

FORM OF ORDER AND TRANSMITTAL BY BOARD, COMMISSION, OR COUNCIL

State of Washington

Board of Directors
(name of governing body)

Washington State Convention and Trade Center
(agency name, if applicable)

Resolution No. 9

Administrative Order No. 1

(1) Be it resolved by the Board of Directors
acting at Seattle, Washington

that it does adopt the annexed rules relating to: The implementation of the State
Environmental Policy Act.

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

This action is taken pursuant to Notice No. WSR 83-02-053
filed with the code reviser on January 4, 1983 These rules shall take effect:
[X] thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
[at a later date, such date being

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

We, find that
an emergency exists and that this 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 the emergency is:

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

(3) Pursuant to the requirements of RCW 34.04.026 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:

[X] (a) This rule is promulgated pursuant to RCW 43.21C
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 the agency has complied with the provisions of the Open Public
Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), and the State Register
Act (chapter 34.08 RCW) in the adoption of these rules.

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

APPROVED AND ADOPTED February 24, 19 83

FEB 28 1983

By Suzanne C. Cole
Administrator
Title

CODE REVISER'S OFFICE
WSR 83-06-034

Chapter 140-08 WAC

WASHINGTON STATE CONVENTION AND TRADE CENTER--SEPA GUIDELINES

NEW SECTION

WAC 140-08-010 PURPOSE. This chapter is promulgated in order to comply with RCW 43.21C.120.

NEW SECTION

WAC 140-08-020 POLICIES. The corporation adopts by reference the policies of the State Environmental Policy Act as expressed in RCW 43.21C.010 and 43.21C.020.

NEW SECTION

WAC 140-08-030 ADOPTION BY REFERENCE. The corporation hereby adopts by reference, pursuant to RCW 43.21C.135, the following sections or subsections of chapter 197-10 of the Washington Administrative Code (the "SEPA guidelines" adopted by the state of Washington, council on environmental policy and amended by the state of Washington, department of ecology), three copies of which shall be maintained on file at the SEPA public information center designated in WAC 140-08-070, for public use and examination:

- WAC 197-10-040: Definitions.
- WAC 197-10-050: Environmental checklist.
- WAC 197-10-055: Timing of the EIS process.
- WAC 197-10-060: Scope of the proposal and its impacts.
- WAC 197-10-100: Summary of information which may be required of private applicant.
- WAC 197-10-150: Exemptions exclusive--Approval of changes in exemptions.
- WAC 197-10-160: No presumption of significance for nonexempt actions.
- WAC 197-10-170: Categorical exemptions.
- WAC 197-10-175: Exemptions and nonexemptions applicable to specific state agencies.
- WAC 197-10-180: Exemptions for emergency actions.
- WAC 197-10-190: Use and effect of categorical exemptions.
- WAC 197-10-200: Lead agency--Responsibilities.
- WAC 197-10-203: Determination of lead agency--Procedures.
- WAC 197-10-205: Lead agency designation--Governmental proposals.
- WAC 197-10-210: Lead agency designation--Proposals involving both private and public construction activity.
- WAC 197-10-215: Lead agency designation--Private projects for which there is only one agency with jurisdiction.
- WAC 197-10-220: Lead agency designation--Private projects requiring licenses from more than one agency when one of the agencies is city/county.
- WAC 197-10-225: Lead agency designation--Private projects requiring licenses from more than one state agency.
- WAC 197-10-230: Lead agency designation--Specific proposals.
- WAC 197-10-240: Agreements as to lead agency status.

WAC 197-10-245: Agreements between agencies as to division of lead agency duties.
 WAC 197-10-260: Dispute as to lead agency determination--Resolution by CEP.
 WAC 197-10-270: Assumption of lead agency status by another agency with jurisdiction.
 WAC 197-10-300: Threshold determination requirement.
 WAC 197-10-305: Recommended timing for threshold determination.
 WAC 197-10-310: Threshold determination procedures--Environmental checklist.
 WAC 197-10-320: Threshold determination procedures--Initial review of environmental checklist.
 WAC 197-10-330: Threshold determination procedures--Information in addition to checklist.
 WAC 197-10-340: Threshold determination procedures--Negative declarations.
 WAC 197-10-345: Assumption of lead agency status by another agency with jurisdiction--Prerequisites, effect and form of notice.
 WAC 197-10-350: Affirmative threshold determination.
 WAC 197-10-355: Form of declaration of significance/nonsignificance.
 WAC 197-10-360: Threshold determination criteria--Application of environmental checklist.
 WAC 197-10-365: Environmental checklist.
 WAC 197-10-370: Withdrawal of affirmative threshold determination.
 WAC 197-10-375: Withdrawal of negative threshold determination.
 WAC 197-10-390: Effect of threshold determination by lead agency.
 WAC 197-10-400: Duty to begin preparation of a draft EIS.
 WAC 197-10-405: Purpose and function of a draft EIS.
 WAC 197-10-410: Predraft consultation procedures.
 WAC 197-10-420: Preparation of EIS by persons outside lead agency.
 WAC 197-10-425: Organization and style of a draft EIS.
 WAC 197-10-440: Contents of a draft EIS.
 WAC 197-10-442: Special considerations regarding contents of an EIS on a nonproject action.
 WAC 197-10-444: Lists of elements of the environment.
 WAC 197-10-446: Draft EIS--Optional additional elements--Limitation.
 WAC 197-10-450: Public awareness of availability of draft EIS.
 WAC 197-10-455: Circulation of the draft EIS--Review period.
 WAC 197-10-460: Specific agencies to which draft EIS shall be sent.
 WAC 197-10-465: Agencies possessing environmental expertise.
 WAC 197-10-470: Cost to public for reproduction of environmental documents.
 WAC 197-10-480: Public hearing on a proposal--When required.
 WAC 197-10-485: Notice of public hearing on environmental impact of proposal.
 WAC 197-10-490: Public hearing on the proposal--Use of environmental documents.
 WAC 197-10-495: Preparation of amended or new draft EIS.
 WAC 197-10-500: Responsibilities of consulted agencies--Local agencies.
 WAC 197-10-510: Responsibilities of consulted agencies--State agencies with jurisdiction.
 WAC 197-10-520: Responsibilities of consulted agencies--State agencies with environmental expertise.
 WAC 197-10-530: Responsibilities of consulted agencies--When predraft consultation has occurred.
 WAC 197-10-535: Cost of performance of consulted agency responsibilities.
 WAC 197-10-540: Limitations on responses to consultation.
 WAC 197-10-545: Effect of no written comment.
 WAC 197-10-550: Preparation of the final EIS--Time period allowed.
 WAC 197-10-570: Preparation of the final EIS--When no critical comments received on the draft EIS.
 WAC 197-10-580: Preparation of the final EIS--When critical comments received on the draft EIS.
 WAC 197-10-600: Circulation of the final EIS.

- WAC 197-10-650: Effect on an adequate final EIS prepared pursuant to NEPA.
- WAC 197-10-652: Supplementation by a lead agency of an inadequate final NEPA EIS.
- WAC 197-10-660: Use of previously prepared EIS for a different proposed action.
- WAC 197-10-690: Use of lead agency's EIS by other acting agencies for the same proposal.
- WAC 197-10-695: Draft and final supplements to a revised EIS.
- WAC 197-10-700: No action for seven days after publication of the final EIS.
- WAC 197-10-710: EIS combined with existing planning and review processes.
- WAC 197-10-831: Responsibility of agencies--SEPA public information.
- WAC 197-10-840: Application of agency guidelines to ongoing actions.

NEW SECTION

WAC 140-08-040 ADDITIONAL DEFINITIONS. In addition to those definitions contained in WAC 197-10-040, the following terms shall have the following meanings, unless the context indicates otherwise:

(1) "Corporation" means the Washington state convention and trade center, a state agency, or any organizational unit thereof.

(2) "SEPA guidelines" means chapter 197-10 WAC adopted by the council on environmental policy and amended by the department of ecology.

NEW SECTION

WAC 140-08-050 DESIGNATION OF OFFICIAL TO PERFORM CONSULTED AGENCY RESPONSIBILITIES FOR THE CORPORATION. (1) The following person shall be responsible for the preparation of the written comments for the corporation in response to a consultation request prior to a threshold determination, participation in a predraft consultation, or reviewing a draft EIS: The administrator of the Washington state convention and trade center.

(2) The official designated in subsection (1) of this section shall be responsible for compliance by the corporation with WAC 197-10-500 through 197-10-540 whenever the corporation is a consulted agency, and is hereby authorized to develop operating procedures which will insure that responses to consultation requests are prepared in a timely fashion and include all appropriate data.

NEW SECTION

WAC 140-08-060 DESIGNATION OF RESPONSIBLE OFFICIAL. (1) For those proposals for which the corporation is the lead agency, the responsible official shall be the administrator of the Washington state convention and trade center.

(2) The responsible official or his designee shall make threshold determinations, supervise preparation of any required EIS, and perform any other functions assigned to the "lead agency" or "responsible official" by those sections of the SEPA guidelines, which are adopted by reference in WAC 140-08-030, for all proposals for which the corporation is the lead agency.

NEW SECTION

WAC 140-08-070 SEPA PUBLIC INFORMATION CENTER. The following location constitutes the corporation's SEPA public information center:
 Washington State Convention Trade Center
 720 Olive Way, Suite 1520
 Seattle, Washington 98101
 Telephone: (206) 621-7772

(1) Reasonable means will be used to make the existence and location of the corporation's SEPA public information center known to both the public generally and the employees of the corporation.

(2) The SEPA public information center shall contain the documents and provide the services required by WAC 197-10-831.

NEW SECTION

WAC 140-08-080 RESPONSIBILITY OF CORPORATION--PUBLIC INFORMATION. The documents required by the SEPA guidelines (chapter 197-10 WAC) shall be retained by the corporation and made available in accordance with chapter 42.17 RCW.

NEW SECTION

WAC 140-08-090 NOTICE/STATUTE OF LIMITATIONS. The corporation, applicant for, or proponent of an action may, at its option, publish Notice of Action pursuant to RCW 43.21C.080 for any action. The form of any such notice shall be as proscribed by the department of ecology and/or substantially in the form and manner set forth in RCW 43.21C-.080. The notice shall be published by the corporation, applicant, or proponent pursuant to RCW 43.21C.080.

NEW SECTION

WAC 140-08-100 SEVERABILITY. If any provision of this chapter or its application to any person or circumstances is held invalid, the remainder of this chapter, or the application of the provision to other persons or circumstances, shall not be affected.

NEW SECTION

WAC 140-08-110 COMPLIANCE. Compliance with the guidelines adopted by this chapter shall constitute complete procedural compliance with SEPA for any "action" as defined above.