

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2167

Chapter 192, Laws of 1996

54th Legislature
1996 Regular Session

MARINAS--EXEMPTION OF REGULAR MAINTENANCE FROM
HYDRAULIC PROJECT REVIEW AND APPROVAL

EFFECTIVE DATE: 6/6/96

Passed by the House March 5, 1996
Yeas 96 Nays 0

CLYDE BALLARD
**Speaker of the
House of Representatives**

Passed by the Senate March 1, 1996
Yeas 45 Nays 0

JOEL PRITCHARD
President of the Senate

Approved March 28, 1996

MIKE LOWRY
Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2167** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN
Chief Clerk

FILED

March 28, 1996 - 4:05 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2167

AS AMENDED BY THE SENATE

Passed Legislature - 1996 Regular Session

State of Washington

54th Legislature

1996 Regular Session

By House Committee on Natural Resources (originally sponsored by Representatives Buck, Goldsmith, Benton, Huff, Blanton, Thompson, Hymes, Koster, Pennington, Beeksma, Sheldon, Fuhrman and McMahan)

Read first time 01/26/96.

1 AN ACT Relating to regular maintenance of marinas; adding a new
2 section to chapter 75.20 RCW; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The legislature finds that initial
5 construction of a marina and some maintenance activities change the
6 natural flow or bed of the salt or fresh water body in which the marina
7 is constructed. Because of this disturbance, it is appropriate that
8 plans for initial marina construction as well as some maintenance
9 activities undergo the hydraulic project review and approval process
10 established in chapter 75.20 RCW.

11 It is the intent of the legislature that after a marina has
12 received a hydraulic project approval and been constructed, a
13 renewable, five-year hydraulic project approval be issued, upon
14 request, for regular maintenance activities within the marina.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 75.20 RCW
16 to read as follows:

17 (1) "Marina" means a public or private facility providing boat
18 moorage space, fuel, or commercial services. Commercial services

1 include but are not limited to overnight or live-aboard boating
2 accommodations.

3 (2) For a marina in existence on the effective date of this act or
4 a marina that has received a hydraulic project approval for its initial
5 construction, a renewable, five-year hydraulic project approval shall
6 be issued, upon request, for regular maintenance activities of the
7 marina.

8 (3) Upon construction of a new marina that has received hydraulic
9 project approval, a renewable, five-year hydraulic project approval
10 shall be issued, upon request, for regular maintenance activities of
11 the marina.

12 (4) For the purposes of this section, regular maintenance
13 activities are only those activities necessary to restore the marina to
14 the conditions approved in the initial hydraulic project approval.
15 These activities may include, but are not limited to, dredging, piling
16 replacement, and float replacement.

17 (5) The five-year permit must include a requirement that a
18 fourteen-day notice be given to the department before regular
19 maintenance activities begin.

Passed the House March 5, 1996.

Passed the Senate March 1, 1996.

Approved by the Governor March 28, 1996.

Filed in Office of Secretary of State March 28, 1996.