

**WAC 173-175-735 Inspection at public request.** (1) The department may inspect a dam if a complaint from the public is received that states that a dam:

(a) Impounds ten or more acre-feet of water at the dam crest level; and

(b) Is endangering public safety or property, or has been constructed without prior department approval.

(2) The department shall provide a copy of the written report of findings to the complainant and dam owner.

(3) The dam owner shall be required to correct any identified safety deficiencies or exigency conditions in a timely manner.

(4) Dams found to be under construction or recently built without prior approval of the plans and specifications will be subject to enforcement actions as described under WAC 173-175-620(2).

(5) No fees shall be charged to the dam owner for inspections at public request.

[Statutory Authority: RCW 43.21A.064, 43.21A.080, 86.16.061, 90.03.350 and [90.03].470. WSR 04-16-122 (Order 03-08), § 173-175-735, filed 8/4/04, effective 9/4/04.]