
SENATE BILL 6224

State of Washington 57th Legislature 2001 Third Special Session

By Senators Honeyford, Rasmussen, T. Sheldon and Deccio

Read first time 07/20/2001. Referred to Committee on Natural Resources, Parks & Shorelines.

1 AN ACT Relating to shorelines; adding a new section to chapter
2 90.58 RCW; and declaring an emergency.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 90.58 RCW
5 to read as follows:

6 (1) The guidelines adopted by the department and master programs
7 developed or amended by local governments according to RCW 90.58.080
8 shall not require modification of or limit agricultural activities
9 occurring on agricultural lands or on lands that have been converted to
10 use for new agricultural activities. Nothing in this section limits or
11 changes the terms of the current exception to the definition of
12 substantial development in RCW 90.58.030(3)(e)(iv).

13 (2) For the purposes of this section:

14 (a) "Agricultural activities" means agricultural uses and practices
15 including, but not limited to: Producing, breeding, or increasing
16 agricultural products; rotating and changing agricultural crops;
17 allowing land used for agricultural activities to lie fallow in which
18 it is plowed and tilled but left unseeded; allowing land used for
19 agricultural activities to lie dormant as a result of adverse

1 agricultural market conditions; allowing land used for agricultural
2 activities to lie dormant because the land is enrolled in a local,
3 state, or federal conservation program, or the land is subject to a
4 conservation easement; conducting agricultural operations; maintaining,
5 repairing, and replacing agricultural equipment; maintaining,
6 repairing, and replacing agricultural facilities, provided that the
7 replacement facility is no closer to the shoreline than the original
8 facility; and maintaining agricultural lands under production or
9 cultivation;

10 (b) "Agricultural products" includes but is not limited to
11 horticultural, viticultural, floricultural, vegetable, fruit, berry,
12 grain, hops, hay, straw, turf, sod, seed, and apiary products; feed or
13 forage for livestock; Christmas trees; hybrid cottonwood and similar
14 hardwood trees grown as crops and harvested within twenty years of
15 planting; and livestock including both the animals themselves and
16 animal products including but not limited to meat, upland finfish,
17 poultry and poultry products, and dairy products;

18 (c) "Agricultural equipment" and "agricultural facilities"
19 includes, but is not limited to: (i) The following used in
20 agricultural operations: Equipment; machinery; constructed shelters,
21 buildings, and ponds; fences; upland finfish rearing facilities; and
22 water diversion, withdrawal, conveyance, and use equipment and
23 facilities including but not limited to pumps, pipes, tapes, canals,
24 ditches, and drains; (ii) corridors and facilities for transporting
25 personnel, livestock, and equipment to, from, and within agricultural
26 lands; (iii) farm residences and associated equipment, lands, and
27 facilities; and (iv) roadside stands and on-farm markets for marketing
28 fruit or vegetables; and

29 (d) "Agricultural land" means those specific land areas on which
30 agricultural activities are conducted.

31 (3) The department and local governments shall assure that local
32 shoreline master programs use definitions consistent with the
33 definitions in this section.

34 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
35 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect
2 immediately.

--- END ---