



**RULE-MAKING ORDER**  
(RCW 34.05.360)

**CR-103** (10/1/89)

Agency: County Road Administration Board <u>Admin. Order 76</u>	<input checked="" type="checkbox"/> Permanent Rule <input type="checkbox"/> Emergency Rule
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(1) Date of adoption: 1/26/90

(2) Purpose: Changes all references to 'county commissioners' to 'county legislative authority'; corrects RCW reference; removes requirement for environmental and shorelines management permit analysis.

(3) Citation of existing rules affected by this order:  
 Repealed: none  
 Amended: 136-16-010, -018, -022, -042, -050  
 Suspended: none

(4) Authority for adoption:  
 Statute: RCW 36.78.070  
 Other Authority: n/a

(5.1) **PERMANENT RULE ONLY**  
 Pursuant to notice filed as WSR 90-01-031 on 12/12/89 (date).  
 Describe any changes other than editing from proposed to adopted version:  
 none

(5.2) **EMERGENCY RULE ONLY**  
 Pursuant to RCW 34.05.350 the agency for good cause finds:  
 (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.  
 (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.  
  
 Reasons for this finding:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?  
 Yes     No    If yes, explain:

(6) Effective date of rule:

Permanent Rules	Emergency Rules
<input checked="" type="checkbox"/> 31 days after filing	<input type="checkbox"/> Immediately
<input type="checkbox"/> Other (specify) _____ *	<input type="checkbox"/> Later (specify) _____

\* (if less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

**CODE REVISER USE ONLY**

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

MAR 21 1990

TIME 1:48  
WSR 90-07-076

NAME (TYPE OR PRINT) Ernest Geissler

SIGNATURE

Director

DATE 3/21/90

AMENDATORY SECTION (Amending Order 29, filed 8/3/76)

WAC 136-16-010 SUBMISSION OF RECOMMENDED ANNUAL ROAD PROGRAM. The county engineer shall submit a recommended annual program to the ~~((board--of-county-commissioners))~~ county legislative authority on the first meeting in July or at such other time as may be specified ~~((by the--board))~~ pursuant to RCW ~~((36.40.070-which))~~ 36.40.071. The program shall include ~~((his))~~ recommendations for all construction projects and all equipment purchases for the ensuing year. The ~~((board))~~ legislative authority shall consider the recommended program ~~((r))~~ and make any revisions deemed necessary ~~((r-and-with-the-assistance-of--the county-engineer-identify-these-projects-requiring-a-shorelines-management--permit,-and-make-any-necessary-environmental-analysis-in-accordance--with--local--rules--or--ordinances--and--regulations--or--CEP guidelines))~~.

AMENDATORY SECTION (Amending Order 29, filed 8/3/76)

WAC 136-16-018 ADOPTION OF ANNUAL PROGRAM. The ~~((board))~~ legislative authority shall adopt a final annual program at any time prior to the adoption of the budget.

AMENDATORY SECTION (Amending Order 40, filed 10/29/80)

WAC 136-16-022 DAY LABOR LIMIT. The statutory day labor limit shall be computed in the following manner:

(1) When the sum of all construction costs is in excess of four million dollars the day labor limit is eight hundred thousand dollars or fifteen percent of said sum, whichever is greater.

(2) When the sum of all construction costs is in excess of one million five hundred thousand dollars and less ~~(([than]-[then]))~~ than four million dollars the day labor limit is five hundred twenty five thousand dollars or twenty percent of said ~~(([r]))~~ sum, whichever is greater.

(3) When the sum of all construction costs is in excess of five hundred thousand dollars and less than one million five hundred thousand dollars the day labor limit is two hundred and fifty thousand dollars or thirty five percent of said sum, whichever is greater.

(4) When the sum of all construction costs is less than five hundred thousand dollars the day labor limit shall be two hundred and fifty thousand dollars, unless the legislative authority, by resolution, elects the alternate procedure. When such alternate procedure is chosen, an individual project limit of thirty-five thousand dollars shall apply, and each project shall be administered in accordance with chapter 136-18 WAC.

AMENDATORY SECTION (Amending Order 38, filed 7/22/80)

WAC 136-16-042 MODIFICATION OF PROGRAM. The adopted final program may not be changed ~~(([r]))~~, revised or increased except by unanimous vote of the members of the legislative authority who are present when the vote is taken. Such modifications shall be by resolution of the legislative authority ~~(([r]))~~ listing each ~~(([changed,-revised~~

~~er~~) changed, revised or added project. A copy of each such resolution shall be forwarded to the county road administration board (~~(within)~~) within thirty-days of its adoption.

AMENDATORY SECTION (Amending Order 38, filed 7/22/80)

WAC 136-16-050 ANNUAL CONSTRUCTION REPORT. At any time prior to April 1 of the year following the program year(~~([ ])~~), the county engineer shall submit an annual construction report to the county road administration board(~~([ ])~~). The construction report shall show actual expenditures for all construction work including construction engineering done during the previous budget year.