

CITY OF MAPLE VALLEY, WASHINGTON
RESOLUTION NO. R-13-907

**A RESOLUTION OF THE CITY OF MAPLE VALLEY,
WASHINGTON, RATIFYING A KING COUNTY SOLID WASTE
DISPOSAL FEE INCREASE EFFECTIVE JANUARY 1, 2013 FOR
RABANCO FOR THE 2009 ANNEXATION AREA KNOWN AS MAPLE
RIDGE HIGHLANDS**

WHEREAS, the City of Maple Valley adopted Ordinance 0-09-388, published on July 21, 2009, to annex the area known as Maple Ridge Highlands effective July 26, 2009; and

WHEREAS, RCW 35A.14.900 requires that a code city, upon annexation of new territory, grant a franchise of not less than seven years or pay the garbage hauler that operated under an existing permit by the State of Washington for any measurable damages it sustains as a result of cancellation of the original franchise due to annexation; and

WHEREAS, the City of Maple Valley adopted Ordinance O-09-390 granting a franchise to Fiorito Enterprises, Inc. & Rabanco Companies, dba Kent Meridian Disposal ("Rabanco") in September, 2009; and

WHEREAS, a provision of Ordinance O-09-390 requires that rate adjustments proposed by the hauler require staff review and City Council approval; and

WHEREAS, Metropolitan King County Council adopted Ordinance 17423 in September, 2012 establishing a new disposal rate to be effective January 1, 2013 through December 31, 2014 which affects everyone in King County that generates garbage that utilizes a King County recycling and transfer facility or the Cedar Hills Landfill including curb-side garbage collection services; and

WHEREAS, King County disposal fee increases are typically a pass-through to the rate-paying customers; and

WHEREAS, the WUTC approved the Rabanco Tariff filing for the King County disposal fee increase on the Consent Agenda at the December 27, 2012 Open Meeting; and

WHEREAS, the WUTC approved rates for similar services in the area are deemed by the City to be fair and reasonable; and

WHEREAS, Rabanco notified Maple Ridge Highlands customers of a rate increase by letter dated November 13, 2012; and

WHEREAS, the City Council of the City of Maple Valley, Washington desires to ratify the solid waste disposal fee increase effective January 1, 2013 for Rabanco aka Republic for the 2009 annexed area known as Maple Ridge Highlands pursuant to Ordinance O-09-390;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, AS FOLLOWS:

Section 1. Ratification. The City Council of the City of Maple Valley hereby ratifies the Solid Waste Disposal fee increase that was set by Metropolitan King County Council adoption of Ordinance 17423 in September 2012 to be effective January 1, 2013, for the 2009 annexed area known as Maple Ridge Highlands. A copy of Rabanco (aka Republic) rates by service level effective January 1, 2013 will be filed with the City Clerk and identified with Clerk's Receiving No.

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PASSED BY THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, AT A REGULAR BUSINESS MEETING THEREOF THIS 14th DAY OF JANUARY, 2013.

CITY OF MAPLE VALLEY

Mayor William T. Allison

ATTEST:

Shaunna Lee Rice, City Clerk

Approved as to form:

Jeffrey B. Taraday, Interim City Attorney