
SENATE BILL 5080

State of Washington

57th Legislature

2001 Regular Session

By Senators Haugen and Gardner

Read first time 01/10/2001. Referred to Committee on Natural Resources, Parks & Shorelines.

1 AN ACT Relating to the use of state-owned aquatic lands for
2 construction of a street or highway; and amending RCW 79.90.470.

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

4 **Sec. 1.** RCW 79.90.470 and 1984 c 221 s 5 are each amended to read
5 as follows:

6 (1) The use of state-owned aquatic lands for public utility
7 lines owned by a governmental entity shall be granted without
8 charge by an agreement, permit, or other instrument if the use is
9 consistent with the purposes of RCW 79.90.450 through 79.90.460
10 and does not obstruct navigation or other public uses.

11 (2) The use of state-owned aquatic lands by a county, city, or
12 town for purposes of a highway or street right-of-way must be
13 granted without charge by an agreement, permit, or other
14 instrument if the use is consistent with the purposes of RCW
15 79.90.450 through 79.90.460 and does not obstruct navigation or
16 other public uses.

17 (3) Use for public parks or public recreation purposes shall be
18 granted without charge if the aquatic lands and improvements are

1 available to the general public on a first-come, first-served
2 basis and are not managed to produce a profit for the operator or
3 a concessionaire.

4 (4) The department may lease state-owned tidelands that are in
5 front of state parks only with the approval of the state parks and
6 recreation commission. The department may lease bedlands in front
7 of state parks only after the department has consulted with the
8 state parks and recreation commission.

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