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**SUBSTITUTE SENATE BILL 5637**

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**State of Washington**

**56th Legislature**

**1999 Regular Session**

**By** Senate Committee on Natural Resources, Parks & Recreation  
(originally sponsored by Senators Spanel, Gardner and Jacobsen)

Read first time 02/26/1999.

1 AN ACT Relating to reconveyance and protection of forest lands for  
2 municipal water supply protection purposes; and amending RCW 76.12.072.

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

4 **Sec. 1.** RCW 76.12.072 and 1983 c 3 s 195 are each amended to read  
5 as follows:

6 (1) Whenever the board of county commissioners of any county shall  
7 determine that forest lands, that were acquired from such county by the  
8 state pursuant to RCW 76.12.030 and that are under the administration  
9 of the department of natural resources, are needed by the county for  
10 public park use in accordance with the county and the state outdoor  
11 recreation plans, or for the protection of municipal water supply  
12 sources in accordance with applicable water system plans or regional  
13 water supply plans, the board of county commissioners, with the  
14 concurrence of all municipalities whose water supply is intended to be  
15 protected may file an application with the board of natural resources  
16 for the transfer of such forest lands.

17 (2) Upon the filing of an application by the board of county  
18 commissioners, the department of natural resources shall cause notice

1 of the impending transfer to be given in the manner provided by RCW  
2 42.30.060.

3 (3) For applications requesting reconveyance for public park uses,  
4 if the department of natural resources determines that the proposed use  
5 is in accordance with the state outdoor recreation plan, it shall  
6 reconvey said forest lands to the requesting county to have and to hold  
7 for so long as the forest lands are developed, maintained, and used for  
8 the proposed public park purpose. This reconveyance may contain  
9 conditions to allow the department of natural resources to coordinate  
10 the management of any adjacent state owned lands with the proposed park  
11 activity to encourage maximum multiple use management and may reserve  
12 rights of way needed to manage other state owned lands in the area.  
13 The application shall be denied if the department of natural resources  
14 finds that the proposed use is not in accord with the state outdoor  
15 recreation plan. If the land is not, or ceases to be, used for public  
16 park purposes the land shall be conveyed back to the department of  
17 natural resources upon request of the department.

18 (4) For applications requesting reconveyance for municipal water  
19 supply purposes, if the department of natural resources determines that  
20 the proposed use is in accordance with the applicable individual water  
21 system plans and regional water supply plans, it shall reconvey the  
22 forest lands to the requesting county to have and to hold for so long  
23 as the forest lands are developed, maintained, and used for the  
24 proposed municipal water supply protection purpose. The application  
25 shall be denied if the department of natural resources finds that the  
26 proposed use is not in accordance with applicable individual water  
27 system plans and regional water supply plans. If the land is not, or  
28 ceases to be, used for municipal water supply protection purposes, the  
29 land shall be conveyed back to the department of natural resources upon  
30 request of the department.

31 (5) In any event, any use of such forest lands for purposes of  
32 logging, whether reconveyed or not, shall be consistent with best  
33 watershed protection practices, including but not limited to selective  
34 logging rather than clear cutting and minimal and ecologically sound  
35 road cuts.

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