

Public Service Commission
Of West Virginia

201 Brooks Street, P. O. Box 312
Charleston, West Virginia 25323



Phone: (304) 340-0300
FAX: (304) 340-0325

May 28, 1993

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

JUN 2 9 22 AM '93

FILED

Ms. Judy Cooper, Director
Administrative Law Division
Secretary of State's Office
State Capitol
Charleston, West Virginia 25305

Re: Series XV
Rules and Regulations Governing the Management,
Transportation and Flow Control of Solid Waste
and Recyclable Materials Generated in West Virginia.

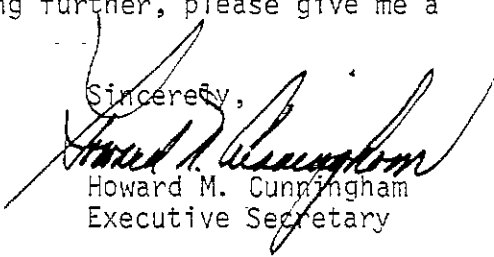
Dear Ms. Cooper:

We are enclosing herewith a copy of an order entered by the Commission today which withdraws from the Office of the Secretary of State the proposed rules governing the management, transportation and flow control of solid waste, and recyclable materials generated in West Virginia, pursuant to West Virginia Code Sections 24-2-1h(c) and (d).

The proposed rules were initially filed with your office on January 8, 1992, and the Commission extended the comment period on the proposed rules until November 2, 1992.

If this office needs to do anything further, please give me a call at 340-0426.

Sincerely,


Howard M. Cunningham
Executive Secretary

HMC/s
Encl.

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REGISTRY OF CIVIL
CASES IN DISTRICT

PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON

At a session of the PUBLIC SERVICE COMMISSION OF WEST VIRGINIA in the City of Charleston on the 28th day of May, 1993.

GENERAL ORDER NO. 249

M.C. GENERAL ORDER NO. 66

IN THE MATTER OF

Rules and Regulations Governing the
Management, Transportation and Flow
Control of Solid Waste and Recyclable
Materials Generated in West Virginia.

COMMISSION ORDER MODIFYING AND PROMULGATING
PROPOSED RULES, REOPENING COMMENT PERIOD

On January 8, 1992, the Commission promulgated proposed rules governing the management, transportation and flow control of solid waste, and recyclable materials generated in West Virginia, pursuant to West Virginia Code §§24-2-1h(c) and (d). With the promulgation of the proposed rules, the Commission invited all interested parties to submit comments on the proposed rules. The comments were due to be filed with the Commission on or before March 9, 1992.

On September 3, 1992, the Commission entered an order which reopened and extended the comment period on the proposed rules and regulations. The comments were due to be filed on or before November 2, 1992. On May 3, 1993, the six-month period expired for the Commission's consideration of the proposed rules under West Virginia Code §29A-3-8. The Commission intends to withdraw the rulemaking and initiate a further rulemaking, with more specific proposed rules, at a later date.

IN CONSIDERATION THEREOF, IT IS, THEREFORE, ORDERED that the Executive Secretary of the Public Service Commission of West Virginia file a notice of withdrawal of the proposed rules with the office of the Secretary of State.

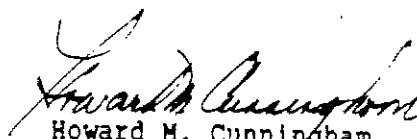
IT IS FURTHER ORDERED that all commercial solid waste facilities, common carrier of solid waste, county and regional solid waste authorities, and other interested parties be notified of the Commission's withdrawal of the proposed rules.

IT IS FURTHER ORDERED that this proceeding be dismissed from the Commission's open docket of cases.

IT IS FURTHER ORDERED that the Executive Secretary of the Commission serve a copy of this order upon all parties in this matter by United States First Class Mail and upon Commission Staff by hand delivery.

ARC
AHS:seg

A True Copy, Teste:


Howard M. Cunningham
Executive Secretary

PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON

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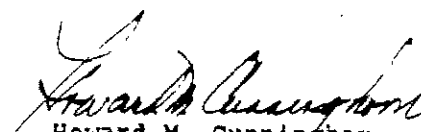
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