

2 SHB 2446 - S AMD 720

3 By Senators Fraser and Morton

4 ADOPTED 03/07/02

5 Strike everything after the enacting clause and insert the
6 following:

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.20 RCW
8 to read as follows:

9 For any new or revised water system plan submitted for review under
10 this chapter, the department shall review and either approve,
11 conditionally approve, reject, or request amendments within ninety days
12 of the receipt of the submission of the plan. The department may
13 extend this ninety-day time limitation for new submittals by up to an
14 additional ninety days if insufficient time exists to adequately review
15 the general comprehensive plan. For rejections of plans or extensions
16 of the timeline, the department shall provide in writing, to the person
17 or entity submitting the plan, the reason for such action. In
18 addition, the person or entity submitting the plan and the department
19 may mutually agree to an extension of the deadlines contained in this
20 section.

21 NEW SECTION. **Sec. 2.** A new section is added to chapter 57.16 RCW
22 to read as follows:

23 For any new or revised sewer general comprehensive plan submitted
24 by a water-sewer district for review under this chapter, the
25 appropriate state agency shall review and either approve, conditionally
26 approve, reject, or request amendments within ninety days of the
27 receipt of the submission of the plan. The appropriate state agency
28 may extend this ninety-day time limitation for new submittals by up to
29 an additional ninety days if insufficient time exists to adequately
30 review the general comprehensive plan. For rejections of plans or
31 extensions of the timeline, the appropriate state agency shall provide
32 in writing to the water-sewer district the reason for such action. In
33 addition, the governing body of the water-sewer district and the
34 appropriate state agency may mutually agree to an extension of the
35 deadlines contained in this section.

1 NEW SECTION. **Sec. 3.** A new section is added to chapter 70.116 RCW
2 to read as follows:

3 For any new or revised water or sewer system plan submitted for
4 review under this chapter, the department of health shall review and
5 either approve, conditionally approve, reject, or request amendments
6 within ninety days of the receipt of the submission of the plan. The
7 department of health may extend this ninety-day time limitation for new
8 submittals by up to an additional ninety days if insufficient time
9 exists to adequately review the general comprehensive plan. For
10 rejections of plans or extensions of the timeline, the department shall
11 provide in writing, to the person or entity submitting the plan, the
12 reason for such action. In addition, the person or entity submitting
13 the plan and the department of health may mutually agree to an
14 extension of the deadlines contained in this section.

15 **Sec. 4.** RCW 90.48.020 and 1995 c 255 s 7 are each amended to read
16 as follows:

17 Whenever the word "person" is used in this chapter, it shall be
18 construed to include any political subdivision, government agency,
19 municipality, industry, public or private corporation, copartnership,
20 association, firm, individual or any other entity whatsoever.

21 Wherever the words "waters of the state" shall be used in this
22 chapter, they shall be construed to include lakes, rivers, ponds,
23 streams, inland waters, underground waters, salt waters and all other
24 surface waters and watercourses within the jurisdiction of the state of
25 Washington.

26 Whenever the word "pollution" is used in this chapter, it shall be
27 construed to mean such contamination, or other alteration of the
28 physical, chemical or biological properties, of any waters of the
29 state, including change in temperature, taste, color, turbidity, or
30 odor of the waters, or such discharge of any liquid, gaseous, solid,
31 radioactive, or other substance into any waters of the state as will or
32 is likely to create a nuisance or render such waters harmful,
33 detrimental or injurious to the public health, safety or welfare, or to
34 domestic, commercial, industrial, agricultural, recreational, or other
35 legitimate beneficial uses, or to livestock, wild animals, birds, fish
36 or other aquatic life.

37 Wherever the word "department" is used in this chapter it shall
38 mean the department of ecology.

1 Whenever the word "director" is used in this chapter it shall mean
2 the director of ecology.

3 Whenever the words "aquatic noxious weed" are used in this chapter,
4 they have the meaning prescribed under RCW 17.26.020.

5 Whenever the words "general sewer plan" are used in this chapter
6 they shall be construed to include all sewerage general plans, sewer
7 general comprehensive plans, plans for a system of sewerage, and other
8 plans for sewer systems adopted by a local government entity including
9 but not limited to cities, towns, public utility districts, and water-
10 sewer districts.

11 **Sec. 5.** RCW 90.48.110 and 1994 c 118 s 1 are each amended to read
12 as follows:

13 (1) Except under subsection (2) of this section, all engineering
14 reports, plans, and specifications for the construction of new sewerage
15 systems, sewage treatment or disposal plants or systems, or for
16 improvements or extensions to existing sewerage systems or sewage
17 treatment or disposal plants, and the proposed method of future
18 operation and maintenance of said facility or facilities, shall be
19 submitted to and be approved by the department, before construction
20 thereof may begin. No approval shall be given until the department is
21 satisfied that said plans and specifications and the methods of
22 operation and maintenance submitted are adequate to protect the quality
23 of the state's waters as provided for in this chapter.

24 (2) To promote efficiency in service delivery and intergovernmental
25 cooperation in protecting the quality of the state's waters, the
26 department may delegate the authority for review and approval of
27 engineering reports, plans, and specifications for the construction of
28 new sewerage systems, sewage treatment or disposal plants or systems,
29 or for improvements or extensions to existing sewerage system or sewage
30 treatment or disposal plants, and the proposed method of future
31 operations and maintenance of said facility or facilities and
32 industrial pretreatment systems, to local units of government
33 requesting such delegation and meeting criteria established by the
34 department.

35 (3) For any new or revised general sewer plan submitted for review
36 under this section, the department shall review and either approve,
37 conditionally approve, reject, or request amendments within ninety days
38 of the receipt of the submission of the plan. The department may

1 extend this ninety-day time limitation for new submittals by up to an
2 additional ninety days if insufficient time exists to adequately review
3 the general sewer plan. For rejections of plans or extensions of the
4 timeline, the department shall provide in writing to the local
5 government entity the reason for such action. In addition, the
6 governing body of the local government entity and the department may
7 mutually agree to an extension of the deadlines contained in this
8 section."

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12 On page 1, line 2 of the title, after "plans;" strike the remainder
13 of the title and insert "amending RCW 90.48.020 and 90.48.110; adding
14 a new section to chapter 43.20 RCW; adding a new section to chapter
15 57.16 RCW; and adding a new section to chapter 70.116 RCW."

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