

**SB 5596 - S AMD 136**

By Senators Carrell, Pearson

ADOPTED 03/12/2013

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that as a result of  
4 excessive internal (sediments) and external loading of nutrients,  
5 persistent toxic algae have developed in certain lakes. The  
6 legislature further finds that an effort should be made to prevent  
7 toxic algae blooms and restore lakes to a healthful condition that is  
8 suitable for human recreational use and aquatic wildlife habitat.  
9 Restoring lakes to a healthy condition is of paramount importance to  
10 the health and safety of fish, waterfowl, and terrestrial mammals,  
11 including humans. It is the legislature's intent to restore all such  
12 lakes to safe and healthy conditions.

13 NEW SECTION. **Sec. 2.** A new section is added to chapter 35A.21 RCW  
14 to read as follows:

15 (1) A code city authorized under this title may take action to  
16 address toxic algae blooms for any lake located within the boundaries  
17 of the code city and entirely on lands belonging to the state of  
18 Washington.

19 (2) This section applies only to lakes with less than thirty-four  
20 acres surface area and a mean depth of ten feet or less. A code city  
21 may only take action as authorized under this section consistent with  
22 applicable environmental and permitting requirements."

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1           On page 1, beginning on line 2 of the title, after "Washington;"  
2 strike the remainder of the title and insert "adding a new section to  
3 chapter 35A.21 RCW; and creating a new section."

EFFECT: Removes the specific requirement that the authorized code city action be for removal of harmful sediment from the deepest portions of a lake by partial dewatering and hydraulic dredging. Replaces the authority for a code city to take such action without the need for permission from the state land management agency with the requirement that the code city may only exercise this authority consistent with applicable environmental and permitting requirements.

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