

# Chapter 136-16 WAC

## STANDARDS OF GOOD PRACTICE—ANNUAL ROAD PROGRAM, CONSTRUCTION REPORT, AND CONSTRUCTION BY COUNTY FORCES LIMITS

### WAC

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### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

136-16-012	Projects of environmental significance. [Order 21, § 136-16-012, filed 4/19/73.] Repealed by Order 29, filed 8/3/76.
136-16-014	Projects of environmental insignificance. [Order 21, § 136-16-014, filed 4/19/73.] Repealed by Order 29, filed 8/3/76.
136-16-016	Dissemination of environmental assessment information. [Order 21, § 136-16-016, filed 4/19/73.] Repealed by Order 29, filed 8/3/76.
136-16-060	Publication of information on day labor projects. [Order 17, § 136-16-060, filed 7/22/71.] Repealed by Order 23, filed 3/11/74.

**WAC 136-16-010 Purpose and authority.** As provided for in RCW 36.81.130, the county engineer shall submit a recommended annual road program, hereinafter referred to as the annual program, to the county legislative authority on or before the first Monday in October. The annual road program shall include recommendations for all road and bridge construction projects and all road equipment purchases for the ensuing year. The county legislative authority shall consider the recommended program and make any revisions deemed necessary.

[Statutory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-010, filed 12/7/98, effective 1/7/99. Statutory Authority: RCW 36.78.070 and 36.79.060. 96-17-013, § 136-16-010, filed 8/12/96, effective 9/12/96. Statutory Authority: RCW 36.78.070. 90-07-076 (Order 76), § 136-16-010, filed 3/21/90, effective 4/21/90; Order 29, § 136-16-010, filed 8/3/76; Order 21, § 136-16-010, filed 4/19/73; Regulation 2, § 136-16-010, filed 12/13/67.]

**WAC 136-16-018 Adoption of annual program.** The county legislative authority shall adopt a final annual program at any time prior to the adoption of the budget.

[Statutory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-018, filed 12/7/98, effective 1/7/99. Statutory Authority: RCW 36.78.070. 90-07-076 (Order 76), § 136-16-018, filed 3/21/90, effective 4/21/90; Order 29, § 136-16-018, filed 8/3/76; Order 21, § 136-16-018, filed 4/19/73.]

**WAC 136-16-020 Contents of annual program.** The adopted annual program shall include, but not be limited to:

(1) A line item for estimated preliminary engineering costs;

(11/9/09)

(2) A line item for estimated right of way acquisition costs; and

(3) A listing of all proposed construction projects for the year including a brief description of the work, the name, number and functional classification of the road, an estimate of the total cost of each project, including construction engineering but excluding preliminary engineering and right of way acquisition, and a notation as to whether construction work on each project is to be done by contract or construction by county forces or both.

When a project involves both contract and construction by county forces work the estimate shall be divided to show the estimated cost of each type of work. The sum of all construction costs shall be approximately equal to the amount included in the road fund construction budget for construction work. All construction projects shall be shown, regardless of funding source, including all projects previously authorized and under way on which expenditures are anticipated during the program year. Projects previously authorized on which construction work is contemplated within the program year shall also be listed showing the estimated costs of work during the program year. In all cases, the total amount of proposed construction by county forces costs shall not exceed the construction by county forces limit as computed in WAC 136-16-022.

[Statutory Authority: Chapter 36.78 RCW. 09-23-044, § 136-16-020, filed 11/9/09, effective 12/10/09. Statutory Authority: RCW 36.78.070 and 36.79.060. 96-17-013, § 136-16-020, filed 8/12/96, effective 9/12/96. Statutory Authority: Chapter 36.78 RCW. 80-09-084 (Order 38), § 136-16-020, filed 7/22/80; Order 29, § 136-16-020, filed 8/3/76; Order 21, § 136-16-020, filed 4/19/73; Regulation 2, § 136-16-020, filed 12/13/67.]

**WAC 136-16-022 Construction by county forces limit.** The statutory construction by county forces limit shall be computed in accordance with RCW 36.77.065. The county population used in the computation shall be the official office of financial management estimate as of April 1st of the previous calendar year.

Determination by the county road administration board that a violation of RCW 36.77.065 has occurred shall be cause for issuance of a conditional certificate of good practice by the board as specified in WAC 136-04-060 on behalf of the county in which the violation occurred. The first condition of such a conditional certificate of good practice shall be that the county be required, at the next regular or special meeting of the county road administration board, to show cause why a certificate of good practice should not be denied to that county.

[Statutory Authority: Chapter 36.78 RCW. 09-23-044, § 136-16-022, filed 11/9/09, effective 12/10/09. Statutory Authority: Chapter 36.79 RCW and SSB 5733. 01-24-074, § 136-16-022, filed 12/3/01, effective 1/3/02. Statu-

tory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-022, filed 12/7/98, effective 1/7/99. Statutory Authority: RCW 36.78.070 and 36.79.060. 96-17-013, § 136-16-022, filed 8/12/96, effective 9/12/96. Statutory Authority: RCW 36.78.070. 90-07-076 (Order 76), § 136-16-022, filed 3/21/90, effective 4/21/90. Statutory Authority: Chapter 36.78 RCW. 80-16-020 (Order 40), § 136-16-022, filed 10/29/80; 80-09-084 (Order 38), § 136-16-022, filed 7/22/80.]

**WAC 136-16-025 Miscellaneous and alternate projects.** The adopted program may include an item for miscellaneous unspecified projects in a dollar amount not to exceed ten per cent of the total. The adopted program may also include a separate section for alternate projects which shall be listed in the same manner as required for regular program projects. No construction work shall be done on any alternate project until it has been authorized by resolution. Said resolution shall clearly identify the project as an alternate project, and shall specify which project or projects are being deferred or deleted in order that adequate funding be available for the alternate.

[Statutory Authority: Chapter 36.78 RCW. 80-09-084 (Order 38), § 136-16-025, filed 7/22/80.]

**WAC 136-16-030 Requirements of listing equipment.** The annual program shall also include a list of all major road equipment purchases and repairs contemplated for the year, together with the estimated costs thereof. The total estimated cost of all equipment listed shall be approximately equal to the amount budgeted for equipment purchase in the annual equipment rental and revolving fund budget. The equipment list may include an item for miscellaneous minor equipment in any amount up to ten percent of the estimated total cost. The list may also include a list of alternate or additional items of equipment totaling up to fifteen percent of the basic list cost to allow for unforeseen conditions.

[Statutory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-030, filed 12/7/98, effective 1/7/99. Statutory Authority: RCW 36.78.070 and 36.79.060. 96-17-013, § 136-16-030, filed 8/12/96, effective 9/12/96; Regulation 2, § 136-16-030, filed 12/13/67.]

**WAC 136-16-035 Requirements of listing maintenance and special maintenance.** In accordance with RCW 36.81.130, the annual program shall also include the amounts to be expended for maintenance and special maintenance but details of these proposed expenditures shall not be made.

[Statutory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-035, filed 12/7/98, effective 1/7/99.]

**WAC 136-16-040 Forwarding of program.** A copy of the adopted annual program and appropriate resolution shall be forwarded to the county road administration board within thirty days of its adoption but not later than December 31st of each year.

[Statutory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-040, filed 12/7/98, effective 1/7/99; Order 21, § 136-16-040, filed 4/19/73; Regulation 2, § 136-16-040, filed 12/13/67.]

**WAC 136-16-042 Modification of program.** The adopted annual program may not be changed, 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 and shall list each changed, revised or added project. A copy of such resolution shall be forwarded to the county road administration board within thirty-days of its adoption.

[Statutory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-042, filed 12/7/98, effective 1/7/99. Statutory Authority: RCW 36.78.070 and 36.79.060. 96-17-013, § 136-16-042, filed 8/12/96, effective 9/12/96. Statutory Authority: RCW 36.78.070. 90-07-076 (Order 76), § 136-16-042, filed 3/21/90, effective 4/21/90. Statutory Authority: Chapter 36.78 RCW. 80-09-084 (Order 38), § 136-16-042, filed 7/22/80; Order 29, § 136-16-042, filed 8/3/76; Order 21, § 136-16-042, filed 4/19/73.]

**WAC 136-16-050 Annual construction report.** At any time prior to April 1st of the year following the annual program year, the county engineer shall submit an annual construction report to the county road administration board in accordance with forms and instructions provided by the county road administration board. The construction report shall show actual expenditures for all construction work including construction administration and engineering done during the previous budget year. Upon receipt of each county's annual construction report, the construction by county forces limit as described in RCW 36.77.065 will again be compared with the actual accomplishments as set forth in the annual construction report. A county which exceeds the construction by county forces limit as part of the annual program or as part of the annual construction report shall be in violation of this standard of good practice.

[Statutory Authority: Chapter 36.78 RCW. 09-23-044, § 136-16-050, filed 11/9/09, effective 12/10/09. Statutory Authority: Chapter 36.79 RCW. 99-01-021, § 136-16-050, filed 12/7/98, effective 1/7/99. Statutory Authority: RCW 36.78.070 and 36.79.060. 96-17-013, § 136-16-050, filed 8/12/96, effective 9/12/96. Statutory Authority: RCW 36.78.070. 90-07-076 (Order 76), § 136-16-050, filed 3/21/90, effective 4/21/90. Statutory Authority: Chapter 36.78 RCW. 80-09-084 (Order 38), § 136-16-050, filed 7/22/80; Regulation 2, § 136-16-050, filed 12/13/67.]