

State of Washington

DEPARTMENT OF AGRICULTURE

(agency name)

Administrative Order No. 1635

(1) I, Bob J. Mickelson, director of Department of Agriculture

do promulgate and adopt at Conference Room, 4th floor, General Administration Bldg., Olympia, Washington (place)

the annexed rules relating to:

Amending WAC 16-403-170 to provide additional tolerance for limb rubs and excessively rough or barklike russeting on Granny Smith, Yellow Newtowns or similar varieties of apples, and repealing WAC 16-403-135, 16-403-13501 and 16-403-300.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. 79-05-087 filed with the code reviser on 5/1/79. Such rules shall take effect:

- [x] pursuant to RCW 34.04.040(2).
[] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is:

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04. (1977 c 19 § 2) that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" (fill in statement (a), (b), or (c) as appropriate):

- (a) This rule is promulgated pursuant to RCW 15.17 and is intended to administratively implement that statute.
(b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

- (c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW

(4) The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

(5) This order after being first recorded in the order register of this agency is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED June 27 19 79.

STATE OF WASHINGTON FILED

By Bob J. Mickelson

Director

Title

JUN 27 1979

AMENDATORY SECTION (Amending Order 1374, filed 7/26/74)

WAC 16-403-170 GREEN OR YELLOW VARIETIES--WASHINGTON C GRADE. ~~((4))~~ The requirements of this grade are the same as for Washington Fancy except for color, russeting and invisible watercore. Apples of this grade are free from excessive damage caused by russeting which means that apples meet the russeting requirements for Washington Fancy as defined under the definitions of "damage by russeting", except the aggregate area of an apple which may be covered by smooth net-like russeting shall not exceed 25 percent; and the aggregate area of an apple which may be covered by smooth solid russeting shall not exceed 10 percent ~~((4))~~; PROVIDED, That in the case of the Yellow Newtown Granny Smith or similar varieties the aggregate area of an apple which may be covered with smooth solid russeting shall not exceed 20 percent; and the aggregate area of an apple which may be covered with excessively rough or barklike russeting or limb rubs shall not exceed the area of a circle three-fourths of an inch in diameter. Each apple of this grade has the amount of color specified in WAC 16-403-175 for the variety. There is no requirement in this grade pertaining to invisible watercore.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 16-403-135 PROMULGATION.
- (2) WAC 16-403-13501 PROMULGATION.
- (3) WAC 16-403-300 EFFECTIVE DATE.



STATE OF
WASHINGTON

Dixy Lee Ray
Governor

DEPARTMENT OF AGRICULTURE

406 General Administration Building, Olympia, Washington 98504

June 27, 1979

RULE PURPOSE STATEMENT

- 1) State Department of Agriculture Administrative Order No. 1635 concerns Washington State standards for apples under statutory authority RCW 15.17.
- 2) This order relates to the provision of additional tolerance for limb rubs and excessively rough or barklike russeting on Granny Smith, Yellow Newtowns or similar varieties of apples, WAC 16-403-170.
- 3) Agency personnel:

C. T. Nielsen, Assistant Director and
Supervisor, Plant Industry Division
418 General Administration Bldg.
753-5052
- 4) These changes were requested by the industry.
- 5) Proponents:

Harold Copple, Washington Horticultural Assn., Wenatchee
Leo Sax, Washington Growers Clearing House, Wenatchee
Bill Dewitt, Wenatchee Valley Traffic Assn., Wenatchee
Grady Auvil, Auvil Fruit Co., Orondo
Perry Auvil, Auvil Orchards, Inc., Entiat

- Opponents:

None