

2 **HB 1549** - S COMM AMD

3 By Committee on Environmental Quality & Water Resources

4 ADOPTED 4/13/99

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

7 "Sec. 1. RCW 90.03.320 and 1997 c 445 s 3 are each amended to read
8 as follows:

9 Actual construction work shall be commenced on any project for
10 which permit has been granted within such reasonable time as shall be
11 prescribed by the department, and shall thereafter be prosecuted with
12 diligence and completed within the time prescribed by the department.
13 The department, in fixing the time for the commencement of the work, or
14 for the completion thereof and the application of the water to the
15 beneficial use prescribed in the permit, shall take into consideration
16 the cost and magnitude of the project and the engineering and physical
17 features to be encountered, and shall allow such time as shall be
18 reasonable and just under the conditions then existing, having due
19 regard for the public welfare and public interests affected(~~(:—and,~~
20 ~~for good cause shown, it)~~). For good cause shown, the department shall
21 extend the time or times fixed as aforesaid, and shall grant such
22 further period or periods as may be reasonably necessary, having due
23 regard to the good faith of the applicant and the public interests
24 affected. Good cause includes prevention or restriction of water use
25 by operation of federal laws for the time or times fixed for commencing
26 work, completing work, and applying water to beneficial use otherwise
27 authorized under a water right permit issued for a federal reclamation
28 project. In fixing construction schedules and the time, or extension
29 of time, for application of water to beneficial use for municipal water
30 supply purposes, the department shall also take into consideration the
31 term and amount of financing required to complete the project, delays
32 that may result from planned and existing conservation and water use
33 efficiency measures implemented by the public water system, and the
34 supply needs of the public water system's service area, consistent with
35 an approved comprehensive plan under chapter 36.70A RCW, or in the
36 absence of such a plan, a county-approved comprehensive plan under

1 chapter 36.70 RCW or a plan approved under chapter 35.63 RCW, and
2 related water demand projections prepared by public water systems in
3 accordance with state law. An existing comprehensive plan under
4 chapter 36.70A or 36.70 RCW, plan under chapter 35.63 RCW, or demand
5 projection may be used. If the terms of the permit or extension
6 thereof, are not complied with the department shall give notice by
7 registered mail that such permit will be canceled unless the holders
8 thereof shall show cause within sixty days why the same should not be
9 so canceled. If cause is not shown, the permit shall be canceled."

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13 On page 1, line 2 of the title, after "permits;" strike the
14 remainder of the title and insert "and amending RCW 90.03.320."

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