



Memorandum

TO: Satpal Sidhu, County Executive
FROM: Erika Lautenbach, Director
RE: Sanitary Service Company - Cedarville and Birch Bay Transfer Station Lease Agreement
DATE: SEPTEMBER 18, 2023

Attached is a lease agreement between Whatcom County and Sanitary Service Company for your review and signature.

▪ **Background and Purpose**

Closed solid waste landfill facilities are located on County-owned property in the Birch Bay and Cedarville areas. The County has determined that it is in the public interest to continue to provide citizens of the County with the opportunity to recycle and dispose of self-hauled waste at the landfill sites, and therefore has leased the sites to a private company to provide permitted solid waste drop-box facilities.

▪ **Funding Amount and Source**

Sanitary Service will pay the County for access easements and the use and occupancy of the property, the sum of \$50 per month, plus the state leasehold tax (12.84%, per RCW 82,29A.030 and 82.02.030), for each site, for a five-year term. Council authorization is required per WCC 3.08.100.

▪ **Differences from Previous Contracts**

This is a new agreement; however, Sanitary Service Company has held the combined lease for the two facilities since 1998. This agreement revises Section F.1(a.) to modify the County's process for revising fees by removing the requirement for County Council authorization in order to align with the County's process for amending the Unified Fee Schedule. This agreement includes no other significant revisions from the agreement ending on 10/31/2023 (WC contract number 201811007).

Please contact Jennifer Hayden, Environmental Health Supervisor at 360-778-6036 (JHayden@co.whatcom.wa.us) or Kathleen Roy, Financial & Administrative Manager at 360-778-6007 (KRoy@co.whatcom.wa.us), if you have any questions.

Encl.