

Chapter 308-200A WAC
DEPARTMENT OF LICENSING ENVIRONMENTAL REGULATIONS

Last Update: 10/20/10

WAC
308-200A-010 Authority.
308-200A-020 Purpose.
308-200A-022 Adoption by reference.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

308-200A-025 Scope and coverage of this chapter. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-025, filed 8/3/78. Formerly WAC 308-200-025.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-030 Integration of SEPA procedures with other governmental operations. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-030, filed 8/3/78. Formerly WAC 308-200-030.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-040 Definitions. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-040, filed 8/3/78. Formerly WAC 308-200-040.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-050 Use of the environmental checklist form. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-050, filed 8/3/78. Formerly WAC 308-200-050.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-055 Timing of the EIS process. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-055, filed 8/3/78. Formerly WAC 308-200-055.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-060 Scope of a proposal and its impacts for the purposes of lead agency determination, threshold determination, and EIS preparation. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-060, filed 8/3/78. Formerly WAC 308-200-060.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-100 Summary of information which may be required of a private applicant. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-100, filed 8/3/78. Formerly WAC 308-200-100.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-150 Exemptions exclusive—CEP approval of changes in exemptions. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-150, filed 8/3/78. Formerly WAC 308-200-150.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-160 No presumption of significance for nonexempt actions. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-160, filed 8/3/78. Formerly WAC 308-200-160.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-170 Categorical exemptions. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-170, filed 8/3/78. Formerly WAC 308-200-170.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-175 Exemptions and nonexemptions applicable to the department. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-175, filed 8/3/78. Formerly WAC 308-200-175.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-177 Environmentally sensitive areas. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-177, filed 8/3/78.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-180 Exemptions for emergency actions. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-180, filed 8/3/78. Formerly WAC 308-200-180.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-190 Use and effect of categorical exemptions. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-190, filed 8/3/78. Formerly WAC 308-200-190.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-200 Lead agency—Responsibilities. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-200, filed 8/3/78. Formerly WAC 308-200-200.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-203 Determination of lead agency—Procedures. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-203, filed 8/3/78. Formerly WAC 308-200-203.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-205 Lead agency designation—Governmental proposals. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-205, filed 8/3/78. Formerly WAC 308-200-205.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-210 Lead agency designation—Proposals involving both private and public construction activity. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-210, filed 8/3/78. Formerly WAC 308-200-210.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

- 308-200A-215 Lead agency designation—Private projects for which there is only one agency with jurisdiction. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-215, filed 8/3/78. Formerly WAC 308-200-215.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-220 Lead agency designation—Private projects requiring licenses from more than one agency, when one of the agencies is a county/city. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-220, filed 8/3/78. Formerly WAC 308-200-220.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-225 Lead agency designation—Private projects requiring licenses from more than one state agency. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-225, filed 8/3/78. Formerly WAC 308-200-225.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-230 Lead agency designation—Specific proposals. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-230, filed 8/3/78. Formerly WAC 308-200-230.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-235 Local agency transfer of lead agency status to a state agency. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-235, filed 8/3/78. Formerly WAC 308-200-235.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-240 Agreements as to lead agency status. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-240, filed 8/3/78. Formerly WAC 308-200-240.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-245 Agreements between agencies as to division of lead agency duties. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-245, filed 8/3/78. Formerly WAC 308-200-245.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-260 Dispute as to lead agency determination—Resolution by CEP. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-260, filed 8/3/78. Formerly WAC 308-200-260.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-270 Assumption of lead agency status by another agency with jurisdiction. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-270, filed 8/3/78. Formerly WAC 308-200-270.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-300 Threshold determination requirement. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-300, filed 8/3/78. Formerly WAC 308-200-300.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-305 Recommended timing for threshold determination. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-305, filed 8/3/78. Formerly WAC 308-200-305.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-310 Threshold determination procedures—Environmental checklist. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-310, filed 8/3/78. Formerly WAC 308-200-310.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-320 Threshold determination procedures—Initial review of environmental checklist. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-320, filed 8/3/78. Formerly WAC 308-200-320.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-330 Threshold determination procedures—Information in addition to checklist. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-330, filed 8/3/78. Formerly WAC 308-200-330.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-340 Threshold determination procedures—Negative declarations. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-340, filed 8/3/78. Formerly WAC 308-200-340.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-345 Assumption of lead agency status by another agency with jurisdiction over a proposal—Prerequisites, effect and form of notice. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-345, filed 8/3/78. Formerly WAC 308-200-345.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-350 Affirmative threshold determination. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-350, filed 8/3/78. Formerly WAC 308-200-350.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-355 Form of declaration of significance/nonsignificance. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-355, filed 8/3/78. Formerly WAC 308-200-355.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-360 Threshold determination criteria—Application of environmental checklist. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-360, filed 8/3/78. Formerly WAC 308-200-360.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-365 Environmental checklist. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-365, filed 8/3/78. Formerly WAC 308-200-365.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-370 Withdrawal of affirmative threshold determination. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-370, filed 8/3/78. Formerly WAC 308-200-370.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-375 Withdrawal of negative threshold determination. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-375, filed 8/3/78. Formerly WAC 308-200-375.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-390 Effect of threshold determination by lead agency. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-390, filed 8/3/78. Formerly WAC 308-200-390.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-400 Duty to begin preparation of a draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-400, filed 8/3/78. Formerly WAC 308-200-400.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-405 Purpose and function of a draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-405, filed 8/3/78. Formerly WAC 308-200-405.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-410 Predraft consultation procedures. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-410, filed 8/3/78. Formerly WAC 308-200-410.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-420 Preparation of EIS by persons outside the lead agency. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-420, filed 8/3/78. Formerly WAC 308-200-420.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-425 Organization and style of a draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-425, filed 8/3/78. Formerly WAC 308-200-425.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-440 Contents of a draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-440, filed 8/3/78. Formerly WAC 308-200-440.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-442 Special considerations regarding contents of an EIS on a nonproject action. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-442, filed 8/3/78. Formerly WAC 308-200-442.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-444 List of elements of the environment. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-444, filed 8/3/78. Formerly WAC 308-200-444.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-446 Draft EIS—Optional additional elements—Limitation. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-446, filed 8/3/78. Formerly WAC 308-200-446.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-450 Public awareness of availability of draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-450, filed 8/3/78. Formerly WAC 308-200-450.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-455 Circulation of the draft EIS—Review period. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-455, filed 8/3/78. Formerly WAC 308-200-455.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-460 Specific agencies to which draft EIS shall be sent. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-460, filed 8/3/78. Formerly WAC 308-200-460.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-465 Agencies possessing environmental expertise. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-465, filed 8/3/78. Formerly WAC 308-200-465.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-470 Cost to the public for reproduction of environmental documents. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-470, filed 8/3/78. Formerly WAC 308-200-470.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-480 Public hearing on a proposal—When required. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-480, filed 8/3/78. Formerly WAC 308-200-480.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-485 Notice of public hearing on environmental impact of the proposal. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-485, filed 8/3/78. Formerly WAC 308-200-485.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-490 Public hearing on the proposal—Use of environmental documents. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-490, filed 8/3/78. Formerly WAC 308-200-490.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-495 Preparation of amended or new draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-495, filed 8/3/78. Formerly WAC 308-200-495.] Re-

pealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-500 Responsibilities of consulted agencies—Local agencies. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-500, filed 8/3/78. Formerly WAC 308-200-500.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-510 Responsibilities of consulted agencies—State agencies with jurisdiction. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-510, filed 8/3/78. Formerly WAC 308-200-510.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-520 Responsibilities of consulted agencies—State agencies with environmental expertise. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-520, filed 8/3/78. Formerly WAC 308-200-520.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-530 Responsibilities of consulted agencies—When predraft consultation has occurred. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-530, filed 8/3/78. Formerly WAC 308-200-530.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-535 Cost of performance of consulted agency responsibilities. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-535, filed 8/3/78. Formerly WAC 308-200-535.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-540 Limitations on responses to consultation. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-540, filed 8/3/78. Formerly WAC 308-200-540.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-545 Effect of no written comment. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-545, filed 8/3/78. Formerly WAC 308-200-545.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-550 Preparation of the final EIS—Time period allowed. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-550, filed 8/3/78. Formerly WAC 308-200-550.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-570 Preparation of the final EIS—Contents—When no critical comments received on the draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-570, filed 8/3/78. Formerly WAC 308-200-570.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-580 Preparation of the final EIS—Contents—When critical comments received on the draft EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-580, filed 8/3/78. Formerly WAC 308-200-580.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-600 Circulation of the final EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-600, filed 8/3/78. Formerly WAC 308-200-600.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-650 Effect of an adequate final EIS prepared pursuant to NEPA. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-650, filed 8/3/78. Formerly WAC 308-200-650.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-652 Supplementation by a lead agency of an inadequate final NEPA EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-652, filed 8/3/78. Formerly WAC 308-200-652.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-660 Use of previously prepared EIS for a different proposed action. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-660, filed 8/3/78. Formerly WAC 308-200-660.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-690 Use of lead agency's EIS by other acting agencies for the same proposal. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-690, filed 8/3/78. Formerly WAC 308-200-690.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-695 Draft and final supplements to a revised EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-695, filed 8/3/78. Formerly WAC 308-200-695.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-700 No action for seven days after publication of the final EIS. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-700, filed 8/3/78. Formerly WAC 308-200-700.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-710 EIS combined with existing planning and review processes. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-710, filed 8/3/78. Formerly WAC 308-200-710.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-820 Designation of responsible official. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-820, filed 8/3/78. Formerly WAC 308-200-820.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

308-200A-831 Responsibility of agencies—SEPA public information. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-831, filed 8/3/78.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

- 308-200A-840 Application of agency rules to ongoing actions. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-840, filed 8/3/78. Formerly WAC 308-200-840.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-860 Fees to cover the costs of SEPA compliance. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-860, filed 8/3/78. Formerly WAC 308-200-860.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-900 Applicability of this chapter. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-900, filed 8/3/78. Formerly WAC 308-200-900.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.
- 308-200A-910 Severability. [Statutory Authority: RCW 43.21C.120. WSR 78-09-002 (Order 500-DOL), § 308-200A-910, filed 8/3/78. Formerly WAC 308-200-910.] Repealed by WSR 10-21-087, filed 10/20/10, effective 11/20/10. Statutory Authority: RCW 43.21C.120.

WAC 308-200A-010 Authority. These rules are promulgated under RCW 43.21C.120 (the State Environmental Policy Act) and chapter 197-11 WAC (SEPA rules).

[Statutory Authority: RCW 43.21C.120. WSR 10-21-087, § 308-200A-010, filed 10/20/10, effective 11/20/10; WSR 78-09-002 (Order 500-DOL), § 308-200A-010, filed 8/3/78. Formerly WAC 308-200-010.]

WAC 308-200A-020 Purpose. This chapter implements the statewide rules in chapter 197-11 WAC as they apply to the department of licensing.

[Statutory Authority: RCW 43.21C.120. WSR 10-21-087, § 308-200A-020, filed 10/20/10, effective 11/20/10; WSR 78-09-002 (Order 500-DOL), § 308-200A-020, filed 8/3/78. Formerly WAC 308-200-020.]

WAC 308-200A-022 Adoption by reference. The department of licensing adopts the following sections of chapter 197-11 WAC by reference.

197-11-040	Definitions.
197-11-050	Lead agency.
197-11-055	Timing of the SEPA process.
197-11-060	Content of environmental review.
197-11-070	Limitations on actions during SEPA process.
197-11-080	Incomplete or unavailable information.
197-11-090	Supporting documents.
197-11-100	Information required of applicants.
197-11-300	Purpose of this part.
197-11-305	Categorical exemptions.
197-11-310	Threshold determination required.
197-11-315	Environmental checklist.
197-11-330	Threshold determination process.
197-11-335	Additional information.
197-11-340	Determination of nonsignificance (DNS).
197-11-350	Mitigated DNS.
197-11-360	Determination of significance (DS)/ initiation of scoping.

197-11-390	Effect of threshold determination.
197-11-400	Purpose of EIS.
197-11-402	General requirements.
197-11-405	EIS types.
197-11-406	EIS timing.
197-11-408	Scoping.
197-11-410	Expanded scoping. (Optional)
197-11-420	EIS preparation.
197-11-425	Style and size.
197-11-430	Format.
197-11-435	Cover letter or memo.
197-11-440	EIS contents.
197-11-442	Contents of EIS on nonproject proposals.
197-11-443	EIS contents when prior nonproject EIS.
197-11-444	Elements of the environment.
197-11-448	Relationship of EIS to other considerations.
197-11-450	Cost-benefit analysis.
197-11-455	Issuance of DEIS.
197-11-460	Issuance of FEIS.
197-11-500	Purpose of this part.
197-11-502	Inviting comment.
197-11-504	Availability and cost of environmental documents.
197-11-508	SEPA register.
197-11-535	Public hearings and meetings.
197-11-545	Effect of no comment.
197-11-550	Specificity of comments.
197-11-560	FEIS response to comments.
197-11-570	Consulted agency costs to assist lead agency.
197-11-600	When to use existing environmental documents.
197-11-610	Use of NEPA documents.
197-11-620	Supplemental environmental impact statement—Procedures.
197-11-625	Addenda—Procedures.
197-11-630	Adoption—Procedures.
197-11-635	Incorporation by reference—Procedures.
197-11-640	Combining documents.
197-11-650	Purpose of this part.
197-11-655	Implementation.
197-11-660	Substantive authority and mitigation.
197-11-680	Appeals.
197-11-700	Definitions.
197-11-702	Act.

197-11-704	Action.
197-11-706	Addendum.
197-11-708	Adoption.
197-11-710	Affected tribe.
197-11-712	Affecting.
197-11-714	Agency.
197-11-716	Applicant.
197-11-718	Built environment.
197-11-720	Categorical exemption.
197-11-722	Consolidated appeal.
197-11-724	Consulted agency.
197-11-726	Cost-benefit analysis.
197-11-728	County/city.
197-11-730	Decision maker.
197-11-732	Department.
197-11-734	Determination of nonsignificance (DNS).
197-11-736	Determination of significance (DS).
197-11-738	EIS.
197-11-740	Environment.
197-11-742	Environmental checklist.
197-11-744	Environmental document.
197-11-746	Environmental review.
197-11-748	Environmentally sensitive area.
197-11-750	Expanded scoping.
197-11-752	Impacts.
197-11-754	Incorporation by reference.
197-11-756	Lands covered by water.
197-11-758	Lead agency.
197-11-760	License.
197-11-762	Local agency.
197-11-764	Major action.
197-11-766	Mitigated DNS.
197-11-768	Mitigation.
197-11-770	Natural environment.
197-11-772	NEPA.
197-11-774	Nonproject.
197-11-776	Phased review.
197-11-778	Preparation.
197-11-780	Private project.
197-11-782	Probable.
197-11-784	Proposal.
197-11-786	Reasonable alternative.
197-11-788	Responsible official.
197-11-790	SEPA.
197-11-792	Scope.
197-11-793	Scoping.

197-11-794	Significant.
197-11-796	State agency.
197-11-797	Threshold determination.
197-11-799	Underlying governmental action.
197-11-800	Categorical exemptions.
197-11-810	Exemptions and nonexemptions applicable to specific state agencies.
197-11-855	Department of ecology.
197-11-880	Emergencies.
197-11-890	Petitioning DOE to change exemptions.
197-11-900	Purpose of this part.
197-11-908	Critical areas.
197-11-912	Procedures of consulted agencies.
197-11-916	Application to ongoing actions.
197-11-917	Relationship to chapter 197-10 WAC.
197-11-920	Agencies with environmental expertise.
197-11-922	Lead agency rules.
197-11-924	Determining the lead agency.
197-11-926	Lead agency for governmental proposals.
197-11-928	Lead agency for public and private proposals.
197-11-930	Lead agency for private projects with one agency with jurisdiction.
197-11-932	Lead agency for private projects requiring licenses from more than one agency, when one of the agencies is a county/city.
197-11-934	Lead agency for private projects requiring licenses from a local agency, not a county/city, and one or more state agencies.
197-11-936	Lead agency for private projects requiring licenses from more than one state agency.
197-11-938	Lead agencies for specific proposals.
197-11-940	Transfer of lead agency status to a state agency.
197-11-942	Agreements on lead agency status.
197-11-944	Agreements on division of lead agency duties.
197-11-946	DOE resolution of lead agency disputes.
197-11-948	Assumption of lead agency status.
197-11-960	Environmental checklist.
197-11-965	Adoption notice.
197-11-970	Determination of nonsignificance (DNS).
197-11-980	Determination of significance and scoping notice (DS).

197-11-985	Notice of assumption of lead agency status.
197-11-990	Notice of action.

[Statutory Authority: RCW 43.21C.120. WSR 10-21-087, § 308-200A-022, filed 10/20/10, effective 11/20/10.]