



METRO

SOLID WASTE FACILITY LICENSE
No. L-102-15

LICENSEE:	FACILITY NAME AND LOCATION:
Recology Portland, Inc. 4044 N. Suttle Road Portland, OR 97217 Tel. 503-285-8777 Fax. 503-285-3811	Suttle Road Recovery Facility 4044 N. Suttle Road Portland, OR 97217 Tel. 503-285-8777 Fax. 503-285-3811
OPERATOR:	PROPERTY OWNER:
Recology Portland, Inc. 4044 N. Suttle Road Portland, OR 97217 Tel. 503-285-8777 Fax. 503-285-3811	Recology Portland, Inc. 4044 N. Suttle Road Portland, OR 97217 Tel. 503-285-8777 Fax. 503-285-3811

This license replaces and supersedes the provisions of Metro Solid Waste Facility License No. L-102-11B. Metro grants this license to the Licensee named above. The Licensee is authorized to operate and maintain a solid waste facility and to accept the solid waste and perform the activities authorized by and subject to the conditions stated in this license.

ISSUED BY METRO:

Roy W. Brower

Solid Waste Compliance & Cleanup Manager

Date



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1.0	ISSUANCE	
1.1	Licensee	Recology Portland, Inc. 4044 N. Suttle Road Portland, OR 97217 Tel. 503-285-8777 Fax. 503-285-3811
1.2	Contact	Ame LeCocq Tel. 503-285-8777 E-mail. alecocq@recology.com
1.3	License number	When referring to this license, please cite: Metro Solid Waste Facility License No. L-102-15.
1.4	Term	The term will commence on July 1, 2015 and shall expire at midnight on June 30, 2020, unless terminated sooner under Section 12.0 of this license.
1.5	Renewal	The Licensee may apply for a license renewal as provided in Metro Code Section 5.01.055.
1.6	Facility name and mailing address	Suttle Road Recovery Facility 4044 North Suttle Road Portland, OR 97217
1.7	Operator	Recology Portland, Inc. 4044 N. Suttle Road Portland, OR 97217 Tel. 503-285-8777 Fax. 503-285-3811
1.8	Facility legal description	Tax lots R237942, R237943, Section 32, Township 2N, Range 1E, City of Portland, Multnomah County, State of Oregon
1.9	Property owner	Recology Portland, Inc. 4044 N. Suttle Road Portland, OR 97217 Tel. 503-285-8777 Fax. 503-285-3811
1.10	Permission to operate	The Licensee is the property owner.



2.0		CONDITIONS AND DISCLAIMERS
2.1	Guarantees	This license shall not vest any right or privilege in the Licensee to receive specific quantities of solid waste at the direction of Metro during the term of the license.
2.2	Non-exclusive license	This license shall not in any way limit Metro from granting other solid waste licenses within Metro's boundaries.
2.3	Property rights	This license does not convey any property rights in either real or personal property.
2.4	No recourse	The Licensee shall have no recourse whatsoever against Metro or its officials, agents or employees for any loss, costs, expense or damage arising out of any provision or requirement of this license or because of the enforcement of the license or in the event Metro determines that the license or any part thereof is invalid.
2.5	Indemnification	The Licensee shall indemnify Metro, the Council, the Chief Operating Officer (the "COO"), and any of their employees, or agents and save them harmless from any and all loss, damage, claim, expenses including attorney's fees, or liability related to or arising out of the granting of this license or the Licensee's performance of or failure to perform any of the obligations under the license or Metro Code Chapter 5.01, including without limitation patent infringement and any claims or disputes involving subcontractors.
2.6	Binding nature	This license is binding on the Licensee. The Licensee is liable for all acts and omissions of the Licensee's contractors and agents.
2.7	Waivers	To be effective, a waiver of any terms or conditions of this license must be in writing and signed by the COO.
2.8	Effect of waiver	Waiver of a term or condition of this license shall not waive nor prejudice Metro's right otherwise to require subsequent performance of the same term or condition or any other term or condition.
2.9	Choice of law	The license shall be construed, applied, and enforced in accordance with the laws of the State of Oregon.
2.10	Enforceability	If a court of competent jurisdiction determines that any provision of this license is invalid, illegal or unenforceable



		in any respect, the validity of the remaining provisions contained in this license shall not be affected.
2.11	License not a waiver	This license does not relieve any owner, operator, or the Licensee from the obligation to obtain all required permits, licenses, or other clearances and complying with all orders, laws, regulations, reports or other requirements of other regulatory agencies.
2.12	License not limiting	This license does not limit the power of a federal, state, or local agency to enforce any provision of law relating to the facility.
2.13	Definitions	<ol style="list-style-type: none">1. "Mixed Non-Putrescible Waste" means a mixture of more than one type of non-putrescible waste, including commingled recyclables other than residential curbside recyclable material. This category includes construction and demolition waste but excludes Cleanup Materials Contaminated by Hazardous Substances, Source-Separated Recyclable Material, special waste, land clearing debris and yard debris.2. "Residential Food Waste" means source-separated residential yard debris mixed with food waste from an approved local government program.3. Unless otherwise specified, all other terms are as defined in Metro Code Chapter 5.00.

3.0	AUTHORIZATIONS	
3.1	Purpose	This section of the license describes the wastes that the Licensee is authorized to accept at the facility, and the waste-related activities the Licensee is authorized to perform at the facility.
3.2	General conditions on solid waste	The Licensee is authorized to accept at the facility only the solid wastes described in Section 3.0 of this license. The Licensee is prohibited from knowingly receiving any solid waste not authorized in this section.
3.3	General conditions on activities	The Licensee is authorized to perform at the facility only those waste-related activities that are described in Section 3.0 of this license.



3.4	Acceptance and management of source-separated residential food waste from an approved local government program	<ol style="list-style-type: none">1. The Licensee is authorized to accept and reload source-separated residential food waste from an approved local government program ("residential food waste"). The Licensee is authorized to remove incidental amounts of contaminants from residential food waste provided that the contaminants can be easily separated from the remainder of the load.2. The Licensee shall receive, store, reload, and transfer all residential food waste on an impervious surface, for example asphalt or concrete, and inside a roofed building that is enclosed on at least three sides.3. Licensee shall reload and transfer all residential food waste to a Metro-approved facility within 48 hours of receipt, or sooner, as established in the operating plan required in Section 6.0 of this license.4. Licensee shall ensure that all food waste receiving areas, push walls and adjacent truck receiving bays are cleaned to remove all food waste residue and leachate at least once each week (every seven days) or more frequently, as established in the operating plan required in Section 6.0 of this license.5. Licensee shall ensure that all equipment that comes into contact with food waste is regularly cleaned and maintained in manner that prevents the accumulation of food waste residue and leachate, as established in the operating plan required in Section 6.0 of this license.6. Licensee shall ensure that the floor drains in the residential food waste receiving and reloading areas are regularly cleaned and maintained in manner that prevents the accumulation of food waste residue and leachate, as established in the operating plan required in Section 6.0 of this license.7. Licensee is authorized to mix residential food waste with other source-separated compost feedstocks such as clean, unpainted or untreated wood chips and source-separated yard debris, as established in the operating plan required in Section 6.0 of this license.
3.5	Acceptance and management of mixed non-putrescible solid waste	<ol style="list-style-type: none">1. The Licensee is authorized to accept loads of mixed non-putrescible solid wastes for the purpose of conducting material recovery.2. The Licensee shall receive, process, store, reload, and transfer all mixed non-putrescible waste on an



		<p>impervious surface, for example asphalt or concrete, and inside a roofed building that is enclosed on at least three sides. Unusually large vehicles, for example 30-foot tippers, may tip wastes outside, provided the tipped wastes are moved under cover prior to processing, within 12 hours of receipt, or by the end of the business day, whichever is earlier.</p> <p>3. The Licensee shall keep all mixed non-putrescible solid waste physically separated from and not mixed or commingled with source-separated recyclable materials, including wood waste, yard debris and other recyclables.</p>
3.6	Material recovery required	<p>1. The Licensee shall perform material recovery on mixed non-putrescible wastes at no less than the minimum level stipulated in Metro Code Chapter 5.01.</p> <p>2. The Licensee shall ensure that the facility is designed and operated to assure materials are recovered in a timely manner and to protect the quality of non-putrescible waste that has not yet undergone material recovery.</p> <p>3. The Licensee shall take quarterly samples of processing residual that are statistically valid and representative of the facility's residual. Each sample required by this section shall weigh at least 300 pounds.</p>
3.7	Management of processing residual from material recovery	<p>1. The Licensee shall store all non-putrescible waste processing residual on an impervious surface within a covered building or alternatively, inside watertight covered or tarped containers or within covered or tarped transport trailers.</p> <p>2. The Licensee shall keep all non-putrescible waste-processing residual physically separated from and not mixed or commingled with source-separated recyclable materials, including wood waste, yard debris and other recyclables.</p>
3.8	Acceptance and management of yard debris	<p>The Licensee is authorized to accept source-separated yard debris that has not reached a state of decomposition sufficient to produce malodors detectable beyond the boundaries of the facility. The Licensee shall remove all yard debris from the site within seven days of receipt. The Licensee may accept yard debris for grinding and reloading to authorized facilities for composting, use as hogged fuel, or other useful purposes as described in an</p>



		operating plan and approved in writing by the COO.
3.9	Acceptance and management of land clearing debris	The Licensee is authorized to accept source-separated land clearing debris, for example brush and stumps. The Licensee may accept land clearing debris for grinding and reloading to authorized facilities for composting, use as hogged fuel, or other useful purposes as described in an operating plan and approved in writing by the COO.
3.10	Acceptance and management of untreated wood	The Licensee is authorized to accept source-separated, untreated and unpainted ("clean") wood waste (e.g. untreated lumber and wood pallets). The Licensee may accept clean wood waste only for grinding and reloading to authorized facilities for composting, use in paper production, use as hogged fuel, or other useful purposes as described in an operating plan and approved in writing by the COO.
3.11	Acceptance and management of painted and treated wood	The Licensee is authorized to accept painted and treated wood waste, other than creosote-treated wood waste, for grinding and reloading to authorized facilities for use as hogged fuel or other useful purposes as described in an operating plan and approved in writing by the COO. The Licensee shall not use or incorporate painted and treated wood into mulch, animal bedding, compost feedstock, or any other landscaping or agricultural products unless otherwise described in an operating plan and approved in writing by the COO. The Licensee shall post signs that clearly designate the different locations for painted and treated wood waste from that of composting feedstock.
3.12	Production of hogged fuel	<ol style="list-style-type: none">1. As authorized by Section 3.0 of this license, the Licensee is authorized to accept and process only yard debris, untreated wood, painted wood, and incidental quantities of treated wood for delivery to facilities with industrial boilers for use as hogged fuel.2. The Licensee is prohibited from mixing any other solid waste with the wastes listed above in Section 3.12.1 for the production of hogged fuel.
3.13	Acceptance and management of electronics devices	The Licensee is authorized to accept source-separated electronic devices for the purpose of sorting, classifying, consolidating, baling, temporary storage, transfer and the performance of other similar functions related to preparing these materials for reuse and recycling.



3.14	Acceptance and management of appliances	The Licensee is authorized to accept appliances (such as refrigerators, freezers, and air conditioners) for the purpose of classifying, consolidating, temporary storage, transfer and other similar functions related to preparing these materials for reuse and recycling as described in an operating plan and approved in writing by the COO.
3.15	Acceptance of source-separated recyclable materials	The Licensee is authorized to accept source-separated recyclable materials for the purpose of sorting, classifying, consolidating, baling, temporary storage, transfer and other similar functions related to preparing these materials for reuse or recycling.

4.0	LIMITATIONS AND PROHIBITIONS	
4.1	Purpose	This section of the license describes limitations and prohibitions on the wastes handled at the facility and waste-related activities performed at the facility.
4.2	Prohibited waste	The Licensee shall not knowingly receive, process, reload or dispose of any solid waste not authorized in this license. The Licensee shall not knowingly accept or retain any material amounts of the following types of wastes: non-putrescible waste and putrescible waste other than that specifically allowed in Section 3.0 of this license, special wastes as defined in Metro Code Chapter 5.00, creosote-treated wood or timbers, materials contaminated with or containing friable asbestos; lead acid batteries; liquid waste for disposal; vehicles; infectious, biological or pathological waste; radioactive waste; hazardous waste; any waste prohibited by the Oregon Department of Environmental Quality ("DEQ").
4.3	Prohibition on mixing	Except as provided in Section 3.4 of this license, the Licensee shall not mix any source-separated recyclable materials, source-separated yard debris or wood wastes brought to the facility with any other solid wastes.
4.4	Prohibition of size reduction on non-putrescible waste	Except as provided in Section 3.0 of this license, the Licensee shall not crush, grind or otherwise reduce the size of non-putrescible waste except when such size reduction constitutes a specific step in the facility's material recovery operations, reload operations, or processing residual consolidation or loading operations, and such size reduction is described in an operating plan