

WSR 24-04-073  
PROPOSED RULES  
PARKS AND RECREATION  
COMMISSION

[Filed February 2, 2024, 11:35 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 23-02-015 filed December 22, 2022.

Title of Rule and Other Identifying Information: WAC 352-12-030 Annual moorage permits; clarify distinction between saltwater and freshwater annual moorage users and remove commercial use of the annual permit.

Hearing Location(s): On April 11, 2024, at 9:00 a.m., at the Yakima Valley Museum, 2105 Tieton Drive, Yakima, WA 98902.

Date of Intended Adoption: April 11, 2024.

Submit Written Comments to: Emily Weathers, 1111 Israel Road S.W., Olympia, WA 98504-2650, email Emily.Weathers@parks.wa.gov, by March 28, 2024.

Assistance for Persons with Disabilities: Contact Becki Ellison, phone 360-902-8502, email Becki.Ellison@parks.wa.gov.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: WAC 352-12-030 Annual moorage permits; clarify distinction between saltwater and freshwater annual moorage users and remove commercial use of the annual permit.

Reasons Supporting Proposal: This is part of our annual review process.

Statutory Authority for Adoption: Chapter 79A.05 RCW.

Rule is not necessitated by federal law, federal or state court decision.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Statutory language needs to be updated in subsections of WAC 352-12-0303 to reflect chapter 79A.05 RCW.

Name of Proponent: Washington state parks and recreation commission, governmental.

Name of Agency Personnel Responsible for Drafting: Emily Weathers, 1111 Israel Road S.W., Tumwater [Olympia], WA 98504-2650, 360-902-8848; Implementation and Enforcement: Robert Ingram, 1111 Israel Road S.W., Tumwater [Olympia], WA 98504-2650, 360-902-8615.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328.

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(3) as the rules only correct typographical errors, make address or name changes, or clarify language of a rule without changing its effect.

Is exempt under RCW 19.85.025(4).

February 2, 2024  
Valeria Veasley  
Management Analyst

OTS-5182.2

AMENDATORY SECTION (Amending WSR 08-24-006, filed 11/20/08, effective 12/21/08)

**WAC 352-12-030 Annual moorage permits.** (1) Annual moorage permits may be obtained for the period January 1 through December 31, inclusive. Application for such permits may be obtained from most state park (~~managers or rangers, or by writing~~) office locations, or by submitting an application to the Commission Headquarters, P.O. Box 42650, Olympia, WA 98504-2650, or online at ((~~www.parks.wa.gov~~) <https://parks.wa.gov>.

(2) Annual moorage permits will be issued for a (~~particular~~) specific recreational vessel. The charge for such permits will be based upon the length of the vessel for which the permit is issued and will be published by state parks. Annual moorage permits are intended for recreational use only and are not valid for commercial use.

(3) Annual permits shall be visible from outside the vessel, and permanently affixed to the lower left corner of the vessel's left (port) forward windshield, or to the left (port) outside transom, or if a sailboat, on the forward portion of the left (port) cabin trunk, or as otherwise instructed by the director or designee.

(4) Annual moorage permits are accepted at state parks saltwater sites that are designated first come, first served. Annual moorage permits are not valid at reservable marinas or freshwater facilities.

(5) Except as provided in WAC 352-12-060, any violation of this section is an infraction under chapter 7.84 RCW.