

Title 43

ENVIRONMENT

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Chapter 43.21C

SEPA RULES

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SECTION 1.0 TITLE, PURPOSE AND AUTHORITY.

43.21C.010(1) TITLE. This Chapter shall be cited as
the Wahkiakum County SEPA Ordinance. (Ord. 104-84)

43.21C.010(2) AUTHORITY. The County of Wahkiakum,
adopts this Chapter under the State Environmental Policy Act
(SEPA), RCW 43.21C.120 and SEPA Rules, WAC 197-11-904.
(Ord. 104-84)

43.21C.010(3) PURPOSE. This Chapter contains the Wah-
kaikum County SEPA procedures and policies. The SEPA Rules,
Chapter 197-11, Washington Administrative Code (WAC) will be
used in conjunction with this code. (Ord. 104-84)

SECTION 2.0 GENERAL REQUIREMENTS--DEFINITIONS.

43.21C.020(1) DEFINITION--ADOPTION BY REFERENCE. This
part contains the basic requirements that apply to the SEPA

process. It also contains uniform usage and definitions of terms under SEPA. The County adopts the following sections of the WAC by reference:

- 197-11-040 Definitions.
 - 050 Lead Agency.
 - 055 Timing of the SEPA process.
 - 060 Content of environmental review.
 - 070 Limitations on action during SEPA process.
 - 080 Incomplete or unavailable information.
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 - 100 Information required of applicants.
 - 922 Lead agency rules.
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 - 926 Lead agency for governmental proposals.
 - 928 Lead agency for public and private proposals.
 - 930 Lead agency for private projects with one agency with jurisdiction.
 - 932 Lead agency for private projects requiring licenses for more than one agency, when one of the agencies is county/city.
 - 934 Lead agency for private projects requiring licenses from a local agency, not a county/city and one or more state agencies.
 - 936 Lead agency for private projects requiring licenses from more than one state agency.
 - 938 Lead agency for specific proposals.
 - 940 Transfer of lead agency status to a state agency.
 - 942 Agreements on lead agency status.
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 - 712 Affecting.
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 - 716 Applicant.
 - 718 Built Environment.
 - 720 Categorical exemption.
 - 722 Consolidated appeal.
 - 724 Consulted agency.
 - 726 Cost-benefit analysis.
 - 728 County/city.
 - 730 Decisionmaker.

- 732 Department.
- 734 Determination of nonsignificance (DNS).
- 736 Determination of significance (DS).
- 738 EIS.
- 740 Environment.
- 742 Environmental checklist.
- 744 Environmental document.
- 746 Environmental review.
- 748 Environmentally sensitive area.
- 750 Expanded scoping.
- 752 Impacts.
- 754 Incorporation by reference.
- 756 Lands covered by water.
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- 764 Major action.
- 766 Mitigated DNS.
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- 770 Natural environment.
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- 774 Nonproject.
- 776 Phased review.
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- 780 Private project.
- 782 Probable.
- 784 Proposal.
- 786 Reasonable alternative.
- 788 Responsible official.
- 790 SEPA.
- 792 Scope.
- 793 Scoping.
- 794 Significant.
- 796 State agency.
- 797 Threshold determination.
- 799 Underlying governmental action.

(Ord. 104-84)

43.21C.020(2) ADDITIONAL DEFINITIONS. In addition to those definitions contained within WAC 197-11-700 through 799, when used in this Chapter, the following terms shall have the following meanings, unless the context indicates otherwise:

A. "Department" means any division, subdivision or organizational unit of the County established by ordinance, rule or order.

B. "SEPA Rules" means Chapter 197-11 WAC adopted by the Department of Ecology.

C. "Ordinance" means the ordinance, resolution, or other procedure used by the County to adopt regulatory requirements.

D. "Early notice" means the County's response to an applicant stating whether it considers issuance of a determination of significance likely for the applicant's proposal (mitigated Determination of Non-Significance procedures).

E. "EIS" means Environmental Impact Statement.

F. "DNS" means Determination of Non-Significance.

G. "DS" means Determination of Significance.

H. "WAC" means Washington Administrative Code.

I. "Public Works Director" means the Wahkiakum County Engineer or Public Works Director or such designee or employee under his direction as he may specify or direct to perform such services. (Ord. 104-84)

43.21C.020(3) DESIGNATION OF RESPONSIBLE OFFICIAL. A. For those proposals for which the County is the lead agency, the responsible official shall be the County Public Works Director or his designee.

B. For all proposals for which the County is the lead agency, the responsible official shall make the threshold determination, supervise scoping and preparation of any required Environmental Impact Statement (EIS), and perform any other functions assigned to the "lead agency" or "responsible official" by those sections of the SEPA rules adopted by reference in this Chapter. (Ord. 104-84)

43.21C.020(4) SEPA INFORMATION. The County shall retain all documents required by the SEPA rules (197-11 WAC) and make them available in accordance with Chapter 42.17 RCW, at the office of the Public Works Director. (Ord. 104-84)

43.21C.020(5) LEAD AGENCY DETERMINATION AND RESPONSIBILITIES. A. When the County receives an application for or initiates a proposal that involves a nonexempt action, the Public Works Director shall determine the lead agency for that proposal under WAC 197-11-050 and WAC 197-11-922 through WAC 197-11-940; unless the lead agency has been previously determined.

B. When the County is the lead agency for a proposal, the Public Works Director shall supervise compliance with the threshold determination requirements, and if an EIS is necessary, shall supervise preparation of the EIS.

C. When the County is not the lead agency of a proposal, all departments of the County shall use and consider as appropriate, either the DNS or the final EIS of the lead agency in making decisions on the proposal. No County department shall prepare or require preparation of a DNS or EIS in addition to that prepared by the lead agency, unless required under WAC 197-11-600. In some cases, the County may conduct supplemental environmental review under WAC 197-11-600.

D. If the County or any of its departments receives a lead agency determination made by another agency that appears inconsistent with the criteria of WAC 197-11-922 through 197-11-940, it may object to the determination. Any objection must be made to the agency originally making the determination and resolved within fifteen days of receipt of determination, or the County must petition the Department of Ecology for a lead agency determination under WAC 197-11-946 within fifteen day time period. Any such petitioner on behalf of the County shall be initiated by the Public Works Director.

E. The Public Works Director is authorized to make agreements as to lead agency status or shared lead agency duties for a proposal under WAC 197-11-942 and 197-11-944.

F. When the Public Works Director makes a lead agency determination for a private project, he/she shall require sufficient information from the applicant to identify which other agencies have jurisdiction over the proposal (that is: which agencies require nonexempt licenses). (Ord. 104-84)

43.21C.020(6) TIME LIMITS APPLICABLE TO THE SEPA PROCESS. The following time limits (expressed in calendar days) shall apply when the County processes licenses for all private projects and those governmental proposals submitted to the County by other agencies:

A. Categorical Exemptions. The county shall identify whether an action is categorically exempt within seven days of receiving a completed application.

B. Threshold Determinations. The County should complete threshold determinations that can be based solely upon review of the environmental checklist for the proposal within fifteen days of the date an applicant's adequate application and completed checklist are submitted.

Complex proposals where additional information is needed and/or those proposals accompanied by an inaccurate checklist may require additional time. Upon request by an applicant, the responsible official shall select a date for making a threshold determination and notify the applicant of such date in writing. In no event shall the responsible official unreasonably delay the threshold determination. (Ord. 104-84)

43.21C.020(7) COORDINATION OF ENVIRONMENTAL REVIEW WITH COUNTY ACTION. A. For nonexempt proposals, the DNS or final EIS for the proposal shall accompany the Public Works Director's staff recommendation to any appropriate decision-making body.

B. If the County's only action on a proposal is a decision on a building permit or other license that requires detailed project plans and specifications, the applicant may

request in writing that the County conduct environmental review prior to submission of the detailed plans and specifications. (Ord. 104-84)

SECTION 3.0 CATEGORICAL EXEMPTIONS AND THRESHOLD DETERMINATIONS.

43.21C.030(1) CATEGORICAL EXEMPTIONS AND THRESHOLD DETERMINATIONS--ADOPTION BY REFERENCE. This part contains rules for deciding whether a proposal has a "probably significant, adverse environmental impact" requiring an EIS to be prepared. This part also contains rules for categorical exemptions and rules for evaluating the impacts of proposals not requiring an EIS as well as the application of exemptions and flexible thresholds. The County adopts the following sections of the WAC by reference, as supplemented in this part:

- 197-11-300 Purpose of this part.
- 305 Categorical exemptions.
- 310 Threshold determination required.
- 315 Environmental checklist.
- 330 Threshold determination process.
- 335 Additional information.
- 340 Determination of nonsignificance (DNS).
- 350 Mitigated DNS.
- 360 Determination of significance (DS)/ initiation of scoping.
- 390 Effect of threshold determination.
- 800 Categorical exemptions.
- 880 Emergencies.
- 890 Petitioning DOE to change exemptions.

(Ord. 104-84)

43.21C.030(2) FLEXIBLE THRESHOLDS FOR CATEGORICAL EXEMPTIONS. A. The County establishes the following exempt levels for minor new construction under WAC 197-11-800(1)(b) based on local conditions:

1. For residential dwelling units in WAC 197-11-800(1)(b)(i): up to twenty dwelling units;
2. For agricultural structures in WAC 197-11-800(1)(b)(ii): up to thirty thousand square feet;
3. For office, school, commercial, recreational, service or storage buildings in WAC 197-11-800(1)(b)(iii): up to twelve thousand square feet and up to forty parking spaces;
4. For parking lots in WAC 197-11-800(1)(b)(iii): up to forty parking spaces;
5. For landfills and excavations in WAC 197-11-800(1)(b)(v): up to five hundred cubic yards.

B. Whenever the County establishes new exempt levels under this section, it shall send them to the Department of

Ecology, headquarters office, Olympia, Washington, under WAC 197-11-800(1)(c). (Ord. 104-84)

43.21C.030(3) USE OF EXEMPTIONS. A. When the County receives an application for a license or initiates a proposal, the responsible official shall determine whether the license and/or the proposal is exempt. The determination that a proposal is exempt shall be final and not subject to administrative review. If a proposal is exempt, none of the procedural requirements of this chapter apply to the proposal. The County shall not require completion of an environmental checklist for an exempt proposal.

B. In determining whether or not a proposal is exempt, the responsible official shall make certain the proposal is properly defined and shall identify the governmental licenses required (WAC 197-11-060). If a proposal includes exempt and nonexempt actions, the responsible official shall determine the lead agency, even if the license application that triggers the department's consideration is exempt.

C. If a proposal includes both exempt and nonexempt actions, the County may authorize exempt actions prior to compliance with the procedural requirements of this chapter, except that:

1. The County shall not give authorization for:
 - a. Any nonexempt action;
 - b. Any action that would have an adverse environmental impact; or
 - c. Any action that would limit the choice of alternatives.

2. A department may withhold approval of an exempt action that would lead to modification of the physical environment, when such modification of the physical environment would serve no purpose if nonexempt action(s) were not approved.

3. A department may withhold approval of exempt actions that would lead to substantial financial expenditures by a private applicant when the expenditures would serve no purpose if nonexempt action(s) were not approved. (Ord. 104-84)

43.21C.030(4) ENVIRONMENTAL CHECKLIST. A. A completed checklist (or a copy), in the form provided in WAC 197-11-960, shall be filed at the same time as an application for a permit, license, certificate, or other approval not specifically exempted in this Chapter except a checklist is not needed if the County and applicant agree an EIS is required, SEPA compliance has been completed, or SEPA compliance has been initiated by another agency. The County shall use the environmental checklist to determine the threshold determination.

B. For private proposals, the County will require the applicant to complete the environmental checklist, providing

assistance as necessary. For County proposals, the department initiating the proposal shall complete the environmental checklist for proposals. (Ord. 104-84)

43.21C.030(5) MITIGATED DETERMINATION OF NONSIGNIFICANCE (DNS): A. As provided in this section and in WAC 197-11-350, the responsible official may issue a DNS based on conditions attached to the proposal by the responsible official or on changes to, or clarifications of the proposal made by the applicant.

B. An applicant may request in writing early notice of whether a Determination of Significance (DS) is likely under WAC 197-11-350. The request must:

1. Follow submission of a permit application and environmental checklist for a nonexempt proposal for which the County is lead agency; and,

2. Precede the County's actual threshold determination for the proposal.

C. The responsible official should respond to the request for early notice within ten working days. The response shall:

1. Be written;

2. State whether the County currently considers issuance of a DS likely and, if so, indicate the general or specific area(s) of concern that are leading the County to consider a DS; and,

3. State that the applicant may change or clarify the proposal to mitigate the indicated impacts, revising the environmental checklist and/or permit application as necessary to reflect the changes or clarification.

D. To the extent practicable, the County should assist the applicant with identification of impacts to the extent necessary to formulate mitigation measures.

E. When an applicant submits a changed or clarified proposal, along with a revised environmental checklist, the County shall base its threshold determination on the changed or clarified proposal and should make the determination within fifteen calendar days of receiving the changed or clarified proposal:

1. If the County indicated specific mitigation measures in its response to the request for early notice, and the applicant changed or clarified the proposal to include those specific mitigation measures, the County shall issue and circulate a determination of nonsignificance under WAC 197-11-340(2).

2. If the County indicated areas of concern, but did not indicate the specific mitigation measures that would allow it to issue a DNS, the County shall make the threshold determination, issuing a DNS or DS as appropriate.

3. The applicant's proposed mitigation measures (clarifications, changes or conditions) must be in writing

and must be specific. For example, proposals to "control noise" or "prevent stormwater runoff" are inadequate, whereas proposals to "muffle machinery to x decibel" or "construct 200 foot stormwater retention pond at y location" are adequate.

4. Mitigation measures which justify issuance of a mitigated DNS may be incorporated in the DNS by reference to agency staff reports, studies or other documents.

F. A mitigated DNS is issued under WAC 197-11-340(2), requiring a fifteen calendar-day comment period and public notice.

G. Mitigation measures incorporated in the mitigated DNS shall be deemed conditions of approval of the permit decision and may be enforced in the same manner as any term or condition of the permit, or enforced in any manner specifically prescribed by the County.

H. If the County's tentative decision on a permit or approval does not include mitigation measures that were incorporated in a mitigated DNS for the proposal, the County should evaluate the threshold determination to assure consistency with WAC 197-11-840(3)(a) (withdrawal of DNS).

I. The County's written response under Section 43.21C-.030(2) shall not be construed as a determination of significance. In addition, preliminary discussion of clarification or changes to a proposal, as opposed to a written request for early notice, shall not bind the County to consider the clarifications or changes in its threshold determination. (Ord. 104-84)

SECTION 4.0 ENVIRONMENTAL IMPACT STATEMENTS (EIS).

43.21C.040(1) ENVIRONMENTAL IMPACT STATEMENTS (EIS)--ADOPTION BY REFERENCE. This part contains the rules for preparing environmental impact statements. The County adopts the following sections of the WAC by reference, as supplemented by this part:

197-11-400	Purpose of EIS.
402	General Requirements.
405	EIS types.
406	EIS timing.
408	Scoping.
410	Expanded scoping.
420	EIS preparation.
425	Style and size.
430	Format.
435	Cover letter or memo.
440	EIS contents.
442	Contents of EIS on nonproject proposals.
443	EIS contents when prior nonproject EIS.
444	Elements of the environment.

- 197-11-448 Relationship of EIS to other consideration.
- 450 Cost-benefit analysis.
- 455 Issuance of DEIS.
- 460 Issuance of FEIS.

(Ord. 104-84)

43.21C.040(2) PREPARATION OF EIS. A. Preparation of draft and final EIS's and Supplemental EIS's is the responsibility of the responsible official. Before the County issues an EIS, the responsible official shall be satisfied that it complies with this Chapter and Chapter 197-11 WAC.

B. The draft and final EIS or Supplemental EIS shall be prepared by the Public Works Department staff, the applicant, or by a consultant selected by the County or the applicant. If the responsible official requires an EIS for a proposal and determines that someone other than the County will prepare the EIS, the responsible official shall notify the applicant immediately after completion of the threshold determination. The responsible official shall also notify the applicant of the County's procedure for EIS preparation, including approval of the draft and final EIS prior to distribution.

C. The County may require an applicant to provide information the County does not possess, including specific investigations. However, the applicant is not required to supply information that is not required under this Chapter or that is being requested from another agency. (This does not apply to information the County may request under another ordinance or statute). (Ord. 104-84)

SECTION 5.0 COMMENTING AND RESPONDING.

43.21C.050(1) COMMENTING AND RESPONDING--ADOPTION BY REFERENCE. This part contains rules for consulting, commenting and responding on all environmental documents under SEPA, including rules for public notice and hearings. The County adopts the following sections by reference, as supplemented in this part:

- 197-11-500 Purpose of this Part.
- 502 Inviting Comment.
- 504 Availability and cost of environmental documents.
- 508 SEPA register.
- 535 Public hearings and meetings.
- 545 Effect of no comment.
- 550 Specificity of comments.
- 560 FEIS response to comments.
- 570 Consulted agency costs to assist lead agency.

(Ord. 104-84)

43.21C.050(2) PUBLIC NOTICE. A. Whenever the County issues a DNS under WAC 197-11-340(2) or a DS under WAC 197-11-360(3) the County shall give public notice as follows:

1. If public notice is required for a nonexempt license, the notice shall state whether a DS or DNS has been issued and when comments are due.

2. If no public notice is required for the permit or approval, the County shall give notice of the DNS or DS by at least one of the following:

- a. Posting the property, for site-specific proposals;
- b. Publishing notice in a newspaper of general circulation in the County, or general area where the proposal is located;
- c. Notifying public or private groups which have expressed interest in a certain proposal or in the type of proposal being considered;
- d. Notifying the news media;
- e. Placing notices in appropriate regional, neighborhood, ethnic, or trade journals; and/or
- f. Publishing notice in agency newsletters and/or sending notice to agency mailing lists (either general lists or lists for specific proposals or subject areas);

3. Whenever the County issues a DS under WAC 197-11-360(3), the County shall state the scoping procedure for the proposal in the DS as required in WAC 197-11-408.

B. Whenever the County issues a draft EIS under WAC 197-11-455(5) or a supplemental EIS under WAC 197-11-620, notice of the availability of those documents shall be given by:

1. Indicating the availability of the draft EIS in any public notice required for nonexempt license; and by at least one of the following methods:

- a. Posting of property, for site-specific proposals;
- b. Publishing notice in a newspaper of general circulation in the County or general area where the proposal is located;
- c. Notifying public or private groups which have expressed interest in a certain proposal or in the type of proposal being considered;
- d. Notifying the news media;
- e. Placing notices in appropriate regional, neighborhood, ethnic, or trade journals; and/or,
- f. Publishing notice in agency newsletters and/or sending notice to agency mailing lists (either general lists or lists for specific proposals or subject areas).

C. Whenever possible, the County shall integrate the public notice required under this section with existing notice procedures for the County's nonexempt permit(s) or approval(s) required for the proposal.

D. The County may require an applicant to complete the public notice requirements for the applicant's proposal at his or her expense. (Ord. 104-84)

43.21C.050(3) DESIGNATION OF OFFICIAL TO PERFORM CONSULTED AGENCY RESPONSIBILITIES FOR THE COUNTY. A. The Public Works Director shall be responsible for preparation of written comments for the County in response to a consultation request prior to a threshold determination, participation in scoping, or reviewing a draft EIS.

B. This person shall be responsible for the County's compliance with WAC 197-11-550 whenever the County is a consulted agency and is authorized to develop operating procedures that will ensure that responses to consultation requests are prepared in a timely fashion and include data from all appropriate departments of the County. (Ord. 104-84)

SECTION 6.0 USING EXISTING ENVIRONMENTAL DOCUMENTS.

43.21C.060(1) USING EXISTING ENVIRONMENTAL DOCUMENTS--ADOPTION BY REFERENCE. This part contains rules for using and supplementing existing environmental documents prepared under SEPA or NEPA for the County's own environmental compliance. The County adopts the following sections of the WAC by reference:

- 197-11-600 When to use existing environmental documents.
- 610 Use of NEPA documents.
- 620 Supplemental environmental impact statement - Procedures.
- 625 Addenda - Procedures.
- 630 Adoption - Procedures.
- 635 Incorporation by reference - Procedures.
- 640 Combining documents.

(Ord. 104-84)

SECTION 7.0 AGENCY SEPA DECISIONS.

43.21C.070(1) AGENCY SEPA DECISIONS--ADOPTION BY REFERENCE. This part contains rules and policies for SEPA's substantive authority, such as decisions to mitigate or reject proposals as a result of SEPA. This part also contains procedures for appealing SEPA determinations to agencies or the courts. The County adopts the following sections of the WAC by reference:

- 197-11-650 Purpose of this Part.
- 655 Implementation.
- 660 Substantive authority and mitigation.
- 680 Appeals.

(Ord. 104-84)

43.21C.070(2) SUBSTANTIVE AUTHORITY. A. The policies and goals set forth in this Chapter are supplementary to those in existing ordinances, resolutions and plans of the County of Wahkiakum.

B. The County may attach conditions to a permit or approval for a proposal so long as:

1. Such conditions are necessary to mitigate specific probable adverse environmental impacts identified in environmental documents prepared pursuant to this Chapter; and

2. Such conditions are in writing; and,

3. The mitigation measures included in such conditions are reasonable and capable of being accomplished; and

4. The County has considered whether other local, state, or federal mitigation measures applied to the proposal are sufficient to mitigate the identified impacts; and,

5. Such conditions are based on one or more policies in subsection D of this section and cited in the license or other decision document.

C. The County may deny a permit or approval for a proposal on the basis of SEPA so long as:

1. A finding is made that approving the proposal would result in probable significant adverse environmental impacts that are identified in a final EIS or final supplemental EIS prepared pursuant to this Chapter; and,

2. A finding is that there are no reasonable mitigation measures capable of being accomplished that are sufficient to mitigate the identified impact; and,

3. The denial is based on one or more policies identified in subsection D of this section and identified in writing in the decision document.

D. The County designates and adopts by reference the following policies as the basis for the County's exercise of authority pursuant to this section:

1. The County shall use all practicable means, consistent with other essential considerations of state policy, to improve and coordinate plans, functions, programs, and resources to the end that the state and its citizens may:

a. Fulfill the responsibilities of each generation as trustee of the environment for succeeding generations;

b. Assure for all people of Washington safe, healthful, productive, and aesthetically and culturally pleasing surroundings;

c. Attain the widest range of beneficial uses of the environment without degradation, risk to health or safety, or other undesirable and unintended consequences;

d. Preserve important historic, cultural, and natural aspects of our national heritage;

e. Maintain, wherever possible, an environment which supports diversity and variety of individual choice;

f. Achieve a balance between population and resource use which will permit high standards of living and a wide sharing of life's amenities; and,

g. Enhance the quality of renewable resources and approach the maximum attainable recycling of depletable resources.

2. The County adopts by reference the policies in the following County ordinances, plans and resolutions as existing or amended in the future:

a. Comprehensive Plan of the County of Wahkiakum adopted August 6, 1984;

b. Shorelines Master Program of the County of Wahkiakum adopted July 28, 1975 and approved by the State of Washington on August 12, 1975 and Revised on February 23, 1981 by Resolution 09-81;

c. Ordinance Number 98-80 relating to Addressing, adopted November 3, 1980;

d. Resolution Number 13 relating to Flood Insurance and Flood Plains, adopted March 18, 1975; and,

e. Sub-Division Control Ordinance Number 78-69 adopted May 19, 1969.

E. Except for permits and variances issued pursuant to the County of Wahkiakum Shoreline Master Program, when any proposal or action not requiring a decision of the Board of County Commissioners is conditioned or denied on the basis of SEPA by a non-elected official, the decision shall be appealable to the Board of County Commissioners. Such appeal may be perfected by the proponent or any aggrieved party by giving notice to the responsible official within ten days of the decision being appealed. Review by the Board of County Commissioners shall be on a de novo basis. (Ord. 104-84)

43.21C.070(3) NOTICE--STATUTE OF LIMITATIONS. A. The County applicant for, or proponent of an action, may publish a notice of action pursuant to RCW 43.21C.080 for any action.

B. The form of the notice shall be substantially in the form provided in WAC 197-11-990. The notice shall be published by the Public Works Director, applicant or proponent pursuant to RCW 43.21C.080. (Ord. 104-84)

SECTION 8.0 AGENCY COMPLIANCE.

43.21C.080(1) AGENCY COMPLIANCE--ADOPTION BY REFERENCE. This part contains rules for agency compliance with SEPA, including rules for charging fees under the SEPA process, listing agencies with environmental expertise, selecting the lead agency and applying these rules to current agency activities as well as the application of exemptions

and flexible thresholds. The County adopts the following sections of the WAC by reference as supplemented by this part:

- 197-11-900 Purpose of this Part.
- 902 Agency SEPA policies.
- 916 Application to ongoing actions.
- 920 Agencies with environmental expertise.

The County also adopts the following forms and sections of the WAC by reference:

- 197-11-960 Environmental checklist.
- 965 Adoption Notice.
- 970 Determination of nonsignificance (DNS).
- 980 Determination of significance and scoping notice (DS).
- 990 Notice of action.

(Ord. 104-84)

43.21C.080(2) FEES.

Fees for any permits or inspections required by the terms or provisions of this chapter shall be as set from time to time by a resolution duly adopted by the Board of County Commissioners. (Ord. 144-06 §1: Ord. 104-84)

Chapter 43.24

HAZARDOUS WASTE

Sections:

- 43.24.010 Hazardous waste management plan adoption.
- 43.24.020 Authorization.

43.24.010 HAZARDOUS WASTE MANAGEMENT PLAN ADOPTION.

The County adopts the Cowlitz-Wahkiakum Moderate Risk Hazardous Waste Management Plan, as approved by the Cowlitz-Wahkiakum Governmental Conference on February 21, 1991, along with the plan's appendices and executive summary. (Res. 10-91 §1)