance, or create off-site impacts, the operator must notify Metro within 24 hours.

EFI will maintain a binder that records **Unusual Occurrences.** The binder will be kept by the Director of Operations.

3. **Nuisance Complaint Recordkeeping.** For every nuisance complaint received related to the solid waste operations and other related activities at the site (including, but not limited to, blowing debris, fugitive dust or odors, noise, traffic, and vectors), the licensee

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must record the:

- a. Nature of the complaint,
- b. Date the complaint was received,
- c. Name, address and telephone number or email address of the person making the complaint; and
- d. Actions taken by the operator in response to the complaint (whether successful or unsuccessful).

The licensee must maintain records of this information on-site and make them available to Metro upon request. The licensee must retain each complaint record for a period not less than one year.

EFI will maintain a binder for the purpose of **Nuisance Complaint Recordkeeping**. Individual forms will be available in the binder to record each individual complaint. The forms will track, at a minimum, the information required above. The binder will be maintained in the main office and made available to Metro for a minimum of a year from receiving the complaint.

4. **Changes in Ownership**. As set forth in Metro Code Section 5.01.120, the licensee must notify Metro within 10 days if the licensee leases, assigns, mortgages, sells, or otherwise transfers control of the license to another person.

In the event EFI were to take any of the actions described above, EFI will notify Metro as described.

5.01- 1140 Variance from Administrative Rule Requirements

1. The COO may grant a variance from administrative rule requirements.
2. The COO may impose conditions on any variance as necessary to protect public health, safety and welfare.
3. A licensee or license applicant must request a variance in writing and must state in a concise manner why the COO should grant the variance. The COO may investigate the variance request as necessary.
4. If an existing licensee makes a variance request, the COO has 60 days from the date the request is received to either approve or deny it. For a new license applicant, the COO must approve or deny the variance request at the same time the COO approves or denies the license application. If Metro finds that an emergency exists, then the COO will act promptly to approve or deny a variance request. An applicant and COO may mutually agree to a longer period of time to approve or deny a request.
5. A request for a variance is not a substitute for the license application or modification required

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under Metro Code Chapter 5.01.

6. A written variance request must include, at a minimum, the following information:
 - a. The specific administrative rule or rules for which the license applicant or licensee is seeking a variance;
 - b. A concise description of how the requesting party will meet the intent of the rule or rules or why the rule is unnecessary;
 - c. The duration of the variance, if temporary; and
 - d. Any other supporting documentation or information to inform the variance request.
- 7.- If the COO denies a variance request, the COO must notify the requesting party of the right to a contested case hearing under Metro Code Chapter 2.05.
8. If the COO denies a variance request, the requesting party may not request the same or a substantially similar variance for at least six months from the date of denial.

5.01-1145 General Administrative and Legal Obligations for Operating

The licensee must adhere to standard administrative and legal obligations, required by Metro Code, for all solid waste facility licenses.

1. **Compliance with Law.** The licensee must fully comply with all applicable local, regional, state and federal laws, rules, regulations, ordinances, orders and permits pertaining in any manner to this license, including all applicable Metro Code provisions and administrative procedures adopted pursuant to Chapter 5.01 whether or not those provisions have been specifically mentioned or cited herein. All conditions imposed on the operation of the facility by federal, state, regional or local governments or agencies having jurisdiction over the facility will be deemed part of this license as if specifically set forth herein. Such conditions and permits include those cited within or attached as exhibits to the license document, as well as any existing at the time of the issuance of the license but not cited or attached, and permits or conditions issued or modified during the term of the license.
At this time EFI is subject to a DEQ Storm Water Permit – Attachment 8.
2. **Confidential information.** The licensee may identify as confidential any reports, books, records, maps, plans, income tax returns, financial statements, contracts and other similar written materials of the licensee that are directly related to the operation of the facility and that are submitted to or reviewed by Metro. The licensee must prominently mark any information that it claims confidential with the mark ¹¹CONFIDENTIAL¹¹ prior to submittal to or review by Metro. Metro will treat as confidential any information so marked and will make a good faith effort not to disclose such information unless Metro's

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refusal to disclose such information would be contrary to applicable Oregon law, including, without limitation, ORS Chapter 192. Within five days of Metro's receipt of a request for disclosure of information identified by licensee as confidential, Metro will provide licensee written notice of the request. The licensee 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 licensee must pay any costs incurred by Metro as a result of Metro's efforts to remove or redact any such confidential information from documents that Metro produces in response to a public records request. Nothing in this section will 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, such representatives agree to continue to treat such information as confidential and make good faith efforts not to disclose such information.

3. **Modification.** At any time during the term of the license, either the COO or the licensee may propose amendments or modifications to the solid waste license. The COO has the authority to approve or deny any such amendments or modifications provided that the activities authorized in the amended or modified license do not require a franchise under Metro Code Chapter 5.01. No amendment or modification pursuant to this section will be effective unless in writing and executed by the COO.

The COO may, at any time before the expiration date, modify, suspend; or revoke a license in whole or in part, in accordance with Metro Code Chapter 5.01, for reasons including but not limited to:

- _____
- a. Violation of the terms or conditions of the license, Metro Code, or any applicable statute, rule, or standard;
 - b. Changes in local, regional, state, or federal laws or regulations that should be specifically incorporated into the license;
 - c. Failure to disclose fully all relevant facts;
 - d. Significant change in the character of solid waste received or in the operation of the facility;
 - e. Any change in ownership or control, excluding transfers among subsidiaries of the licensee or licensee's parent corporation;
 - f. A request from the local government stemming from impacts resulting from facility operations; and,
 - g. Compliance history of the licensee.

4. **Inspection and Audit.** Authorized representatives of Metro may take photographs, collect samples of materials, and perform such inspection or audit as the COO deems appropriate, and must be permitted access to the premises of the facility at all reasonable times during business hours with or without notice or at such other times upon giving reasonable advance notice {not less than 24

hours). Metro inspection reports, including site photographs, are public records subject to disclosure under Oregon Public Records Law. Subject to the confidentiality provisions in the

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license, Metro's right to inspect will include the right to review all information from which all required reports are derived including all books, maps, plans, income tax returns, financial statements, contracts, and other similar written materials of licensee that are directly related to the operation of the Facility.

5. **Insurance.** The licensee must carry the following types of insurance:

Covered in EFI Attachment D Insurance

- a. **General liability.** The licensee must carry the most recently approved ISO (Insurance Services Office) Commercial General Liability policy, or its equivalent, written on an occurrence basis, with limits not less than \$1,000,000 per occurrence. The policy must include coverage for bodily injury, property damage, personal injury, death, contractual liability, premises and products/completed operations. Contractor's coverage will be primary as respects Metro.
- b. **Automobile.** If the licensee owns, leases or otherwise operates vehicles as part of its operations, the licensee must carry automobile bodily injury and property damage liability insurance.
- c. **Coverage.** Insurance coverage must be a minimum of \$1,000,000 per occurrence. If coverage is written with an annual aggregate limit, the aggregate limit must not be less than \$1,000,000.
- d. **Additional Insureds.** The licensee must name Metro, its elected officials, departments, employees, and agents as ADDITIONAL INSUREDS on the Commercial General Liability and automobile insurance policies.
- e. **Worker¹s Compensation Insurance.** The licensee, its subcontractors, if any, and all employers working under this license, are subject employers under the Oregon Workers' Compensation Law and shall comply with ORS 656.017, which requires them to provide Workers' Compensation coverage for all their subject workers. The licensee must provide Metro with certification of Workers¹ Compensation insurance including employer's liability. If the licensee has no employees and will perform the work without the assistance of others, a certificate to that effect may be attached in lieu of the certificate showing current Workers¹ Compensation.
- f. **Notification.** The licensee must give at least 30 days written notice to the COO of any lapse or proposed cancellation of insurance coverage.

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Facility Closure
Short term – Long term

Short-Term Closure

In the event the facility is unable to process material for a number of consecutive days that places the facility beyond its designed capacity, the following procedures will be followed:

- METRO and DEQ will be informed of the need and nature of the temporary closure as well as the expected length of closure and the plan for handling of the various materials that would normally be received by the facility.
- Suppliers will be informed of the temporary suspension of delivery of materials. EFI will work with suppliers to find temporary destinations for their materials.
- Loose materials already at the facility will be baled as it. Baled material will be either stored in trailers, sold to other facilities, or shipped to market. In the event the baler is not functional, loose material will be top loaded into open-top trailers and shipped to other commingle processing facilities for sorting and/or baling.
- All residuals will be sent to METRO approved disposal sites.
- Suppliers will be notified when the facility is again able to receive their materials.

In the event of a planned suspension of operations, all affected parties will be notified in advance to allow Suppliers and end markets to develop alternate plans for the flow of recyclable materials.

Long-term or permanent closure

The process described for Short-term Closure is followed. In addition, affected local solid waste departments are notified. All inventory is sold, suppliers are informed that the facility will no longer accept recyclables and the residuals are removed from the facility, delivered to appropriate approved disposal sites. The estimated additional cost for handling the material in the event of a permanent closure is less than \$10,000.00.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

9/29/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Brown & Brown 601 SW 2nd Avenue, Suite 1200 Portland, OR 97204 www.bbrown.com	CONTACT NAME: Ann Triebwasser	
	PHONE (A/C. No. Ext): 503-219-3203	FAX (A/C. No.): 503-274-6524
E-MAIL ADDRESS: Ann.Triebwasser@bbrown.com		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A: Everest Indemnity Insurance Company		10851
INSURER B: Everest National Insurance Company		10120
INSURER C: SAIF Corporation		36196
INSURER D: Zurich American Insurance Company		16535
INSURER E:		
INSURER F:		

COVERAGES

CERTIFICATE NUMBER: 76601332

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS		
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	EF1ML00248231	10/1/2023	10/1/2024	EACH OCCURRENCE	\$ 1,000,000	
							DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 1,000,000	
							MED EXP (Any one person)	\$ 25,000	
							PERSONAL & ADV INJURY	\$ 1,000,000	
							GENERAL AGGREGATE	\$ 2,000,000	
							PRODUCTS - COMP/OP AGG	\$ 2,000,000	
								\$	
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	EF1CA00094231 Hired Autos PD: \$100 Comp/\$1,000 Coll	10/1/2023	10/1/2024	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000	
							BODILY INJURY (Per person)	\$	
							BODILY INJURY (Per accident)	\$	
							PROPERTY DAMAGE (Per accident)	\$	
								\$	
A	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$NIL	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	EF1CU00203231 Excess of CGL, Pollution, Auto, Employers Liability	10/1/2023	10/1/2024	EACH OCCURRENCE	\$ 4,000,000	
							AGGREGATE	\$ 4,000,000	
								\$	
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N <input type="checkbox"/> A	N/A	932604 (OREGON)	8/1/2023	8/1/2024	<input checked="" type="checkbox"/> PER STATUTE		
WC350201003 (MONTANA)				8/1/2023	8/1/2024			E.L. EACH ACCIDENT	\$ 500,000
								E.L. DISEASE - EA EMPLOYEE	\$ 500,000
							E.L. DISEASE - POLICY LIMIT	\$ 500,000	
A	Pollution Liability			EF1ML00248231	10/1/2023	10/1/2024	\$1,000,000 each claim		
A	Transportation Pollution			EF1ML00248231	10/1/2023	10/1/2024	\$1,000,000 each claim (in lieu of CA9948)		

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Re: Metro-issued License No. L-151-19
 Refer to attached General Liability, Pollution Liability & Excess Liability forms ECG 04 843, ECG 20 634, EUM 22 930, ECA 24 508, and ECA 24 503 for Blanket Additional Insured coverage and Waiver of Subrogation; including Per Project Aggregate, subject to a written contract or agreement.

CERTIFICATE HOLDER

Re: Metro-issued License No. L-151-19

Metro, Its elected Officials departments, employees and agents
 Attn: WPES Compliance
 600 NE Grand Ave
 Portland OR 97232

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Ann Triebwasser

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ACORD 25 (2016/03)

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THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US

This endorsement modifies insurance provided under the following:

EVEREST ENVIRONMENTAL APEX™ EXCESS LIABILITY POLICY

SCHEDULE

Name of Person or Organization:

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

The following is added to Paragraph **9. Transfer OF Rights of Recovery Against Others To Us** of **Section IV –CONDITIONS**:

We waive any right of recovery we may have against the person or organization shown in the Schedule above because of payments we make for injury or damage arising out of your work or operations done under a contract with that person or organization and covered by “underlying insurance” issued by us. This waiver applies only to the person or organization shown in the Schedule above.

This endorsement does not apply to rights of recovery where payments are made by “underlying insurance” that is issued by another insurer.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – OWNERS, LESSEES OR CONTRACTORS – COMPLETED OPERATIONS

This endorsement modifies insurance provided under the following:

EVEREST ENVIRONMENTALPLUS COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s):	Location And Description Of Completed Operations
Any owner, lessee or contractor whom you have agreed to include as an additional insured under a written contract, provided such contract was executed prior to the date of the loss.	
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.	

A. Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or a "pollution incident" caused, in whole or in part, by "your work" at the location designated and described in the schedule of this endorsement performed for that additional insured and included in the "products-completed operations hazard".

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**WAIVER OF TRANSFER OF RIGHTS OF RECOVERY
AGAINST OTHERS TO US**

This endorsement modifies insurance provided under the following:

EVEREST ENVIRONMENTALPLUS COVERAGE PART

SCHEDULE

Name of Person or Organization:

Any person or organization that is:

1. An owner of real or personal property on which you are performing operations; or
2. A contractor on whose behalf you are performing operations.

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

Paragraph **19. Subrogation of Section IV – Conditions** is amended by the addition of the following:

We waive any right of recovery we may have against the person or organization shown in the Schedule above because of payments we make for injury or damage arising out of your ongoing operations or "your work" done under a contract with that person or organization and included in the "products-completed operations hazard". This waiver applies only to the person or organization shown in the Schedule above.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

PRIMARY AND NONCONTRIBUTORY – OTHER INSURANCE CONDITION

This endorsement modifies insurance provided under the following:

BUSINESS AUTO COVERAGE PART

SCHEDULE

Name Of Person(s) Or Organization(s):
BLANKET WHERE AS REQUIRED BY WRITTEN CONTRACT
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

Paragraph **c.** of the **Other Insurance General Condition** is replaced by the following:

- c.** Regardless of the provisions of Paragraph **a.** above, this Coverage Form's Liability Coverage is primary and we will not seek contribution from any other insurance for the person(s) or organization(s) shown in the Schedule.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**PER PROJECT(S)
GENERAL AGGREGATE LIMIT WITH CAP**

This endorsement modifies insurance provided under the following:

EVEREST ENVIRONMENTALPLUS COVERAGE PART

SCHEDULE

Designated Project(s): ALL PROJECTS WHERE REQUIRED BY WRITTEN CONTRACT
Designated Project General Aggregate Limit With Cap: \$6,000,000
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

- A.** For all sums which the insured becomes legally obligated to pay as damages caused by "occurrences" under Section I – Coverage A, and for all medical expenses caused by accidents under Section I – Coverage C, which can be attributed only to operations at a single designated project shown in the Schedule above:
 - 1. A separate Designated Project General Aggregate Limit applies to each designated project, and that limit is equal to the amount of the General Aggregate Limit shown in the Declarations. However, the separate Designated Project General Aggregate Limit(s) are subject to a Designated Project General Aggregate Limit Cap in the amount shown in the above Schedule of this endorsement. The Designated Project General Aggregate Limit Cap is the most we will pay under the Designated Project General Aggregate Limit for all designated projects combined.
 - 2. The Designated Project General Aggregate Limit is the most we will pay for the sum of all damages under Coverage A, except damages because of "bodily injury" or "property damage" included in the "products-completed operations hazard", and for medical expenses under Coverage C regardless of the number of:
 - a. Insureds;
 - b. "Claims" made or "suits" brought; or
 - c. Persons or organizations making "claims" or bringing "suits".
 - 3. Any payments made under Coverage A for damages or under Coverage C for medical expenses shall reduce the Designated Project General Aggregate Limit for that designated project and the Designated Project General Aggregate Limit Cap. Such payments shall not reduce the General Aggregate Limit shown in the Declarations nor shall they reduce any other Designated Project General Aggregate Limit for any other designated project shown in the Schedule above. However, such payments for damages and medical expenses included in the Designated Project General Aggregate Limit for all designated projects combined will reduce the Designated Project General Aggregate Limit Cap.
 - 4. The limits shown in the Declarations for Each Occurrence, Damage To Premises Rented To You and Medical Expense continue to apply. However, instead of being subject to the General Aggregate Limit shown in the Declarations, such limits will be subject to the applicable Designated Project General Aggregate Limit.
- B.** For all sums which the insured becomes legally obligated to pay as damages caused by "occurrences" under Section I – Coverage A, and for all medical expenses caused by accidents under Section I – Coverage C, which cannot be attributed only to operations at a single designated project shown in the Schedule above:

1. Any payments made under Coverage **A** for damages or under Coverage **C** for medical expenses shall reduce the amount available under the General Aggregate Limit or the Products-completed Operations Aggregate Limit, whichever is applicable; and
 2. Such payments shall not reduce any Designated Project General Aggregate Limit.
- C.** When coverage for liability arising out of the "products-completed operations hazard" is provided, any payments for damages because of "bodily injury" or "property damage" included in the "products-completed operations hazard" will reduce the Products-completed Operations Aggregate Limit, and not reduce the General Aggregate Limit nor the Designated Project General Aggregate Limit.
- D.** If the applicable designated project has been abandoned, delayed, or abandoned and then restarted, or if the authorized contracting parties deviate from plans, blueprints, designs, specifications or timetables, the project will still be deemed to be the same project.
- E.** The provisions of Section **III** – Limits Of Liability And Deductible not otherwise modified by this endorsement shall continue to apply as stipulated.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

OTHER INSURANCE – PRIMARY AND NONCONTRIBUTORY FOR ADDITIONAL INSURED

This endorsement modifies insurance provided under the following:

EVEREST ENVIRONMENTAL APEX™ EXCESS LIABILITY COVERAGE PART

A. Paragraph 5. Other Insurance under **SECTION IV – CONDITIONS** is deleted and replaced by the following:

5. Other Insurance

a. This insurance is excess over, and will not contribute with any other insurance, whether primary, excess, contingent or on any other basis. However, “other insurance” does not include:

- (1)** Insurance specifically written as excess over this policy; or
- (2)** Insurance held by an additional insured for which they are listed as a Named Insured, but only under a written contract between you and the additional insured:
 - (a)** Requiring a specific limit of insurance that is in excess of the “underlying limits of insurance”;
 - (b)** Requiring that your insurance be primary insurance and not contribute with that of the additional insured; and
 - (c)** Executed prior to the loss.

In such case as described in sub-paragraph **(2)** above, we shall not seek contribution from the additional insured’s primary or excess insurance for which they are a Named Insured for amounts payable under this insurance.

b. When this insurance is excess over “other insurance,” we will pay only our share of the amount of loss, if any, that exceeds the sum of:

- (1)** The total amount that all such other insurance would pay for loss in the absence of this insurance; and
- (2)** The total of all deductible and self-insured amounts under all that “other insurance.”

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US

This endorsement modifies insurance provided under the following:

AUTO DEALERS COVERAGE FORM
BUSINESS AUTO COVERAGE FORM
MOTOR CARRIER COVERAGE FORM

SCHEDULE

Name of Person or Organization:

ALL PERSONS OR ORGANIZATIONS AS REQUIRED BY WRITTEN
CONTRACT WITH THE NAMED INSURED. THE WRITTEN CONTRACT MUST
BE SIGNED PRIOR TO THE DATE OF THE "ACCIDENT".

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

The **TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US** Condition is amended by the addition of the following:

We waive any right of recovery we may have against the person or organization shown in the Schedule above because of payments we make for an "accident" or "loss", provided that you are required under a written agreement to waive your rights of recovery. The written agreement must be made prior to the date of the "accident" or "loss". This waiver applies only to the person or organization shown in the Schedule above.



PR 18-186158 LUCS

Land Use Compatibility Statement (LUCS)

Solid waste application supplemental form



Metro

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

SUBMIT THIS FORM 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:

DATE DEEMED COMPLETE BY METRO:

METRO Land Use Compatibility Statement (LUCS)

WHAT IS A LUCS? A Land Use Compatibility Statement is the document that Metro relies on to determine that an application to Metro for a solid waste facility license or franchise is compatible with the applicant's local land use approval.

WHEN IS A LUCS REQUIRED? A completed LUCS should accompany each application for a new Metro solid waste facility license, or franchise and any application for a change of authorization to add new activities to an existing license or franchise.

HOW TO COMPLETE A LUCS: The applicant must fill out Section 1 of the form and then submit the form to the local city or county planning office where Section 2 is completed. The local planning office will determine if the facility meets local land use requirements concerning planning and zoning. The applicant then submits the LUCS to Metro as part of its license or franchise application.

WHERE TO GET HELP: Questions on the Metro LUCS can be directed to Metro Solid Waste Compliance and Cleanup Division staff responsible for processing the Metro license or franchise application at (503) 797-1835.

SECTION 1: To be completed by the applicant:

1. Applicant Information		
Facility Name:	EFI Recycling Inc.	
Company Name:	Environmental Fibers International Inc	
Location Address:	(R315952) 4325 N. Commerce Street Portland, OR 97217	Mailing Address: 4325 N. Commerce Street Portland, OR 97217
Contact Person:	Scott Jenkins	
Phone Number:503-737-2100	Fax Number:503-737-2103	E-mail: scottj@efirecycling.com

PR 18-186158-LUCS

Land Use Compatibility Statement (LUCS)

Solid waste application supplemental form



Metro

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

2. Site Description			
Tax Lot(s): 1400 2.0 acres	Section: 20	Township: 1N	Range: 1E

3. Description of the type of facility, the solid wastes to be accepted and the activities to be undertaken																										
<p>A. Check all the proposed solid wastes to be accepted in the left column "Proposed waste streams". In the "Activity code" column to the right, insert the letter(s) of all the proposed activities from the list of codes (a-g) corresponding to each waste stream:</p> <table border="1"> <thead> <tr> <th><u>Proposed waste streams</u></th> <th><u>Activity code(s)</u></th> <th><u>Proposed activities and codes:</u></th> </tr> </thead> <tbody> <tr> <td><input type="checkbox"/> Putrescible mixed solid waste (i.e. residential garbage)</td> <td>_____</td> <td>a) Material recovery (source separated)</td> </tr> <tr> <td><input type="checkbox"/> Food waste (source separated vegetative or non-vegetative)</td> <td>_____</td> <td>b) Material recovery (mixed dry waste)</td> </tr> <tr> <td><input type="checkbox"/> Yard debris</td> <td>_____</td> <td>c) Composting</td> </tr> <tr> <td><input type="checkbox"/> Wood waste (clean wood waste)</td> <td>_____</td> <td>d) Reload / transfer</td> </tr> <tr> <td><input type="checkbox"/> Wood waste (painted or treated)</td> <td>_____</td> <td>e) Chipping & grinding</td> </tr> <tr> <td><input type="checkbox"/> Non-putrescible mixed solid waste (dry mixed waste)</td> <td>_____</td> <td>f) Other (explain in detail)</td> </tr> <tr> <td><input checked="" type="checkbox"/> Other (clean source separated cardboard, paper & plastics and source separated commercial commingle recyclables)</td> <td><u>a</u>_____</td> <td>g) NA (not applicable)</td> </tr> </tbody> </table>			<u>Proposed waste streams</u>	<u>Activity code(s)</u>	<u>Proposed activities and codes:</u>	<input type="checkbox"/> Putrescible mixed solid waste (i.e. residential garbage)	_____	a) Material recovery (source separated)	<input type="checkbox"/> Food waste (source separated vegetative or non-vegetative)	_____	b) Material recovery (mixed dry waste)	<input type="checkbox"/> Yard debris	_____	c) Composting	<input type="checkbox"/> Wood waste (clean wood waste)	_____	d) Reload / transfer	<input type="checkbox"/> Wood waste (painted or treated)	_____	e) Chipping & grinding	<input type="checkbox"/> Non-putrescible mixed solid waste (dry mixed waste)	_____	f) Other (explain in detail)	<input checked="" type="checkbox"/> Other (clean source separated cardboard, paper & plastics and source separated commercial commingle recyclables)	<u>a</u> _____	g) NA (not applicable)
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<p>B. Description of proposed solid wastes to be accepted and proposed waste-related activities. Please describe in detail the activity you plan to perform on <u>each</u> waste you accept. Add additional pages if necessary.</p> <p>We accept source separated and source segregated commercial recyclables consisting of cardboard, office paper and some clean plastics. - We grade, bale and market these materials.</p> <p>We accept Commercial Commingle collected by our own vehicles and licensed haulers. We sort to grade, bale, and market the material.</p> <p>We do NOT accept solid waste.</p>																										

4. This land use approval is being sought in conjunction with application to Metro for (check all that apply)			
New <input checked="" type="checkbox"/>	Amended <input type="checkbox"/>	License <input checked="" type="checkbox"/>	Franchise <input type="checkbox"/>

PR 18-186158-LUCS

Land Use Compatibility Statement (LUCS)

Solid waste application supplemental form



Metro

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

SECTION 2: To be completed by a city or county planning official:

1. Name of city or county that has land use jurisdiction
<i>Portland Oregon</i>

2. The proposed facility is located (check all that apply)			
<input checked="" type="checkbox"/>	Inside city limits	<input checked="" type="checkbox"/>	Inside UGB
<input type="checkbox"/>	Outside city limits	<input type="checkbox"/>	Outside UGB

PR 18-186158-LUCS

Land Use Compatibility Statement (LUCS)

Solid waste application supplemental form



Metro

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

3. Consistency with local comprehensive plan and zoning ordinance

- This facility is not regulated by the local comprehensive plan and zoning ordinance.
- This facility has been reviewed and is consistent with the local comprehensive plan and zoning ordinance.
see notes below
- This facility has been reviewed and is not consistent with the local comprehensive plan and zoning ordinance.
- Consistency of this facility with the local comprehensive plan and zoning ordinance cannot be determined until the following local approval(s) are obtained:
 - Conditional Use Approval
 - Development Permit
 - Plan Amendment
 - Zone Change
 - Other

An application has been made for the local approvals checked above: Yes No

Local Government Planning Official - Reviewer Information:

Signature: Suzanne Poisner

Print Name: Suzanne Poisner

Title: City Planner

Date: August 29, 2018

Telephone Number: 503-823-5804

E-Mail: Suzanne.Poisner@portlandoregon.gov

*The site is zoned IG2.
Industrial Service uses are outright allowed
in the IG2 zone.*

Property Use Consent

Solid waste application supplemental form



SUBMIT THIS FORM 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 02/28/2024
DATE RECEIVED:
DATE DEEMED COMPLETE BY METRO:

Property Use Consent

1. Property Owner.	
Name:	Jenkins Family Real Estate
Mailing Address:	4325 N. Commerce Street
City/State/Zip:	Portland, OR 97217
Phone Number:	503-737-2100

2. Site Description.			
Tax Lot(s):1400	Section:20	Township:1N	Range:1E
Address:4325 N. Commerce Street Portland OR 97217			

3. Describe the applicant's proposed use of this property.
Sort commercial commingle recyclables consisting of cardboard, paper and plastics. Recycle clean source separated cardboard, paper and plastics.

4. Describe the property interest held by the prospective Licensee or Franchisee (Applicant).
Environmental Fibers International Inc. leases the property from Jenkin Family Real Estate.

5. Describe the duration of the interest.
The lease is held in perpetuity to be ended by mutual consent.

Property Use Consent

Solid waste application supplemental form



Metro

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

APPLICANT CERTIFICATION:
An authorized agent of the applicant must sign this form. Metro will not accept a form without a signature.

I certify that the information contained in this form 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 CEO

PRINT NAME Scott D. Jenkins

DATE 06/25/18 PHONE 503-737-2100

PROPERTY OWNER(S): This form cannot be processed without a signature.

"I consent to the applicant's proposed use of this property as described on this form. I have also read and agree to be bound by the provisions of Section 5.01 of the Metro Code if the applicant is granted a franchise or license and that franchise or license is subsequently revoked or if renewal of that franchise or license is refused." Metro Code Section 5.01 states: "Upon revocation or refusal to renew the Franchise or License, all rights of the Franchisee or Licensee in the Franchise or License shall immediately be divested."

I certify that the information contained in this form 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 

PRINT NAME Steve Jenkins

DATE 06/25/18 PHONE _____

SIGNATURE 

PRINT NAME Dianne Jenkins

DATE 06/25/18 PHONE _____



Oregon

Kate Brown, Governor

Department of Environmental Quality
Northwest Region Portland Office/Water Quality
700 NE Multnomah Street, Suite 600
Portland, OR 97232
(503) 229-5263
FAX (503) 229-6957
TTY 711

March 31, 2021

JIM BAUMGARTNER
ENVIRONMENTAL FIBERS INTERNATIONAL, INC.
805 SW BROADWAY STE 1900
PORTLAND, OR 97205-3359

Re: NPDES 1200-Z Industrial Stormwater Discharge General Permit Coverage
File Number: 113286 EPA Number: : ORR607168
Facility: ENVIRONMENTAL FIBERS INTERNATIONAL, 4325 N COMMERCE ST, PORTLAND
MULTNOMAH County
Primary SIC Code: 5093

Continue to operate and monitor under the 2018 permit until July 1, 2021

Dear JIM BAUMGARTNER:

On March 25, 2021, the Oregon Environmental Quality Commission adopted a revised National Pollutant Discharge Elimination System Industrial Stormwater Discharge General Permit No. 1200-Z. Coverage under the renewed 2021 permit will become effective on **July 1, 2021**; at such time, all existing facilities must comply with the renewed permit conditions. The 2018 permit will no longer be in effect as of July 1, 2021. **All existing permit registrants with approved monitoring waivers must reinstate monitoring on July 1, 2021.** DEQ or agent will identify and communicate monitoring requirements under the 2021 permit.

Please bookmark or print a copy of the permit located on DEQ's Industrial Stormwater Permits webpage and read it carefully as there are new conditions and requirements. It is the responsibility of the permit registrant to comply with conditions established in the permit to help protect Oregon's waterways. The following are some of the key permit requirements.

New Permit Requirements

- A revised stormwater pollution control plan must be submitted to DEQ or agent by **August 31, 2021**.
- Monitoring changes include:
 - Expanded georegions for benchmarks;
 - Decreased impairment monitoring;
 - Concentration updates of sector-specific benchmarks;
 - Water-quality effluent limits for discharges on the 303(d) list;
 - Revised monitoring waiver qualifications; and
 - Expansion of visual observations requirements.
- Impairment monitoring is required for discharges into a Category 5: 303(d) listed receiving streams for pH, copper, lead, zinc, iron and E. coli. Exceedance of impairment sampling may lead to numeric or narrative water-quality effluent limits. Effluent limit exceedances are violations.

- If stormwater does not discharge into a Category 5: 303(d) impaired water for one or more of the pollutants listed above, no impairment monitoring is required and the permit registrant will not be subject to escalating water quality-based effluent limits.
- **By Dec. 31, 2021**, submit a professional engineer or certified engineering geologist stamped recertification for discharges from mass reduction measures (infiltration devices) reducing the mass of pollutants at or above DEQ-approved design storm criteria.
- DEQ is transitioning to electronic reporting soon.

DEQ developed tools to assist with implementing the new permit requirements. This includes an interactive map for identification of georegion, impaired waters status, and basin, as well as a comparison between current and renewed permit conditions. The tools, in addition to other information such as technical assistance on best management practices, can be found on the Industrial Stormwater Permits webpage: <https://www.oregon.gov/deq/wq/wqpermits/Pages/Stormwater-Industrial.aspx>

If you have any questions about this permit, please contact Krista Ratliff at krista.ratliff@deq.state.or.us or 503-893-0669.

Sincerely,



Christine Svetkovich
Water Quality Manager

GENERAL PERMIT
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
INDUSTRIAL STORMWATER DISCHARGE PERMIT No. 1200-Z
Department of Environmental Quality
700 NE Multnomah St., Suite #600 Portland, OR 97232
Telephone: (503) 229-5630 or 1-800-452-4011 toll free in Oregon
Issued pursuant to ORS 468B.050 and the Federal Clean Water Act

REGISTERED TO:

SOURCES COVERED UNDER THIS PERMIT:

A facility that may discharge industrial stormwater to surface waters or to conveyance systems that discharge to surface waters of the state and,

1. The stormwater is associated with an industrial activity identified in Table 1: Sources Covered or listed in Table 2: Additional Industrial Activities Covered; or
2. The facility is notified in writing the Director determines coverage under this permit is required for its stormwater discharges pursuant to 40 CFR 122.26(a)(9)(i)(D).

Note:

1. Facilities may apply for conditional exclusion from the requirement to obtain coverage under this permit if there is no exposure of industrial activities and materials to stormwater pursuant to 40 CFR §122.26(g); see Permit Coverage and Exclusion from Coverage.
2. The following are not eligible to obtain coverage under this permit:
 - i. Construction activities. This activity is covered under a separate general permit.
 - ii. Any source with primary Standard Industrial Classification codes 2951 and 3273, including mobile asphalt and concrete batch plants; and Standard Industrial Classification code 14, Mining and Quarrying of Nonmetallic Minerals, Except Fuels. These activities are covered under a separate general permit.
 - iii. Any source that has obtained an individual NPDES permit for the discharge, unless the source is otherwise eligible for coverage under this permit and DEQ has approved the source's application for coverage under this general permit.
 - iv. Any source that discharges to a sanitary sewer system and the discharge is approved by the sanitary sewer operator.

Issuance Date: March 25, 2021

Justin Green, Administrator
Water Quality Division

PERMITTED ACTIVITIES

Until this permit expires, is modified, or revoked, the permit registrant is authorized to construct, install, modify, or operate stormwater treatment or control facilities, and to discharge stormwater and non-stormwater discharges specifically authorized by the permit to surface waters of the state in conformance with all the requirements, limitations, and conditions set forth in the following:

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Unless specifically authorized by this permit, by regulation issued by EPA, by another NPDES permit, or by Oregon Administrative Rule or Oregon Revised Statute, any other direct or indirect discharge to waters of the state is prohibited, including non-stormwater discharges to an underground injection control system.

Schedule E contains sector-specific federal requirements. Schedule F contains General Conditions that are included in all general permits issued by DEQ. If conflicts arise between Schedule E or Schedule F and any other schedule of the permit, the requirements in Schedule E or Schedule F may not apply.