

FORM OF ORDER AND TRANSMITTAL BY BOARD, COMMISSION, OR COUNCIL

State of Washington

STATE NOXIOUS WEED BOARD

(name of governing body)

DEPARTMENT OF AGRICULTURE

(agency name, if applicable)

Resolution No. 24

Administrative Order No. 24

(1) Be it resolved by the State Noxious Weed Control Board

acting at Ellensburg, Washington

(place)

that it does adopt the annexed rules relating to: noxious weed region descriptions, regions in which Class B weeds will be designated, and definitions which will apply throughout chapter 16-750 WAC.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. WSR 88-13-049 filed with the code reviser on June 10, 1988. These rules shall take effect:

- [x] thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
[] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

We, find that an emergency exists and that this order 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 public interest. A statement of the facts constituting the emergency is:

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" fill in statement (a), (b), or (c) as appropriate:

(a) This rule is promulgated pursuant to RCW 17.10 and is intended to administratively implement that statute.

(b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

(c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this governing body, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED August 19, 1988

FILED

AUG 25 1988

By [Signature]

Chairman

Title

[Signature] Executive Secretary

CODE REVISER'S OFFICE WSR 88-18-001

NEW SECTION

WAC 16-750-003 DEFINITIONS. (1) The definitions set forth in this subsection shall apply throughout this chapter, unless the context otherwise plainly requires:

(a) "Board" and "state board" means the noxious weed control board of this state, or a duly authorized representative.

(b) "Director" means the director of agriculture of this state, or a duly authorized representative.

(c) "Department" means the department of agriculture of this state.

(d) "Person" means any individual, partnership, corporation, firm, or any other entity.

(2) The definitions set forth in this subsection shall apply throughout this chapter, chapter 17.10 RCW, and any rules adopted thereunder unless the context otherwise plainly requires:

(a) "Control" means to suppress or contain a noxious weed within a geographical area.

(b) "Suppress" means to reduce the incidence or severity of a noxious weed within a geographical area.

(c) "Contain" means to confine a noxious weed to a geographical area.

(d) "Eradicate" means to eliminate a noxious weed within a geographical area.

(e) "Prevent the spread of noxious weeds" means to forestall their introduction and/or spread within a geographical area.

(f) "Class B designate" means those Class B noxious weeds whose populations in a region or area are such that all seed production can be reasonably prevented within a calendar year.

(g) "Class B nondesignate" means those Class B noxious weeds whose populations in a region or area are such that all seed production cannot be reasonably prevented in a calendar year.

(3) Any county noxious weed control board may enhance the clarity of any definition contained in subsection (2) of this section, making that definition more specific, but shall not change its general meaning.

NEW SECTION

WAC 16-750-004 NOXIOUS WEED REGION DESCRIPTIONS. The state of Washington is divided into ten regions for the purpose of designating Class B noxious weeds.

(1) Region 1 description. A region consisting of all lands lying within the boundaries of Clallam and Jefferson counties.

(2) Region 2 description. A region consisting of all lands lying within the boundaries of Whatcom, Skagit, Snohomish, San Juan, and Island counties.

(3) Region 3 description. A region consisting of:

(a) All lands lying within the boundaries of Okanogan County.

(b) All lands lying within the boundaries of Chelan and Douglas counties and north of Highway 2.

(4) Region 4 description. A region consisting of:

(a) All lands lying within the boundaries of Ferry, Stevens, and Pend Oreille counties.

(b) All lands lying within the boundaries of Spokane County and north of the Spokane River.

(5) Region 5 description. A region consisting of all lands lying within the boundaries of Grays Harbor, Mason, Kitsap, Thurston, Pierce, and King counties.

(6) Region 6 description. A region consisting of:

(a) All lands lying within the boundaries of Kittitas and Grant counties.

- (b) All lands lying within the boundaries of Chelan and Douglas counties and south of Highway 2.
- (c) All lands lying within the boundaries of Yakima County and north of Highway 12 from the Yakima -- Lewis County line to Yakima and north of Highway 82 from Yakima to the Yakima -- Kittitas County line.
- (d) All lands lying within the boundaries of Ranges 28E, 29E, and 30E of Adams County.
- (7) Region 7 description. A region consisting of:
  - (a) All lands lying within the boundaries of Lincoln and Whitman counties.
  - (b) All lands lying within the boundaries of Spokane County and south of the Spokane River.
  - (c) All lands lying with the boundaries of Ranges 31E, 32E, 33E, 34E, 35E, 36E, 37E, and 38E of Adams County.
- (8) Region 8 description. A region consisting of all lands lying within the boundaries of Pacific, Lewis, Wahkiakum, Cowlitz, Skamania, and Clark counties.
- (9) Region 9 description. A region consisting of:
  - (a) All lands lying within the boundaries of Benton and Klickitat counties.
  - (b) All lands lying within the boundaries of Yakima County and south of Highway 12 from the Yakima -- Lewis County line to Yakima and south of Highway 82 from Yakima to the Yakima -- Kittitas County line.
  - (c) All lands lying within the boundaries of Franklin County and west of Highway 395.
- (10) Region 10 description. A region consisting of:
  - (a) All lands lying within the boundaries of Asotin, Garfield, Columbia, and Walla Walla counties.
  - (b) All lands lying within the boundaries of Franklin County and east of Highway 395.

AMENDATORY SECTION (Amending Order 22, Resolution No. 22, filed 3/7/88)

WAC 16-750-011 STATE NOXIOUS WEED LIST--CLASS B NOXIOUS WEEDS.  
 ((Class-B-noxious-weeds-are-as-follows:

Common Name-----	Scientific Name
apera, interrupted-----	Apera-interrupta
blueweed-----	Echium-vulgare
broom, Scotch-----	Cytisus-scoparius
bryony, white-----	Bryonia-alba
bugloss, common-----	Anchusa-officinalis
camelthorn-----	Alhagi-pseudalhagi
catsear, spotted-----	Hypochaeris-radicata
daisy, oxeye-----	Chrysanthemum-leucanthemum
dogtailgrass, hedgehog-----	Cynosurus-echinatus
fextail, slender-----	Alopecurus-myesuroides
geatgrass, jointed-----	Aegilops-cylindrica
gerse-----	Hlex-europaeus
hawkweed, orange-----	Hieracium-aurantiacum
hawkweed, yellow-----	Hieracium-pratense
indigetush-----	Amorpha-fruticosa
knapweed, black-----	Centaurea-nigra
knapweed, brown-----	Centaurea-jacea
knapweed, diffuse-----	Centaurea-diffusa
knapweed, meadow-----	Centaurea-jacea-X-nigra
knapweed, Russian-----	Centaurea-repens
knapweed, spotted-----	Centaurea-maculosa
lepyrodiclis-----	Lepyrodiclis-holosteoides
lythrum, purple-----	Lythrum-salicaria
medusahed-----	Taeniatherum-caput-medusae

Common-Name-----	Scientific-Name
nutsedge, yellow-----	Cyperus-esculentus
ox-tongue, hawkweed-----	Pieris-hieracioides
peaweed, Austrian-----	Sphaerophysa-salsula
pepperweed, perennial-----	Lepidium-latifolium
ragwort, tansy-----	Senecio-jacobaea
sage, Mediterranean-----	Salvia-aethiopsis
sandbur, longspine-----	Cenchrus-longispinus
skeletonweed, rush-----	Chondrilla-juncea
southistle, perennial-----	Senchus-arvensis
spurge, leafy-----	Euphorbia-esula
starthistle, yellow-----	Centaurea-solstitialis
thistle, musk-----	Carduus-nutans
thistle, plumeless-----	Carduus-acanthoides
thistle, Scotch-----	Cnoperdum-acanthium
toadflax, Dalmatian-----	Linaria-genistifolia-spp.-dalmatica
ventenata-----	Ventenata-dubia
watermilfoil, Eurasian-----	Myriophyllum-spicatum))

Name Will be a "Class B designate" in all lands lying within:

- 
- |     |  |  |
|-----|--|--|
| (1) | <u>apera, interrupted</u><br><u>Arera interrupta</u> | (a) <u>regions 1, 2, 3, 5, 6, 8, 9, 10</u><br>(b) <u>Ferry, Stevens, and Pend Oreille counties of region 4</u><br>(c) <u>Lincoln and Adams counties of region 7.</u>   |
| (2) | <u>bluweed</u><br><u>Echium vulgare</u>              | (a) <u>regions 1, 2, 3, 4, 5, 6, 8, 9, 10</u><br>(b) <u>region 7 except for an area starting at the Stevens County line on SR 291 south to the SR 291 bridge over the Little Spokane River, thence upstream along the Little Spokane River to the first Rutter Parkway Bridge; thence south along the Rutter Parkway to the intersection of Rutter Parkway and Indian Trail Road; thence southerly along Indian Trail Road to a point three miles south (on section line between sections 22 and 27, T-26N, R-42E); thence due west to a point intersecting the line between Ranges 41 and 42; thence north along this line to a point 1/4 mile south of Charles Road; thence north-westerly parallel to Charles Road to a point 1/4 miles south of the intersection of Charles Road and West Shore Road; thence northerly along West Shore Road to the Spokane River (Long Lake); thence southeasterly along the Spokane River to the point of beginning.</u> |
| (3) | <u>broom, Scotch</u><br><u>Cytisus scoparius</u>     | (a) <u>regions 3, 4, 6, 7, 10</u><br>(b) <u>region 9 except that area lying west of the Klickitat River in Klickitat County.</u>   |

Name	Will be a "Class B designate" in all lands lying within:
(4) <u>bryony, white</u> <u>Bryonia alba</u>	(a) <u>regions 1, 2, 3, 4, 5, 6, 7, 8, 9</u> (b) <u>Franklin County of region 10.</u>
(5) <u>bugloss, common</u> <u>Anchusa officinalis</u>	(a) <u>regions 1, 2, 3, 5, 6, 8, 9, 10</u> (b) <u>Ferry and Pend Oreille counties of region 4</u> (c) <u>Lincoln, Adams, and Whitman counties of region 7.</u>
(6) <u>camelthorn</u> <u>Alhagi pseudalhagi</u>	(a) <u>regions 1, 2, 3, 4, 5, 7, 8</u> (b) <u>Intercounty Weed District No. 51, Intercounty Weed District No. 52, Grant County Weed District No. 1, Grant County Weed District No. 2, and Grant County Weed District No. 3</u> (c) <u>Grant County north of Highway 90</u> (d) <u>T16N, R29E; T16N, R30E; T15N, R28E except Sec. 5; T15N, R29E; T15N, R30E</u> (e) <u>Franklin County of region 9</u> (f) <u>Columbia, Garfield, and Asotin counties of region 10</u> (g) <u>an area beginning at the Washington -- Oregon border at the southwest portion of section 15, R32E, T6N, then north to the northwest corner of section 3, R36E, T7N, then east to the northeast corner of section 3, R36E, T7N, then south to southeast portion of section 15, R36E, T6N, at the Washington -- Oregon border, then west along the Washington -- Oregon border to the point of beginning.</u>
(7) <u>catsear, spotted</u> <u>Hypochaeris radicata</u>	(a) <u>regions 3, 4, 6, 7, 9, 10.</u>
(8) <u>daisy, creye</u> <u>Chrysanthemum leucanthemum</u>	(a) <u>regions 6, 7, 9, 10.</u>
(9) <u>dogtailgrass, hedgehog</u> <u>Cynosurus echinatus</u>	
(10) <u>foxtail, slender</u> <u>Alopecurus myosuroides</u>	(a) <u>regions 1, 2, 3, 5, 6, 8, 9, 10</u> (b) <u>Ferry, Stevens, Pend Oreille counties of region 4</u> (c) <u>Adams and Whitman counties of region 7.</u>
(11) <u>goatgrass, jointed</u> <u>Aegilops cylindrica</u>	(a) <u>regions 1, 2, 5, 8</u> (b) <u>Ferry County of region 4</u> (c) <u>Grant and Adams counties of region 6</u> (d) <u>Franklin County of regions 9 and 10</u> (e) <u>Intercounty Weed District No. 51.</u>
(12) <u>gorse</u> <u>Ulex europaeus</u>	(a) <u>regions 3, 4, 6, 7, 9, 10</u> (b) <u>Thurston County of region 5.</u>
(13) <u>hawkweed, orange</u> <u>Hieracium aurantiacum</u>	(a) <u>regions 3, 6, 7, 9, 10</u> (b) <u>Ferry County of region 4.</u>

Name

Will be a "Class B designate" in  
all lands lying within:

- (14) hawkweed, yellow (a) regions 1, 2, 3, 5, 6, 7, 8, 9, 10  
Hieracium pratense (b) Ferry County of region 4.
- (15) indigobush (a) regions 1, 2, 3, 4, 5, 6, 7  
Amorpha fruticosa (b) Franklin County of regions 9  
and 10.
- (16) knapweed, black (a) regions 1, 2, 3, 4, 5, 7, 9, 10  
Centaurea nigra (b) region 6 except Kittitas  
County  
(c) region 8 except Clark County.
- (17) knapweed, brown (a) regions 1, 2, 3, 4, 5, 7, 9, 10  
Centaurea jacea (b) region 6 except Kittitas  
County  
(c) region 8 except Clark County.
- (18) knapweed, diffuse (a) regions 1, 2, 5, 8  
Centaurea diffusa (b) Grant County lying in the  
north half of Township 15  
North, Ranges 24 through 27  
East; Township 16 North,  
Ranges 25, 26 and 27 East;  
Townships 17 and 18 North,  
Ranges 25 through 30 East;  
Townships 19 and 20 North,  
Range 30 East; Township 22  
North, Ranges 23, 24, and 25  
East; Townships 21, 22, and 23  
North, Ranges 28, 29, and 30  
East; Townships 24 and 25  
North, Ranges 29 and 30 East;  
Township 26 North, Range 30  
East; and the east half of  
Township 27 North, Range 30  
East, all W.M.  
(c) Adams County except those  
areas within T15N, R36E,  
Section 36; T15N, R37E,  
Sections 22, 23, 24, 25, 26, 27, 28,  
31, 32, 33 and 34; T15N, R38E,  
Sections 2, 10, 11, 14, 15, 19 and  
20; T16N, R38E, Sections 34  
and 35; T17N, R37E, Sections  
5 and 6; T18N, R37E, Sections  
29, 30, 31 and 32  
(d) Franklin County of regions 9  
and 10.
- (19) knapweed, meadow (a) regions 1, 2, 3, 4, 5, 7, 9, 10  
Centaurea jacea x nigra (b) region 6 except Kittitas  
County  
(c) region 8 except Clark County.

NameWill be a "Class B designate" in  
all lands lying within:

- (20) knapweed, Russian (a) regions 1, 2, 5, 7, 8  
Centaurea repens (b) region 4 except that area  
lying within the boundaries of  
the Colville Indian Reserva-  
tion within Ferry County  
(c) Adams County except those  
areas in the Main Lind Coulee  
Drainage area of T17N, R32E,  
Sections 19, 20, 25, 27, 28, 29, 32,  
33, 34, 35 and 36; T17N, R33E,  
Sections 16, 17, 19, 20 and 30;  
and those areas within the  
Lower Crab Creek drainage area  
of T15N, R28E, sections 5 and  
6; and the western half of  
T16N, R28E  
(d) Intercounty Weed District No.  
52  
(e) region 10 except Franklin  
County.
- (21) knapweed, spotted (a) regions 1, 2, 3, 5, 6, 8, 9  
Centaurea maculosa (b) Adams and Whitman counties of  
region 7  
(c) region 10 except Garfield  
County.
- (22) lepyrodiclis (a) regions 1, 2, 3, 4, 5, 6, 8, 9, 10  
Lepyrodiclis holstecides (b) region 7 except an area  
within Whitman County  
east of the Pullman --  
Wawawai Road from Wawawai  
to Pullman and south  
of State Highway 270  
from Pullman to Moscow,  
Idaho.
- (23) lythrum, purple (a) regions 1, 3, 4, 7, 8  
Lythrum salicaria (b) region 5 except King County  
(c) region 6 except that portion  
of Grant County lying souther-  
ly of State Highway 28 and  
except Sections 21, 28, 29 and  
32, Township 21 North, Range  
26 East, W.M.  
(d) region 9 except Benton  
County  
(e) region 10 except Walla Walla  
County  
(f) Intercounty Weed Districts No.  
51 and No. 52.
- (24) medusahead (a) regions 1, 2, 5, 8.  
Taeniatherum caput-medusae

NameWill be a "Class B designate" in  
all lands lying within:

- (25) nutsedge, yellow (a) regions 1, 2, 3, 4, 5, 7, 8  
Cyperus esculentus (b) Yakima County Weed District  
No. 1  
(c) region 6 except:  
(i) those areas lying between  
State Highway 26 and  
State Highway 28 in Grant  
County  
(ii) those areas lying in  
Yakima County but not in  
Yakima Weed District  
No. 1  
(d) region 9 except:  
(i) those areas lying  
in Yakima County but not  
in Yakima Weed District  
No. 1  
(ii) an area lying southerly  
of State Route 14 and  
within T2N, Ranges 13  
and 14 E  
(e) region 10 except Walla  
Walla County.
- (26) oxtonque, hawkweed (a) regions 1, 2, 3, 4, 5, 6, 7, 9,  
Picris hieracifides 10  
(b) region 8 except Skamania  
County.
- (27) peaweed, Austrian (a) regions 1, 2, 3, 4, 5, 7, 8  
Sphaerophysa salsula (b) Yakima County Weed  
District No. 1  
(c) Columbia, Garfield,  
Asotin, and Franklin counties  
(d) an area beginning at the  
Washington -- Oregon border at  
the southwest portion of  
section 15, R32E, T6N, then  
north to the northwest corner  
of section 3, R36E, T7N, then  
east to the northeast corner  
of section 3, R36E, T7N,  
then south to the southeast  
portion of section 15, R36E,  
T6N, at the Washington --  
Oregon border, then west  
along the Washington --  
Oregon border to the point  
of beginning.
- (28) pepperweed, perennial (a) regions 1, 2, 3, 4, 5, 7, 8, 10  
Lepidium latifolium (b) Grant County lying northerly  
of Township 21, North, W.M.  
(c) Intercounty Weed Districts No.  
51 and 52.
- (29) ragwort, tansy (a) regions 3, 4, 6, 7, 9, 10.  
Senecio jacobaea
- (30) sage, Mediterranean (a) regions 1, 2, 3, 4, 5, 6, 7, 8, 9  
Salvia aethiopsis (b) Franklin County of region 10.
- (31) sandbur, longspine (a) regions 1, 2, 3, 4, 5, 7, 8  
Cenchrus longispinus (b) Adams County of region 6  
except for that area lying  
within Intercounty Weed  
District No. 52  
(c) Intercounty Weed District No.  
51.



NameWill be a "Class B designate" in  
all lands lying within:

- (32) skeletonweed, rush (a) regions 1, 2, 3, 5, 8, 9  
Chondrilla juncea (b) Franklin County except T13N, R36E; and T14N, R36E  
(c) Adams County except those areas lying east of a boundary line running north from Franklin County along the western boundary of Range 36 East to Wellsandt Road then east on Wellsandt Road to Interstate 90 then following I-90 to the Lincoln County line  
(d) region 6 except that portion lying within Grant County that is southerly of State Highway 28, northerly of Interstate Highway 90 and easterly of Grant County Road E. Northwest  
(e) Pend Oreille County north of the northernmost boundary of Township 33 North.
- (33) scowthistle, perennial (a) regions 1, 2, 3, 4, 5, 7, 8, 9, 10.  
Sonchus arvensis arvensis

NameWill be a "Class B designate" in  
all lands lying within:

- (34) spurge, leafy (a) regions 1, 2, 3, 4, 5, 6, 8, 9  
Euphorbia esula (b) region 7 except as follows:  
(i) T27N, R39E, Sections 24,  
25, 28, 29, 30, 32, 33, 34  
T26N, R39E, Sections  
3, 4, 5, 9, 10, 15, 16, 21, 22  
of Lincoln County  
(ii) T22N, R37E, Sections  
1, 12, 13, 14, 23, 24, 25, 26,  
35, 36; T22N, R38E, Sec-  
tions 3, 4, 5, 6, 7, 8, 17, 18,  
19; T23N, R38E, Sections  
7, 8, 17, 18, 19, 20, 21, 27, 28,  
29, 30, 31, 32, 33, 34; T23N,  
R37E, Sections 23, 24, 25,  
26, 35, 36 of Lincoln  
County  
(iii) T27N, R37E, Sections  
34, 35, 36; T27N, R38E,  
Sections 31, 32, 33; T26N,  
R37E, Sections 1, 2, 3, 10,  
11, 12, 13, 14, 15, 16, 26;  
T26N, R38E, Sections 5,  
6, 7, 8 of Lincoln County  
(iv) T25N, R41E, all sec-  
tions; all T27N, R41E  
south of the Spokane  
River; all T26N, R42E  
west of the Spokane  
River  
(c) region 10 except as follows:  
(i) T9N, R39E, Section 8  
of Columbia County  
(ii) T13N, R40E, Sections 10,  
11, 12, 13, 14, 15, 16;  
T13N, R41E, Sections 5, 6,  
7, 8, 9, 10, 11, 12, 13, 14;  
T13N, R42E, Sections 2, 3,  
4, 5, 7, 8, 9, 10, 11, 26, 27,  
34, 35 of Garfield County.
- (35) starthistle, yellow (a) regions 1, 2, 3, 4, 5, 6, 8, 9  
Centaurea solstitialis (b) region 7 except those areas  
within Whitman County lying  
south of State Highway 26 from  
the Adams County line to  
Colfax and south of State  
Highway 195 from Colfax to  
Pullman and south of State  
Highway 270 from Pullman to  
the Idaho border  
Franklin County.  
(c) Franklin County.
- (36) thistle, musk (a) regions 1, 2, 5, 6, 7, 8, 9, 10  
Carduus nutans (b) Spokane County.
- (37) thistle, plumeless (a) regions 1, 2, 3, 5, 6, 7, 8, 9, 10  
Carduus acanthoides (b) region 4 except Stevens  
County.

NameWill be a "Class B designate" in  
all lands lying within:

- (38) thistle, Scotch (a) regions 1, 2, 3, 4, 5, 6, 8, 9  
Onopordum acanthium (b) region 7 except for those  
areas within Whitman County  
lying south of State Highway  
26 from the Adams County line  
to Colfax and south of State  
Highway 195 from Colfax to  
Pullman and south of State  
Highway 270 from Pullman to  
the Idaho border  
(c) Franklin County.
- (39) toadflax, Dalmatian (a) regions 1, 2, 5, 8, 10  
Linaria genistifolia (b) Kittitas, Chelan, Douglas,  
spp. dalmatica Adams counties of region 6  
(c) Intercounty Weed District No.  
51  
(d) Lincoln and Adams counties of  
region 7  
(e) region 9 except as follows:  
(i) those areas lying within  
Yakima County  
(ii) those areas lying west of  
the Klickitat River and  
within Klickitat County.
- (40) ventenata (a) regions 1, 2, 3, 5, 6, 8  
Ventenata dubia (b) Franklin County.
- (41) watermilfoil, Eurasian (a) regions 1, 8, 9, 10  
Myriophyllum spicatum (b) region 7 except Spokane  
County.