

2 **SSB 5155 - H COMM AMD ADOPTED 4/7/95**
3 By Committee on Government Operations

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature recognizes that the
8 shoreline management act requires that local shoreline master programs
9 must provide for use designations that are consistent with state
10 guidelines. The legislature further recognizes that the hydraulic
11 project act requires a permit and complete plans for certain work
12 within the high water line. The legislature therefore finds that the
13 combined state oversight provided by both of these acts may be
14 unnecessary when the same project requires a substantial development
15 permit and a hydraulics permit.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 90.58 RCW
17 to read as follows:

18 (1) A public or private project that is designed to improve fish or
19 wildlife habitat or fish passage shall be exempt from the substantial
20 development permit requirements of this chapter when all of the
21 following apply:

22 (a) The project has been approved by the department of fish and
23 wildlife;

24 (b) The project has received hydraulic project approval by the
25 department of fish and wildlife pursuant to chapter 75.20 RCW; and

26 (c) The local government has determined that the project is
27 substantially consistent with the local shoreline master program. The
28 local government shall make such determination in a timely manner and
29 provide it by letter to the project proponent.

30 (2) Approval authority under chapter 75.20 RCW for a public or
31 private project that is not exempt from the substantial development
32 permit requirements of this chapter, shall be delegated to cities,
33 counties, or towns for projects located within a harbor area of that
34 jurisdiction when an approved shoreline master program exists for that
35 area and the city, town, or county has made a written request for such

1 a delegation of authority."

2 **SSB 5155** - H COMM AMD

3 By Committee on Government Operations

4

5 In line 2 of the title, after "act;" strike the remainder of the
6 title and insert "adding a new section to chapter 90.58 RCW; and
7 creating a new section."

--- END ---