
HOUSE BILL 2067

State of Washington

58th Legislature

2003 Regular Session

By Representatives Schoesler and Cox

Read first time 02/21/2003. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to withdrawals of public ground waters for domestic
2 use of clustered residential developments; and amending RCW 90.44.050.

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

4 **Sec. 1.** RCW 90.44.050 and 1987 c 109 s 108 are each amended to
5 read as follows:

6 After June 6, 1945, no withdrawal of public ground waters of the
7 state shall be begun, nor shall any well or other works for such
8 withdrawal be constructed, unless an application to appropriate such
9 waters has been made to the department and a permit has been granted by
10 it as herein provided: EXCEPT, HOWEVER, That any withdrawal of public
11 ground waters for stock-watering purposes, or for the watering of a
12 lawn or of a noncommercial garden not exceeding one-half acre in area,
13 or for single or group domestic uses in an amount not exceeding five
14 thousand gallons a day, or for an industrial purpose in an amount not
15 exceeding five thousand gallons a day, or for domestic use of clustered
16 residential developments not exceeding one thousand two hundred gallons
17 a day per residence for those residential developments that have an
18 overall density equal to or less than one residence per ten acres, is
19 and shall be exempt from the provisions of this section, but, to the

1 extent that it is regularly used beneficially, shall be entitled to a
2 right equal to that established by a permit issued under the provisions
3 of this chapter: PROVIDED, HOWEVER, That the department from time to
4 time may require the person or agency making any such small withdrawal
5 to furnish information as to the means for and the quantity of that
6 withdrawal: PROVIDED, FURTHER, That at the option of the party making
7 withdrawals of ground waters of the state not exceeding five thousand
8 gallons per day, applications under this section or declarations under
9 RCW 90.44.090 may be filed and permits and certificates obtained in the
10 same manner and under the same requirements as is in this chapter
11 provided in the case of withdrawals in excess of five thousand gallons
12 a day.

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