

174065



CITY OF PORTLAND ENVIRONMENTAL SERVICES



1120 SW Fifth Avenue, Room 1000, Portland, Oregon 97204-1912

503-823-7740, FAX 503-823-6995

Dean Marriott, Director

RESIDENTIAL WASTE COLLECTION FRANCHISE

ACCEPTANCE FORM

Auditor of the City of Portland
c/o Bureau of Environmental Services
Solid Waste & Recycling
1221 SW Fifth Avenue, Room 140
Portland, Oregon 97204

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of the Ordinance passed by the Portland City Council on January 12, 2000, granting M.P. Lehl, L.L.C. a residential waste collection franchise, and in consideration of the benefits to be received thereunder by me, I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Signature: Michael P. Lehl

Company: M.P. Lehl, LLC

Title: M.P. Lehl, L.L.C.
President

Signature: _____

Company: _____

Title: _____

Address: P.O. Box 699
Canby OR 97013

Date: 1/24/99

ORDINANCE No.

174065

Consent to transfer of Lehl Disposal, Inc. solid waste and recycling franchise to M.P. Lehl, L.L.C. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. On October 2, 1991, the Council approved Ordinance No. 164701, granting a residential solid waste collection franchise to Lehl Disposal, Inc.
2. And, on January 22, 1997, the Council approved Ordinance No. 170863, granting a residential solid waste collection franchise to Lehl Disposal, Inc.
3. The City's franchise with Lehl Disposal, Inc. establishes certain terms and conditions for that company's delivery of residential solid waste and recycling services within a particular geographic territory of the City.
4. As one of the provisions of Ordinance No. 170863, Section 14, Lehl Disposal, Inc. agreed that it would not assign or transfer the franchise, by any means, without the prior consent of the City.
5. Lehl Disposal Inc. has made a business decision to transfer his franchise to M.P. Lehl, L.L.C. Lehl Disposal, Inc. has requested that the City give its consent to the transfer of the franchise to M.P. Lehl, L.L.C.
6. The transfer has been reviewed by the staff of the Bureau of Environmental Services with regard to the technical, legal and financial qualifications of M.P. Lehl, L.L.C. to deliver residential waste collection service within the prescribed geographic territory for the term of the franchise.

NOW, THEREFORE, the Council directs:

- a. Pursuant to the City Charter and Section 14. of Ordinance No. 170863, consent is hereby given to the transfer of the franchise from ownership of Lehl Disposal, Inc.
- b. M.P. Lehl, L.L.C. shall provide written notice to the City within 30 days of the date when the actual transfer of the franchise has occurred and the company has undertaken responsibility for providing services to customers within the City.
- c. Within 30 days after this ordinance becomes effective, M.P. Lehl, L.L.C. shall file in the Office of the Auditor of the City of Portland a written acceptance of the ordinance meeting the approval of the City Attorney. Such acceptance shall be unqualified and shall be construed to be an acceptance of all the terms, conditions and restrictions contained in this ordinance. A failure on the part of M.P. Lehl, L.L.C. to file such written acceptance within such time shall be deemed a rejection and abandonment, and this ordinance shall thereupon be null and void.

Passed by the Council,

JAN 12 2000

Commissioner Erik Sten
Jerry Mounce
January 22, 1999

GARY BLACKMER

Auditor of the City of Portland

By

Deputy

Britta Olson

ORDINANCE NO.

174065

Title

Consent to transfer of Lehl Disposal, Inc. solid waste and recycling franchise to M.P Lehl, L.L.C. (Ordinance)

INTRODUCED BY	DATE FILED: DEC 30 1999
Dan Saltzman, Commissioner of Public Affairs	Gary Blackmer Auditor of the City of Portland
NOTED BY COMMISSIONER	By: <u>Gary Kershner</u> Deputy
Affairs <i>Don Saltzman</i>	For Meeting of: _____
Safety	ACTION TAKEN:
Utilities	JAN 05 2000 PASSED TO SECOND READING JAN 12 2000 9:30 A.M.
Works	
BUREAU APPROVAL	
Bureau: Environmental Services	
Prepared by Date Jerry Mounce 12/22/99	
Budget Impact Review: <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Not Required	
Bureau Head: <i>Demaris</i> Dean C. Marriott, Director	

ADK

AGENDA		FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
			YEAS	NAYS
Consent	Regular	Francesconi	}	
NOTED BY		Hales		
City Attorney	<i>Benjamin Walters</i>	Saltzman		
City Auditor		Sten		
City Engineer		Katz		