2469 AMH UPTH MOET 569

**HB 2469** - H AMD **892**

By Representative Upthegrove

**ADOPTED 02/08/2012**

 Strike everything after the enacting clause and insert the following:

"**Sec.** RCW 90.58.355 and 1994 c 257 s 20 are each amended to read as follows:

 The procedural requirements of this chapter shall not apply to any person:

 (1) Conducting a remedial action at a facility pursuant to a consent decree, order, or agreed order issued pursuant to chapter 70.105D RCW, or to the department of ecology when it conducts a remedial action under chapter 70.105D RCW. The department ((~~of ecology shall~~)) must ensure compliance with the substantive requirements of this chapter through the consent decree, order, or agreed order issued pursuant to chapter 70.105D RCW, or during the department-conducted remedial action, through the procedures developed by the department pursuant to RCW 70.105D.090; or

 (2) Installing site improvements for storm water treatment in an existing boatyard facility to meet requirements of a national pollutant discharge elimination system storm water general permit. The department must ensure compliance with the substantive requirements of this chapter through the review of engineering reports, site plans, and other documents related to the installation of boatyard storm water treatment facilities."

Correct the title.

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|  |  EFFECT: (1) Removes all provisions of the underlying bill. (2) Exempts the installation of site improvements for stormwater treatment in an existing boatyard facility from the procedural requirements of the Shoreline Management Act (SMA) if the installation is to meet requirements of a National Pollutant Discharge Elimination System stormwater general permit. (3) Requires the Department of Ecology to ensure compliance with the substantive requirements of the SMA through the review of engineering reports, site plans, and other documents related to the installation of boatyard stormwater treatment facilities.  |

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