

1 **SB 5895 - H AMD 692 WITHDRAWN 4/12/95**

2 By Representative Romero and others

3 On page 2, after line 10, insert the following:

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5 "Sec. 2. RCW 43.51.655 and 1969 ex.s. c 55 ú 1 are each  
6 amended to read as follows:

7 There is established for the recreational use and enjoyment of  
8 the public the Washington State Seashore Conservation Area. It  
9 shall include all lands, including tidal and submerged lands, now  
10 or hereafter under state ownership or control lying between Cape  
11 Disappointment and ~~Leadbetter Point; between Toke Point and the~~  
12 ~~South jetty on Point Chehalis; and between Damon Point and the~~  
13 ~~Makah Indian Reservation and occupying the area between the line of~~  
14 ~~ordinary high tide and the line of extreme low tide, as these lines~~  
15 ~~now are or may hereafter be located, and, where applicable, between~~  
16 ~~the Seashore Conservation Line, as established by survey of the~~  
17 ~~Washington state parks and recreation commission and the line of~~  
18 ~~extreme low tide, as these lines now are or may hereafter be~~  
19 ~~located~~ north to Cape Flattery from mean high tide seaward three  
20 miles along the Washington coast and Grays Harbor, Willapa Bay, and  
21 the Columbia river downstream from the Longview bridge; and shall  
22 also include all state-owned nontrust accreted lands along the  
23 ocean: PROVIDED, That no such conservation area shall include any  
24 lands within the established boundaries of any Indian reservation.

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26 **Sec. 3.** RCW 43.143.010 and 1989 1st ex.s. c 2 ú 9 are each  
27 amended to read as follows:

28 (1) The purpose of this chapter is to articulate policies and  
29 establish guidelines for the exercise of state and local management  
30 authority over Washington's coastal waters, seabed, and shorelines.

1 (2) There shall be no leasing of Washington's tidal or  
2 submerged lands in the Seashore Conservation Area extending from  
3 mean high tide seaward three miles along the Washington coast from  
4 Cape Flattery south to Cape Disappointment, nor in Grays Harbor,  
5 Willapa Bay, and the Columbia river downstream from the Longview  
6 bridge, for purposes of oil or gas exploration, development, or  
7 production ((until at least July 1, 1995. During the 1995  
8 legislative session, the legislature shall determine whether the  
9 moratorium on leasing should be extended past July 1, 1995. This  
10 determination shall be based on the information available at that  
11 time, including the analysis described in RCW 43.143.040. If the  
12 legislature does not extend the moratorium on leasing, the  
13 moratorium will end on July 1, 1995)). At any time that oil or gas  
14 leasing, exploration, and development are allowed to occur, these  
15 activities shall be required to meet or exceed the standards and  
16 criteria contained in RCW 43.143.030.

17 (3) When conflicts arise among uses and activities, priority  
18 shall be given to resource uses and activities that will not  
19 adversely impact renewable resources over uses which are likely to  
20 have an adverse impact on renewable resources.

21 (4) It is the policy of the state of Washington to actively  
22 encourage the conservation of liquid fossil fuels, and to explore  
23 available methods of encouraging such conservation.

24 (5) It is not currently the intent of the legislature to  
25 include recreational uses or currently existing commercial uses  
26 involving fishing or other renewable marine or ocean resources  
27 within the uses and activities which must meet the planning and  
28 review criteria set forth in RCW 43.143.030. It is not the intent  
29 of the legislature, however, to permanently exclude these uses from  
30 the requirements of RCW 43.143.030. If information becomes  
31 available which indicates that such uses should reasonably be  
32 covered by the requirements of RCW 43.143.030, the permitting  
33 government or agency may require compliance with those

1 requirements, and appeals of that decision shall be handled through  
2 the established appeals procedure for that permit or approval.

3 (6) The state shall participate in federal ocean and marine  
4 resource decisions to the fullest extent possible to ensure that  
5 the decisions are consistent with the state's policy concerning the  
6 use of those resources."

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8 Renumber the remaining section consecutively and correct  
9 internal references accordingly; correct the title.