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MEADOWFILL LANDFILL, INC.

OF

BRIDGEPORT, WEST VIRGINIA

RATES, RULES AND REGULATIONS FOR FURNISHING

SOLID WASTE DISPOSAL FACILITIES

at Meadowfill Landfill, Harrison County, West Virginia

Filed with **THE PUBLIC SERVICE COMMISSION**
of
WEST VIRGINIA

W.VA. PUBLIC SERVICE
COMMISSION
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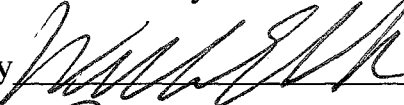
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or as otherwise provided herein

Issued by authority of an Order of the
Public Service Commission of West Virginia
in Case No. 06-1335-SWF-42A final
May 13, 2007, or as otherwise provided herein

Issued by MEADOWFILL LANDFILL, INC.

By



Senior District Manager
Title

RATES, RULES AND REGULATIONS FOR MEADOWFILL LANDFILL, INC.

RULES AND REGULATIONS

- I. Rules and Regulations for the Government of Solid Waste Facilities adopted by the Public Service Commission of West Virginia, and now in affect, and all amendments thereto and modifications thereof hereafter by said Commission.
- II. Rules and Regulations for the governing of The Meadowfill Solid Waste Facility located on Route #2 near the City of Bridgeport, in Harrison County, West Virginia, adopted by the Public Service Commission of West Virginia, and now in effect, and all amendments thereto and modifications thereof hereafter made by said Commission.
- (C) III. OPERATING HOURS. The solid waste disposal facility known as Meadowfill Landfill located on Route #2 near the City of Bridgeport, in Harrison County, West Virginia shall accept waste for disposal from 7:00 a.m. to 4:00 p.m. Monday through Friday and from 7:00 a.m. to 12:00 p.m. Saturday each week during each calendar year. There will be occasions when the facility will operate outside the scheduled operation hours due to operational or other situations in order to take care of additional waste streams. Landfill construction activities will not be regulated by the operation hours.

The landfill will be closed on the following Holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

FREE DAY. The second Saturday of each month shall be designated residential citizens' Free Day in compliance with West Virginia Code §22-15-7. Normal operating hours on Free Day will remain 6:00 a.m. until 2:00 p.m.

- IV. BILLING AND COLLECTING. Charges for disposing of waste at the facility shall be paid at the time of disposal unless credit arrangements have been made, in which event the customer shall be billed on a weekly basis or as provided by contract.

(C) Indicates change in text

- V. REFUSAL OF SERVICE. The Meadowfill Landfill shall have the right to refuse or limit service to any customer in the following situations and conditions:
- (a) The Landfill will not accept any material that is hazardous waste or is suspected to be a hazardous waste as defined by WVDEP/USEPA. The term hazardous waste has the same definition throughout this document.
 - (b) The Landfill will not accept for disposal any material or waste that contains constituents which are a hazardous waste.
 - (c) The Landfill will not accept for disposal any load of waste where non-hazardous and hazardous wastes are mixed together.
 - (d) The Landfill will not accept for disposal any material or waste which requires prior or special approval by the Waste Management Section of the Division of Environmental Protection. Upon receiving prior approval, the Landfill will accept such waste material.
 - (e) Any waste material offered for disposal at the Landfill that requires special handling will be rejected unless the operator of the Landfill and the party offering such waste agree on the cost of accepting, handling, and disposing of said waste.
 - (f) If the waste tendered for disposal is marked, tagged, identified or labeled in a manner different from any manifest or bill of lading accompanying the waste, the operator of the Landfill shall have the right to refuse all or any part of the shipment.
 - (g) If, in the opinion of the operator of the Landfill, any driver hauling the waste to the Landfill is intoxicated, the operator shall have the right to refuse the waste for disposal.
 - (h) If the driver of any vehicle refuses to permit the operator of the Landfill to inspect the load prior to discharging it from the vehicle, the operator of the Landfill shall have the right to refuse the waste for disposal.
 - (i) If the party tendering the waste for disposal is delinquent for more than thirty (30) days in the payment of a prior bill for service, the operator of the Landfill shall have the right to place the party on a cash basis and to require an additional cash payment as set forth in part VII hereinafter.

V. REFUSAL OF SERVICE (Continued)

- (j) If any material presented for disposal contains free liquids or containerized liquids, the operator of the Landfill shall have the right to refuse the waste for disposal. By special arrangements between the party offering such waste and the operator of the Landfill, such waste may be accepted after obtaining approval from the proper regulatory authority.
- (k) All barrels, drums, or waste in barrels or drums, whether whole or crushed, may be refused for disposal by the operator of the Landfill.
- (l) Any material which contains PCBs in a concentration of 50 parts per million or greater will be refused for disposal. The Landfill operator will refuse for disposal any item which may contain PCBs and may accept such items for disposal only upon receiving laboratory test results which show a PCB concentration of less than 50 parts per million.
- (m) If the volume of waste presented for disposal is such that the Landfill cannot adequately handle the material along with its regular waste stream, or if the volume presented for disposal would exceed the existing regulatory approvals for the Landfill, the operator may refuse all or any part of said waste.
- (n) Any material which contains items which would threaten the integrity of the liner system, or which would pose a risk to the safe operation of the Landfill may be refused by the operator. The Landfill will not accept a waste stream if the Landfill operator reasonably suspects there may be an environmental hazard in unloading or interment of the waste.
- (o) Any material containing pesticide containers may be refused by the operator of the Landfill. Such waste may be accepted after obtaining approval from the proper regulatory authority.
- (p) Any material containing infectious waste may be refused by the operator of the Landfill. Such waste may be accepted after obtaining approval from the proper regulatory authority.
- (q) Any material containing municipal incinerator ash will be refused by the operator of the Landfill. The Landfill may, by separate agreement and with the appropriate regulatory approval, take such waste.

V. REFUSAL OF SERVICE (Continued)

- (r) The Landfill will not accept any septic tank effluents. The Landfill may with approval from the proper regulatory authority take septic tank wastes.
- (s) The Landfill operator shall have the right to refuse all white appliances for disposal, so long as there is an approved alternate disposal facility or method of disposal available.
- (t) The Landfill operator reserves the right to refuse or to limit service in the event of adverse weather conditions, equipment breakdown, or if the Landfill has a permit limit of volume or order not to accept waste.
- (u) The Landfill operator reserves the right to refuse loads of asbestos that have not been properly prepared for disposal, e.g. double bagged with 6 mil. plastic bag.
- (v) The Landfill operator reserves the right to refuse a portion of the load of waste and require the hauler to reload the portion in question and remove it from the Landfill.
- (w) The Landfill operator shall have the right to refuse any open container loads which are not covered with a tarp.

VI. APPLICABILITY

All commercial haulers, commercial customers, industrial customers, municipalities and the general public are subject to this tariff.

(I) VII. RATES.

1. Base Rate

MSW Disposal Fee	\$36.60
County Solid Waste Tax	.50
State Solid Waste Tax	<u>8.25</u>
Total Cost Per ton	\$45.35

Minimum Charge pickup trucks up to 700 pounds \$12.81 plus taxes.

(I) Indicates increase

VII. RATES (Continued)

Statutory Exemptions:

- (a) Own facility §22-15-11 (e)(1) and §20-11-5a (e)(1)
- (b) Reuse or Recycling §22-15-11 (e)(2) and §22-11-Ba (e)(2)
- (c) Disposal of Residential Solid Waste as directed by the DEP Director.
§22-15-11 (e)(3) and §20-11-5a (e)(3)

2. Past Due Accounts.

On accounts which are thirty (30) days or more past due, the landfill will charge an additional \$7.50 per ton, cash. The additional \$7.50 per ton will be applied to the hauler's past due accounts until all past due accounts are paid in full.

3. In addition to other charges, waste in vehicles which requires additional landfill assistance shall be subject to an additional charge (i.e. frozen loads).

To be negotiated

4. Materials subject to paragraphs A, B, and C.

To be negotiated

- A. If the Landfill determines to accept materials that are identified by WVDEP as special solid wastes which require prior regulatory approval, the Landfill will negotiate with the disposer:

- (1) the volume of materials to be accepted;
- (2) the specific details of the disposal including the time, place, rate of disposal, and other conditions of disposal; and
- (3) the price of disposal.

VII. RATES (Continued)

The following are examples of the kinds of materials which are identified by WVDEP as special solid wastes and which, if the Landfill determines to accept, the Landfill will negotiate with the disposer for their disposal

- (1) asbestos;
- (2) shredder fluff, insulation and other light-weight materials;
- (3) ash;
- (4) free liquids or containerized liquids;
- (5) drums;
- (6) pesticide containers;
- (7) animal carcasses;
- (8) car bodies;
- (9) contaminated soils; and
- (10) carbon black.

B. If the Landfill determines to accept materials that require special handling, the Landfill will negotiate with the disposer:

- (1) the volume of materials to be accepted;
- (2) the specific details of the disposal including the time, place, rate of disposal, and other conditions of disposal; and
- (3) the price of the disposal.

C. Materials of Industrial Customers are frequently within category A or B and such customers should contact the Landfill prior to disposal.

VII. SPECIAL ARRANGEMENTS. All other waste will be handled and disposed of through special arrangements or special contracts with the party offering the waste for disposal. The landfill may negotiate contracts to guarantee disposal space.