

**HB 2469 - H AMD 892**

By Representative Upthegrove

ADOPTED 02/08/2012

1 Strike everything after the enacting clause and insert the  
2 following:

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4 "Sec. 1. RCW 90.58.355 and 1994 c 257 s 20 are each amended to  
5 read as follows:

6 The procedural requirements of this chapter shall not apply to any  
7 person:

8 (1) Conducting a remedial action at a facility pursuant to a  
9 consent decree, order, or agreed order issued pursuant to chapter  
10 70.105D RCW, or to the department of ecology when it conducts a  
11 remedial action under chapter 70.105D RCW. The department ((of  
12 ecology—shall)) must ensure compliance with the substantive  
13 requirements of this chapter through the consent decree, order, or  
14 agreed order issued pursuant to chapter 70.105D RCW, or during the  
15 department-conducted remedial action, through the procedures developed  
16 by the department pursuant to RCW 70.105D.090; or

17 (2) Installing site improvements for storm water treatment in an  
18 existing boatyard facility to meet requirements of a national  
19 pollutant discharge elimination system storm water general permit.  
20 The department must ensure compliance with the substantive  
21 requirements of this chapter through the review of engineering  
22 reports, site plans, and other documents related to the installation  
23 of boatyard storm water treatment facilities."

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25 Correct the title.

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EFFECT: (1) Removes all provisions of the underlying bill. (2) Exempts the installation of site improvements for stormwater treatment in an existing boatyard facility from the procedural requirements of the Shoreline Management Act (SMA) if the installation is to meet requirements of a National Pollutant Discharge Elimination System stormwater general permit. (3) Requires the Department of Ecology to ensure compliance with the substantive requirements of the SMA through the review of engineering reports, site plans, and other documents related to the installation of boatyard stormwater treatment facilities.

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