
SENATE BILL 5616

State of Washington

54th Legislature

1995 Regular Session

By Senators Gaspard, Sellar, Haugen, Hochstatter, Drew, A. Anderson, Swecker, Newhouse, Deccio, Rasmussen, Winsley and Morton

Read first time 01/30/95. Referred to Committee on Senate Select Committee on Water Policy.

1 AN ACT Relating to watershed restoration projects; adding new
2 sections to chapter 89.08 RCW; adding a new section to chapter 35.63
3 RCW; adding a new section to chapter 35A.63 RCW; adding a new section
4 to chapter 36.70 RCW; adding a new section to chapter 36.70A RCW;
5 adding a new section to chapter 43.21A RCW; adding a new section to
6 chapter 43.21C RCW; adding a new section to chapter 43.30 RCW; adding
7 a new section to chapter 75.20 RCW; adding a new section to chapter
8 90.70 RCW; and making an appropriation.

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

10 NEW SECTION. **Sec. 1.** The legislature declares that it is the goal
11 of the state of Washington to preserve and restore the natural
12 resources of the state and, in particular, fish and wildlife and their
13 habitat. It is further the policy of the state insofar as possible to
14 utilize the volunteer organizations who have demonstrated their
15 commitments to these goals.

16 To this end, it is the intent of the legislature to minimize the
17 expense and delays caused by unnecessary bureaucratic process in
18 securing permits for projects that preserve or restore native fish and
19 wildlife habitat.

1 NEW SECTION. **Sec. 2.** Unless the context clearly requires
2 otherwise, the definitions in this section apply throughout sections 1
3 through 5 of this act.

4 (1) "Watershed restoration plan" means a plan developed or
5 sponsored by the department of fish and wildlife, the department of
6 ecology, the department of natural resources, a county, or a
7 conservation district established under chapter 89.08 RCW.

8 (2) "Watershed restoration project" means a project to implement a
9 watershed plan or a part of a watershed plan.

10 (3) "Minor restoration project" means a project that involves less
11 than ten miles of streamreach and less than five cubic yards of
12 material moved or disturbed.

13 (4) "Major restoration project" means any project other than a
14 minor project.

15 NEW SECTION. **Sec. 3.** By January 1, 1996, the Washington
16 conservation commission shall develop, in consultation with the
17 department of fish and wildlife, department of ecology, department of
18 natural resources, the Washington association of counties, and the
19 association of Washington cities, a single-application process by which
20 all permits for a watershed restoration project may be obtained by a
21 sponsoring agency for a project developed by the agency or sponsored by
22 the agency on behalf of a volunteer organization.

23 NEW SECTION. **Sec. 4.** Each agency of the state and unit of local
24 government that claims jurisdiction or the right to require permits or
25 fees as a condition of allowing a watershed restoration project to
26 proceed shall designate an office or official as a designated recipient
27 of project applications and shall inform the conservation commission of
28 the designation.

29 NEW SECTION. **Sec. 5.** All agencies of the state and of local
30 government shall accept the single application developed under section
31 3 of this act and process the application without charge unless, within
32 thirty days of receipt in the case of a minor project or within ninety
33 days in the case of a major project, the agency can demonstrate that
34 the project is in conflict with an existing program of the agency or in
35 conflict with state or federal law.

1 NEW SECTION. **Sec. 6.** A new section is added to chapter 35.63 RCW
2 to read as follows:

3 A permit required under this chapter for a watershed restoration
4 project as defined in section 2 of this act shall be processed in
5 compliance with sections 1 through 5 of this act.

6 NEW SECTION. **Sec. 7.** A new section is added to chapter 35A.63 RCW
7 to read as follows:

8 A permit required under this chapter for a watershed restoration
9 project as defined in section 2 of this act shall be processed in
10 compliance with sections 1 through 5 of this act.

11 NEW SECTION. **Sec. 8.** A new section is added to chapter 36.70 RCW
12 to read as follows:

13 A permit required under this chapter for a watershed restoration
14 project as defined in section 2 of this act shall be processed in
15 compliance with sections 1 through 5 of this act.

16 NEW SECTION. **Sec. 9.** A new section is added to chapter 36.70A RCW
17 to read as follows:

18 A permit required under this chapter for a watershed restoration
19 project as defined in section 2 of this act shall be processed in
20 compliance with sections 1 through 5 of this act.

21 NEW SECTION. **Sec. 10.** A new section is added to chapter 43.21A
22 RCW to read as follows:

23 A permit required by the department for a watershed restoration
24 project as defined in section 2 of this act shall be processed in
25 compliance with sections 1 through 5 of this act.

26 NEW SECTION. **Sec. 11.** A new section is added to chapter 43.21C
27 RCW to read as follows:

28 A permit required under this chapter for a watershed restoration
29 project as defined in section 2 of this act shall be processed in
30 compliance with sections 1 through 5 of this act.

31 NEW SECTION. **Sec. 12.** A new section is added to chapter 43.30 RCW
32 to read as follows:

1 A permit required by the department for a watershed restoration
2 project as defined in section 2 of this act shall be processed in
3 compliance with sections 1 through 5 of this act.

4 NEW SECTION. **Sec. 13.** A new section is added to chapter 75.20 RCW
5 to read as follows:

6 A permit required by the department for a watershed restoration
7 project as defined in section 2 of this act shall be processed in
8 compliance with sections 1 through 5 of this act.

9 NEW SECTION. **Sec. 14.** A new section is added to chapter 90.70 RCW
10 to read as follows:

11 A permit required by the authority for a watershed restoration
12 project as defined in section 2 of this act shall be processed in
13 compliance with sections 1 through 5 of this act.

14 NEW SECTION. **Sec. 15.** The sum of fifty thousand dollars, or as
15 much thereof as may be necessary, is appropriated for the biennium
16 ending June 30, 1997, from the general fund to the state conservation
17 commission for the purposes of this act.

18 NEW SECTION. **Sec. 16.** Sections 1 through 5 of this act are each
19 added to chapter 89.08 RCW.

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