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ENGROSSED SENATE BILL 6349

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State of Washington

55th Legislature

1998 Regular Session

By Senators Anderson, Patterson and Swecker

Read first time 01/16/98. Referred to Committee on Agriculture & Environment.

1 AN ACT Relating to membership on the committee that establishes  
2 external boundaries of critical water supply service areas; and  
3 amending RCW 70.116.040.

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

5 **Sec. 1.** RCW 70.116.040 and 1977 ex.s. c 142 s 4 are each amended  
6 to read as follows:

7 (1) The secretary and the appropriate local planning agencies and  
8 purveyors, shall study geographical areas where water supply problems  
9 related to uncoordinated planning, inadequate water quality or  
10 unreliable service appear to exist. If the results of the study  
11 indicate that such water supply problems do exist, the secretary or the  
12 county legislative authority shall designate the area involved as being  
13 a critical water supply service area, consult with the appropriate  
14 local planning agencies and purveyors, and appoint a committee of not  
15 less than three representatives therefrom solely for the purpose of  
16 establishing the proposed external boundaries of the critical water  
17 supply service area. The committee shall include a representative from  
18 each purveyor serving more than (~~fifty~~) ten customers, the county  
19 legislative authority, county planning agency, and health agencies.

1 Such proposed boundaries shall be established within six months of the  
2 appointment of the committee.

3 During the six month period following the establishment of the  
4 proposed external boundaries of the critical water supply services  
5 areas, the county legislative authority shall conduct public hearings  
6 on the proposed boundaries and shall modify or ratify the proposed  
7 boundaries in accordance with the findings of the public hearings. The  
8 boundaries shall reflect the existing land usage, and permitted  
9 densities in county plans, ordinances, and/or growth policies. If the  
10 proposed boundaries are not modified during the six month period, the  
11 proposed boundaries shall be automatically ratified and be the critical  
12 water supply service area.

13 After establishment of the external boundaries of the critical  
14 water supply service area, no new public water systems may be approved  
15 within the boundary area unless an existing water purveyor is unable  
16 to provide water service.

17 (2) At the time a critical water supply service area is  
18 established, the external boundaries for such area shall not include  
19 any fractional part of a purveyor's existing contiguous service area.

20 (3) The external boundaries of the critical water supply service  
21 area may be amended in accordance with procedures prescribed in  
22 subsection (1) of this section for the establishment of the critical  
23 water supply service areas when such amendment is necessary to  
24 accomplish the purposes of this chapter.

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