

TRANSMITTAL OF RULES ADOPTED

FROM: Department of Agriculture
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98501

The enclosed Permanent rules , being order No. 1163
Emergency rules
relating to (Name of rules or description of subject matter)

European Crane Fly Quarantine

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. 2749 ^① filed with the code reviser
on 8/17/70 ^② were regularly adopted as permanent rules of this
(date)
agency at Olympia, Washington on 9/15/70 and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be 10/15/70 ^③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of
these rules is necessary for the preservation of the public
health, safety, or general welfare and that observance of the
requirements of notice and opportunity to present views on
the proposed action would be contrary to the public interest,
were regularly adopted as emergency rules of this agency at
_____ on _____ and are herewith filed in
(place) (date)
the office of the code reviser pursuant to chapter 34.04 RCW.

Dated this fifteenth day of September 1970.

STATE OF WASHINGTON
FILED
SEP 1 1970
CODE REVISER'S OFFICE
KET # 3/10 FILE # 53

Department of Agriculture
(AGENCY)
Donald W. Moos
by Donald W. Moos
Director of Agriculture
Title

- ① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)
- ② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)
- ③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING: RCW 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.



STATE OF WASHINGTON

OFFICE OF THE GOVERNOR

OLYMPIA

DANIEL J. EVANS
GOVERNOR

A PROCLAMATION BY THE GOVERNOR

WHEREAS, it has been determined that a dangerous plant pest of grasses and other crops known as European Crane Fly (Tipula paludosa) is present in the State of Washington.

WHEREAS, the movement of soil, plants with roots, grass sod, or soil moving equipment will or may spread this pest.

WHEREAS, the spread will cause severe economic and ecological losses to the public.

NOW, THEREFORE, I, Daniel J. Evans, Governor of the State of Washington hereby proclaim and establish a quarantine to become effective October 15, 1970, setting forth the rules for establishing a quarantine to prevent the spread of European Crane Fly and declaring (a) quarantine areas; (b) regulated articles; and (c) conditions governing movement.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia, this fifteenth day of September, A.D., nineteen hundred and seventy.

Governor of the State of Washington

BY THE GOVERNOR:

Secretary of State

Chapter 16-485

European Crane Fly Quarantine

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

EUROPEAN CRANE FLY QUARANTINE

ORDER NO. 1163

Effective October 15, 1970

NEW

WAC 16-485-001 PROMULGATION. ESTABLISHING QUARANTINE. (1)

Whereas, it has been determined that a dangerous plant pest of grasses and other crops known as European Crane Fly (Tipula paludosa) is present in the state of Washington.

(2) Whereas, the movement of soil, plants with roots, grass sod, or soil moving equipment will or may spread this pest.

(3) Whereas, the spread will cause severe economic and ecological losses to the public.

(4) Now therefore I, Donald W. Moos, director of the department of agriculture of the state of Washington, by virtue of the authority vested in me by Chapter 17.24 RCW relating to insect pests and plant diseases, after public hearing held in Bellingham, Washington, on September 10, 1970, pursuant to Chapters 34.04 and 42.32 RCW, adopt rules establishing a quarantine to prevent the spread of European Crane Fly and declaring (a) quarantine areas; (b) regulated articles; and (c) conditions governing movement.

NEW

WAC 16-485-010 DEFINITIONS. For the purpose of this quarantine, the following shall be construed respectively to mean:

(1) Inspector. Any authorized employee of the state of Washington or any other person authorized by director of agriculture to enforce the provisions of the quarantine.

(2) Pest. European Crane Fly (Tipula paludosa).

(3) Certificate. A document issued or authorized to be issued by an inspector to allow the movement of regulated articles.

NEW

WAC 16-485-015 QUARANTINE AREA. The portion of Whatcom county, Washington, bounded by a line beginning at a point where the northwest corner of the city of Blaine junctions with the Whatcom county-Canadian International Boundary Line; thence proceeding east along said boundary line to its junction with Silver Lake road; thence south along said road to its intersection with Mount Baker highway; thence southwesterly along said highway to its intersection with the northern boundary of the Bellingham city limits; thence west and south along said city limits to Bellingham Bay; thence westerly and southerly along said bay to Hale Passage; thence westerly along said passage to Georgia Strait; thence northerly along said strait to the point of beginning.

NEW

WAC 16-485-020 REGULATED ARTICLES. (1) Soil, compost, humus, muck, peat and decomposed manure, separately or with other things.

(2) Plants with roots.

(3) Grass sod.

(4) Used mechanized cultivating and soil moving equipment, except if such equipment has been cleaned.

(5) Any other products, articles, or means of conveyance, of any character whatsoever, not covered by items (1) through (4) of this paragraph, when it is determined by an inspector that they present a hazard of spread of the European Crane Fly, and the person in possession thereof has been so notified.

NEW

WAC 16-485-025 CONDITION GOVERNING THE MOVEMENT OF REGULATED ARTICLES. The regulated articles listed above may not be moved intrastate from the quarantine area unless:

(1) Such products and articles have been treated to destroy European Crane Fly infestations in accordance with procedures prescribed by the director of the Washington state department of agriculture (available upon request to the director), and under the direction of an inspector authorized by said department, and the products and articles are accompanied by a certificate issued by such an inspector signifying that they are eligible for interstate movements; or

(2) Such products and articles originate in an area in the said regulated portion of Whatcom county, which has been inspected by such an inspector, and he has found that the intrastate movement of the products and articles from such area will not involve a risk of disseminating said infestations, and the products and articles are accompanied by a certificate issued by such an inspector signifying that they are eligible for intrastate movement; or

(3) Such products and articles are moved under permit issued by such an inspector to an approved destination for consumption, processing and other handling in accordance with procedures prescribed by said inspector, when upon evaluation of the circumstances involved in each specific case he determines that such movement will not result in the spread of the European Crane Fly.

NEW

WAC 16-485-030 INSPECTION AND DISPOSAL. Movement of regulated articles not meeting the requirements of this quarantine shall be returned to the point of origin or destroyed at the option and expense of the owner or owners, his or their responsible agent or agents.


NEW


WAC 16-485-035 VIOLATION AND PENALTY. All violations of this order shall be dealt with according to the provisions of RCW 17.24.100.

NEW

WAC 16-485-040 EFFECTIVE DATE. This order shall take effect on and after October 15, 1970.

I hereby certify that the foregoing is a true and correct copy of the regulations promulgated.


DONALD W. MOOS
Director of Agriculture
State of Washington

APPROVED: 
DANIEL J. EVANS, Governor
Signed at Olympia, Washington

Date: September 15, 1970