

**WAC 246-359-010 Definitions.** The following definitions apply throughout this chapter unless the context clearly indicates otherwise:

(1) "Alter" or "alteration" means any change, major repair, addition or modification in construction.

(2) "Architect" means an individual licensed by chapter 18.08 RCW to practice in the state of Washington.

(3) "Cherry harvest camp" means a place where housing and related facilities are provided to agricultural employees by agricultural employers or TWH operators for their use while employed for the harvest of cherries in the state of Washington.

(4) "Common" means a shared facility provided by the operator for all occupants of the TWH.

(5) "Construction permit" means a permit issued by the department of health which allows the applicant to construct structures according to this chapter.

(6) "Construction standard" means temporary worker housing construction code as defined in RCW 70.114A.081.

(7) "Dining hall" means a cafeteria-type eating place with food furnished by and prepared under the direction of the operator for consumption, with or without charge, by occupants.

(8) "DOSH" means division of occupational safety and health, chapter 49.17 RCW administered by the department of labor and industries.

(9) "Dwelling unit" means a shelter, tent, building, or portion of a building, which may include cooking and eating facilities, that is:

(a) Provided and designated by the operator as either a sleeping area, living area, or both, for occupants; and

(b) Physically separated from other sleeping areas and common areas. As used in this subsection, "physically separated" means a physical wall separating rooms.

(10) "Engineer" means an individual licensed by chapter 18.43 RCW to practice in the state of Washington.

(11) "Factory assembled structures" or "FAS" means those structures under the authority of chapter 43.22 RCW and chapters 296-150F through 296-150T WAC including:

(a) Mobile and manufactured homes;

(b) Recreational vehicles;

(c) Recreational park trailers; and

(d) Factory-built housing which is any structure designed for human occupancy other than a manufactured or mobile home, where the structure or any room of which is either entirely or substantially prefabricated or assembled at a place other than a building site.

(12) "Family shelter" means a dwelling unit with sleeping facilities for up to fifteen occupants that may include toilet or cooking facilities. If services such as bathing, food-handling, or toilet facilities are provided in the family shelter, they are for the sole use of the occupants of the family shelter.

(13) "Floor area" or "floor space" is the area included within the surrounding exterior walls of a building or portion thereof with a minimum of seven foot ceilings.

(14) "Food-handling facility" means an enclosed area provided by the operator for occupants to prepare their own food, and may be within a family shelter or common facility.

(15) "Habitable room" or "habitable space" is a room or space in a structure used for living, sleeping, eating, or cooking. Bathing fa-

cilities, toilet facilities, closets, halls, storage or utility space, and similar areas, are not considered habitable rooms.

(16) "Jurisdiction having authority" means, a local county or city building or health or zoning or public works department or state department of health or ecology or labor and industries, etc.

(17) "Livestock" means horses, cows, pigs, sheep, goats, poultry, etc.

(18) "Occupant" means a temporary worker or a person who resides with a temporary worker at the TWH.

(19) "Operator" means a person holding legal title to the land on which the TWH is located. If the legal title and the right to possession are in different persons, "operator" means a person having the lawful control or supervision over the TWH.

(20) "Recreational park trailers" means a trailer-type unit that is primarily designed to provide temporary living quarters for recreational, camping, or seasonal use, that meets the following criteria:

(a) Built on a single chassis, mounted on wheels;

(b) Having a gross trailer area not exceeding four hundred square feet (37.15 square meters) in the set-up mode;

(c) Certified by the manufacturer as complying with American National Standards Institute (ANSI) standard A119.5; and

(d) Compliant with chapter 296-150P WAC.

(21) "Recreational vehicle" means a vehicular type unit that is compliant with chapter 296-150R WAC and primarily designed as temporary living quarters for recreational camping, travel, or seasonal use that either has its own motive of power or is mounted on, or towed by, another vehicle. Recreational vehicles include: Camping trailers, fifth-wheel trailers, motor homes, travel trailers, and truck campers, but do not include pickup trucks with camper shells, canopies, or other similar coverings.

(22) "Special inspector" means a person paid at the applicant's expense to conduct special inspections when the department determines the required inspections are not sufficient.

(23) "State building code" means the building code, plumbing code, mechanical code, and residential and fire code as referenced under RCW 19.27.031.

(24) "Temporary worker" means a person employed intermittently and not residing year-round at the same site.

(25) "Temporary worker housing (TWH)" or "housing" means a place, area, or piece of land where sleeping places or housing sites are provided by an agricultural employer for his or her agricultural employees or by another person, including a temporary worker housing operator, who is providing such accommodations for employees, for temporary, seasonal occupancy. THW includes cherry harvest camps.

(26) "Tent" means an enclosure or shelter used at a cherry harvest camp and constructed of fabric or pliable material composed of rigid framework to support a tensioned membrane that provides a weather barrier.

[Statutory Authority: Chapter 70.114A RCW and RCW 43.70.334 through 43.70.340. WSR 15-13-091, § 246-359-010, filed 6/15/15, effective 1/1/16. Statutory Authority: RCW 70.114A.081. WSR 99-03-065, § 246-359-010, filed 1/18/99, effective 2/18/99.]