
HOUSE BILL 2457

State of Washington

52nd Legislature

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By Representatives Chandler, Rayburn, McLean, Rasmussen, Neher, Nealey, Hochstatter, Lisk, Morton, D. Sommers, Kremen, Ballard, Van Luven, Prentice, R. Johnson, Edmondson and Bray

Read first time 01/17/92. Referred to Committee on Agriculture & Rural Development.

1 AN ACT Relating to agricultural nuisances; and amending RCW
2 7.48.305.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 7.48.305 and 1979 c 122 s 2 are each amended to read
5 as follows:

6 Notwithstanding any other provision of this chapter, agricultural
7 activities conducted on farmland, if consistent with good agricultural
8 practices and established prior to surrounding nonagricultural
9 activities, are presumed to be reasonable and ~~((do))~~ shall not be
10 found to constitute a nuisance unless the activity has a substantial
11 adverse effect on the public health and safety.

12 If that agricultural activity is undertaken in conformity with
13 federal, state, and local laws and regulations, it is presumed to be
14 good agricultural practice and not adversely affecting the public

1 health and safety, and as such shall not be restricted as to the time
2 during which it may be conducted.
3 Nothing in this section shall affect or impair any right to sue for
4 damages.