

CERTIFICATION OF ENROLLMENT

SENATE BILL 6165

Chapter 422, Laws of 2009

61st Legislature
2009 Regular Session

SHORELINES HEARINGS BOARD--SHORT BOARDS

EFFECTIVE DATE: 07/26/09

Passed by the Senate April 23, 2009
YEAS 49 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 25, 2009
YEAS 83 NAYS 12

FRANK CHOPP

Speaker of the House of Representatives

Approved May 8, 2009, 11:01 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6165** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 11, 2009

**Secretary of State
State of Washington**

SENATE BILL 6165

Passed Legislature - 2009 Regular Session

State of Washington 61st Legislature 2009 Regular Session

By Senators Ranker, Rockefeller, Tom, and Jarrett

1 AN ACT Relating to allowing greater use of short boards for appeals
2 before the shorelines hearings board; and amending RCW 90.58.185.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 90.58.185 and 2005 c 34 s 1 are each amended to read
5 as follows:

6 (1) In the case of an appeal involving a single-family residence or
7 appurtenance to a single-family residence, including a dock or pier
8 designed to serve a single-family residence, ~~((or—of))~~ appeals
9 involving a penalty of fifteen thousand dollars or less, or other
10 cases designated by the chair of the hearings board, the request for
11 review may be heard by a panel of three board members, at least one and
12 not more than two of whom shall be members of the pollution control
13 hearings board. Two members of the three must agree to issue a final
14 decision of the board. In designating appeals for review by panels of
15 three hearings board members, the chair shall consider factors such as
16 the complexity and precedential nature of the case and the efficiency
17 and cost-effectiveness of using a short board versus a full board.

18 (2) The board shall define by rule alternative processes to
19 expedite appeals, including those involving a single-family residence

1 or appurtenance to a single-family residence, including a dock or pier
2 designed to serve a single-family residence, or involving a penalty of
3 fifteen thousand dollars or less. These alternatives may include:
4 Mediation, upon agreement of all parties; submission of testimony by
5 affidavit; or other forms that may lead to less formal and faster
6 resolution of appeals.

Passed by the Senate April 23, 2009.

Passed by the House April 25, 2009.

Approved by the Governor May 8, 2009.

Filed in Office of Secretary of State May 11, 2009.