

Chapter 504-48 WAC

STATE ENVIRONMENTAL POLICY ACT RULES

WAC

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WAC 504-48-005 Authority. Washington State University adopts these procedures under the State Environmental Policy Act (SEPA), RCW 43.21C.120, and the SEPA rules, WAC 197-11-904.

[Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-005, filed 10/19/90, effective 11/19/90.]

WAC 504-48-015 Adoption by reference. The university hereby adopts by reference the 1984 SEPA rules, chapter 197-11 of the Washington Administrative Code, and any amendments thereto, except as follows:

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197-11-010	Authority.
197-11-020	Purpose.
197-11-030	Policy.
197-11-810	Exemptions and nonexemptions applicable to specific state agencies.
197-11-820	Department of licensing.
197-11-825	Department of labor and industries.
197-11-830	Department of natural resources.
197-11-835	Department of fisheries.
197-11-840	Department of game.
197-11-845	Department of social and health services.
197-11-850	Department of agriculture.
197-11-855	Department of ecology.
197-11-860	Department of transportation.
197-11-865	Utilities and transportation commission.
197-11-870	Department of commerce and economic development.
197-11-875	Other agencies.
197-11-906	Content and consistency of agency procedures.
197-11-910	Designation of responsible official.
197-11-912	Procedures on consulted agencies.
197-11-917	Relationship to chapter 197-10 WAC.
197-11-950	Severability.
197-11-955	Effective date.

(5/17/10)

[Statutory Authority: RCW 28B.30.150. WSR 10-11-084, § 504-48-015, filed 5/17/10, effective 7/16/10. Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-015, filed 10/19/90, effective 11/19/90.]

WAC 504-48-020 Required methods of public notice. When these rules require notice to be given under WAC 197-11-510, the university shall:

(1) Provide notice in such form as a press release or advertisement in a newspaper of general circulation in the county, city or general area that the proposal is located; and

(2) In the case of site-specific project proposals, post a notice on the proposed site.

[Statutory Authority: RCW 28B.30.150. WSR 10-11-084, § 504-48-020, filed 5/17/10, effective 7/16/10. Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-020, filed 10/19/90, effective 11/19/90.]

WAC 504-48-030 University compliance with flexible thresholds. The university will use the flexible thresholds established by the particular jurisdiction in which a university project is located.

[Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-030, filed 10/19/90, effective 11/19/90.]

WAC 504-48-040 Emergencies. Actions that must be undertaken immediately or within a time too short to allow full compliance with these rules, to avoid an imminent threat to public health or safety, to prevent an imminent danger to public or private property, or to prevent an imminent threat of serious environmental degradation, shall be exempt from the procedural requirements of this chapter. Such actions include, but are not limited to, the following:

(1) Emergency pollution control actions responding to accidental discharges, leaks or spills into the air, state waters, or on land.

(2) Implementation of a change in waste disposal procedures caused by unanticipated changes in waste sources which are in compliance with federal and state regulations and standards.

(3) Cleanup or decontamination of academic and research facilities or equipment accidentally exposed or contaminated, to permit maintenance, repair or relocation, when the procedures followed are in accordance with federal or state guidelines, recommendations, or standards.

(4) Emergency actions implemented to reduce an imminent hazard to the health and safety of an element of the university resulting from structural failure, equipment malfunction, human error, or natural event.

[Statutory Authority: RCW 28B.30.150. WSR 10-11-084, § 504-48-040, filed 5/17/10, effective 7/16/10. Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-040, filed 10/19/90, effective 11/19/90.]

WAC 504-48-050 Designation of responsible official.

The responsible agency official is the vice president, or equivalent, with supervision of the project(s), or his or her designee.

[Statutory Authority: RCW 28B.30.150. WSR 10-11-084, § 504-48-050, filed 5/17/10, effective 7/16/10. Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-050, filed 10/19/90, effective 11/19/90.]

WAC 504-48-060 Procedures of consulted agencies.

The responsible officer designated in WAC 504-48-050 shall be responsible for coordinating, receiving, and reviewing comments and requests for information from agencies regarding threshold determinations, scoping, EIS's, and supplemental EIS's.

[Statutory Authority: RCW 28B.30.150. WSR 10-11-084, § 504-48-060, filed 5/17/10, effective 7/16/10. Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-060, filed 10/19/90, effective 11/19/90.]

WAC 504-48-065 Administrative appeal. There is no administrative appeal of any university determination relating to SEPA. Any appeal must be a judicial appeal under WAC 197-11-680(4).

[Statutory Authority: RCW 28B.30.150. WSR 10-11-084, § 504-48-065, filed 5/17/10, effective 7/16/10.]

WAC 504-48-070 Severability. If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of this chapter, or the application of the provision to other persons or circumstances, shall not be affected.

[Statutory Authority: RCW 43.21C.120, 34.05.350, 28B.30.095 and WAC 197-11-904. WSR 90-21-093 (Order 90-3), § 504-48-070, filed 10/19/90, effective 11/19/90.]