
SENATE BILL 6635

State of Washington

66th Legislature

2020 Regular Session

By Senator Fortunato

1 AN ACT Relating to allowing for alternative public notice of
2 applications for coverage under the construction stormwater general
3 permit; and amending RCW 90.48.170.

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

5 **Sec. 1.** RCW 90.48.170 and 1994 c 264 s 91 are each amended to
6 read as follows:

7 (1) Applications for permits shall be made on forms prescribed by
8 the department and shall contain the name and address of the
9 applicant, a description of the applicant's operations, the quantity
10 and type of waste material sought to be disposed of, the proposed
11 method of disposal, and any other relevant information deemed
12 necessary by the department. Application for permits shall be made at
13 least sixty days prior to commencement of any proposed discharge or
14 permit expiration date, whichever is applicable. Upon receipt of a
15 proper application relating to a new operation, or an operation
16 previously under permit for which an increase in volume of wastes or
17 change in character of effluent is requested over that previously
18 authorized, the department shall instruct the applicant to publish
19 notices thereof by such means and within such time as the department
20 shall prescribe. The department shall require that the notice so
21 prescribed shall be published twice in a newspaper of general

1 circulation within the county in which the disposal of waste material
2 is proposed to be made and in such other appropriate information
3 media as the department may direct. Said notice shall include a
4 statement that any person desiring to present his or her views to the
5 department with regard to said application may do so in writing to
6 the department, or any person interested in the department's action
7 on an application for a permit, may submit his or her views or notify
8 the department of his or her interest within thirty days of the last
9 date of publication of notice. Such notification or submission of
10 views to the department shall entitle said persons to a copy of the
11 action taken on the application. Upon receipt by the department of an
12 application, it shall immediately send notice thereof containing
13 pertinent information to the director of fish and wildlife and to the
14 secretary of social and health services. When an application
15 complying with the provisions of this chapter and the rules and
16 regulations of the department has been filed with the department, it
17 shall be its duty to investigate the application, and determine
18 whether the use of public waters for waste disposal as proposed will
19 pollute the same in violation of the public policy of the state.

20 (2) Notwithstanding subsection (1) of this section, the
21 department may determine that the exclusive means of providing public
22 notice for applicants covered under the construction stormwater
23 general permit is by publication on the department's internet web
24 site, or through an electronic subscription service operated by the
25 department that allows subscribers to electronically receive notice,
26 or both.

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