

**GOVERNMENT OF THE VIRGIN ISLANDS
OF THE
UNITED STATES**

PUBLIC SERVICES COMMISSION

IN RE:	)	Docket No. 650
	)	Order No. <u>62</u>/2017
APPLICATION OF VIRGIN ISLANDS WASTE	)	
MANAGEMENT AUTHORITY FOR SOLID	)	
WASTE TIPPING FEES	)	
	)	

ORDER

WHEREAS, on October 9, 2015, the Virgin Islands Waste Management Authority's (hereinafter "Authority" or "WMA") submitted an Application for Solid Waste Tipping Fees to the Virgin Islands Public Services Commission (hereinafter "PSC" or "Commission"); and

WHEREAS, WMA's Application requested that the Commission approve fees to be levied against solid waste collection haulers and other customers disposing of certain quantities and types of waste at the Territory's waste processing and disposal facilities; and

WHEREAS, on October 27, 2015, the Commission held a Special Meeting in both its offices on St. Thomas and St. Croix, United States Virgin Islands and appointed both Attorney Lorin M. Kleegeer as Hearing Examiner and Mr. Avery Williams, as Technical Consultant; and

WHEREAS, on February 16 through 18, 2016, the Hearing Examiner conducted public hearings on the proposed tipping fees, members of the public, WMA and PSC staff provided testimony and comments; and

WHEREAS, on April 19, 2016, the Commission held a Special Meeting in both its offices on St. Thomas and St. Croix, United States Virgin Islands and the hearing examiner presented his report, and WMA's and the Commission's staff provided testimony before the Commission; and

WHEREAS, the Commission accepted the Report and Recommendations of the Hearing Examiner, including the requested rates therein at the following amounts per ton:

- 1)
 - a) Municipal Solid Waste (Household/Businesses) \$52.13
 - b) Construction & Demolition \$65.26
 - c) Green Waste (trees, leaves, grass, etc.) \$52.13
 - d) Fill Waste (sand, soil, spoils, sludge) \$31.28
 - e) Scrap Metal (autos, appliances, etc.) \$39.15
 - f) Mixed Waste \$65.26

- 2) The tipping fees shall be implemented no later than August 1, 2016, providing an opportunity for public education and commercial entities to incorporate the new fees; and

WHEREAS, on May 22, 2017, WMA's Executive Director, Mr. Roger Merritt submitted a request acknowledging that WMA was then unable to accurately measure waste by weight and seeking approval to temporarily collect the previously approved tipping fees using volume to waste conversion factors (as provided by the U.S. Environmental Protection Agency) for the period from July 1, 2017 to December 31, 2017, until WMA's infrastructure is in place to assess the fees via weight; and

WHEREAS, on June 27, 2017, the Commission held a regular meeting in both its offices on St. Thomas and St. Croix, United States Virgin Islands; and

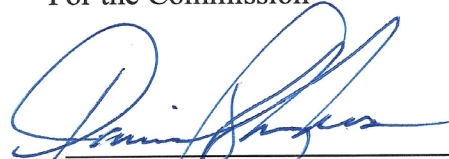
WHEREAS, upon review and deliberation the Commission voted to approve WMA's request to bill under a different proposed methodology, of volume to waste, for the islands of St. Thomas and St. John and that the previously approved methodology be implemented on the island of St. Croix for a period not to exceed six (6) months; and

NOW THEREFORE, the Commission finds and **ORDERS** that WMA's request to implement a different conversion methodology on the islands of St. Thomas and St. John and that the previously approved methodology be implemented on the island of St. Croix for a period not to exceed six (6) months is **APPROVED**.

So Ordered.

Dated: March 22, 2018
Nunc Pro Tunc July 25, 2017

For the Commission



David Hughes, Vice Chair