
ENGROSSED SUBSTITUTE SENATE BILL 6147

State of Washington

66th Legislature

2020 Regular Session

By Senate Agriculture, Water, Natural Resources & Parks (originally sponsored by Senators Salomon, Lovelett, Wilson, C., Rolfes, Billig, and Keiser)

READ FIRST TIME 01/24/20.

1 AN ACT Relating to the replacement of shoreline armoring; and
2 amending RCW 77.55.231.

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

4 **Sec. 1.** RCW 77.55.231 and 2012 1st sp.s. c 1 s 106 are each
5 amended to read as follows:

6 (1) (a) Conditions imposed upon a permit must be reasonably
7 related to the project. The permit conditions must ensure that the
8 project provides proper protection for fish life, but the department
9 may not impose conditions that attempt to optimize conditions for
10 fish life that are out of proportion to the impact of the proposed
11 project.

12 (b) Projects for the replacement of marine shoreline
13 stabilization or armoring, bulkheads, or other measures to protect
14 residential structures from marine shoreline erosion must consider
15 the least impactful alternative for the protection of fish life in
16 the following order of preference:

17 (i) Remove the structure and restore the beach;

18 (ii) Remove the structure and install native vegetation;

19 (iii) Remove the structure and control upland drainage;

20 (iv) Remove the structure and replace it with a soft structure
21 constructed of natural materials, including bioengineering;

1 (v) Remove the hard structure and construct upland retaining
2 walls;
3 (vi) Remove the hard structure and replace it with a hard
4 structure located landward of the existing structure, preferably at
5 or above the ordinary high water line; or
6 (vii) Remove the hard structure and replace it with hard
7 shoreline structure in the same footprint as the existing structure.
8 (2) The permit must contain provisions allowing for minor
9 modifications to the plans and specifications without requiring
10 reissuance of the permit.
11 (3) The permit must contain provisions that allow for minor
12 modifications to the required work timing without requiring the
13 reissuance of the permit. "Minor modifications to the required work
14 timing" means a minor deviation from the timing window set forth in
15 the permit when there are no spawning or incubating fish present
16 within the vicinity of the project.

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