
SENATE BILL 6353

State of Washington 56th Legislature 2000 Regular Session

By Senators Kline, Jacobsen, Patterson, Costa, Rasmussen and McAuliffe

Read first time . Referred to Committee on .

1 AN ACT Relating to wetlands mitigation; and amending RCW 90.84.050.

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

3 **Sec. 1.** RCW 90.84.050 and 1998 c 248 s 6 are each amended to read
4 as follows:

5 Prior to authorizing use of credits from a bank as a means of
6 mitigation under a permit issued or approved by the department or a
7 local government, the department must assure that all appropriate and
8 practicable steps have been undertaken to first avoid and then minimize
9 adverse impacts to wetlands. In determining appropriate steps to avoid
10 and minimize adverse impacts to wetlands, the department shall take
11 into consideration the functions and values of the wetland, including
12 fish habitat, ground and surface water quality, and protection of
13 adjacent properties. The department may approve use of credits from a
14 bank only when:

15 (1) The credits represent the creation, restoration, or enhancement
16 of wetlands of like kind and in close proximity (~~when estuarine~~
17 ~~wetlands are being mitigated~~));

18 (2) There is no practicable opportunity for on-site compensation;
19 (~~or~~) and

1 (3) Use of credits from a bank is environmentally preferable to on-
2 site compensation.

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