Chapter 400-04 WAC

PUGET SOUND PARTNERSHIP—STATE ENVIRONMENTAL POLICY ACT PROCEDURES

### WAC 400-04-010 Authority

The Puget Sound partnership adopts these procedures under the State Environmental Policy Act (SEPA), RCW 43.21C.120 and the SEPA rules, WAC 197-11-904.

[Statutory Authority: Chapter 90.71 RCW. WSR 10-12-009, § 400-04-010, filed 5/20/10, effective 6/20/10. Statutory Authority: RCW 43.21C.120. WSR 86-04-054 (Order 86-01, Resolution No. 4), § 400-04-010, filed 2/3/86.]

### WAC 400-04-020 Adoption by reference

The partnership hereby adopts by reference the following sections of the 1984 SEPA rules, chapter 197-11 of the Washington Administrative Code.

**PART ONE - PURPOSE/AUTHORITY**

197-11-030 Policy.

**PART TWO - GENERAL REQUIREMENTS**

197-11-040 Definitions.
197-11-050 Lead agency.
197-11-055 Timing of the SEPA process.
197-11-060 Content of environmental review.
197-11-070 Limitations on actions during SEPA process.
197-11-080 Incomplete or unavailable information.
197-11-090 Supporting documents.
197-11-100 Information required of applicants.

**PART THREE - CATEGORICAL EXEMPTIONS AND THRESHOLD DETERMINATION**

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197-11-310 Threshold determination required.
197-11-315 Environmental checklist.
197-11-330 Threshold determination process.
197-11-335 Additional information.
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197-11-350 Mitigated DNS.
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197-11-390 Effect of threshold determination.

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197-11-435 Cover letter or memo.
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197-11-443 EIS contents when prior nonproject EIS.
197-11-444 Elements of the environment.
197-11-448 Relationship of EIS to other considerations.
197-11-450 Cost-benefit analysis.
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197-11-610 Use of NEPA documents.
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197-11-724 Consulted agency.
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197-11-734 Determination of nonsignificance (DNS).
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197-11-740 Environment.
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Lead agency for private projects requiring licenses from more than one state agency.

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Agreements on division of lead agency duties.

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Assumption of lead agency status.

Notice of action.

Notice of assumption of lead agency status.

Lead agencies for specific proposals.

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PART ELEVEN - FORMS

Environmental checklist.

Adoption notice.

Determination of nonsignificance (DNS).

Determination of significance and scoping notice (DS).

Notice of assumption of lead agency status.

Notice of action.

"Director" means the executive director of the partnership as established in RCW 90.71.240.

"Ecosystem coordination board" or "ECB" means the representative group that advises and assists the leadership council as established in RCW 90.71.220.

"Leadership council" means the seven-member group appointed by the governor as established in RCW 90.71.220.

"Partnership" means the agency of the Puget Sound partnership consisting of the seven-member leadership council, an executive director, an ecosystem coordination board, and a Puget Sound science panel and/or agency staff.

"Science panel" means the group that advises and assists the leadership council as established in RCW 90.71.250.

"Leadership council" means the seven-member group appointed the governor as established in RCW 90.71.250.

"Partnership" means the agency of the Puget Sound partnership consisting of the seven-member leadership council, an executive director, an ecosystem coordination board, and a Puget Sound science panel and/or agency staff.

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The partnership adopts by reference the state environmental policy, the policy as set forth in SEPA, RCW 43.21C.020. To carry out this policy, the partnership will use all practicable means consistent with other essential considerations of state policy to improve and coordinate plans, functions, and resources, and to mitigate adverse impacts resulting from proposals to the end that the state and its citizens may:

1. Fulfill the responsibilities of each generation as trustee of the environment for succeeding generations;
2. Assure for all people of Washington safe, healthful, productive, and aesthetically and culturally pleasing surroundings;
3. Attain the widest range of beneficial uses of the environment without degradation, risk to health or safety, or other undesirable or unintended consequences;
4. Preserve important historic, cultural, and natural aspects of our national heritage;
5. Maintain, wherever possible, an environment which supports diversity and variety of individual choice;
6. Achieve a balance between population and resource use which will permit high standards of living and a wide sharing of life's amenities;
7. Enhance the quality of renewable resources and approach the maximum attainable recycling of depletable resources.

There shall be no administrative appeals of partnership SEPA determinations. Any person may informally request, either orally or in writing, the responsible official to reconsider a determination. The official shall reconsider the determination and provide a response, but as this is not a formal appeal as described by RCW 43.21C.075 and WAC 197-11-680, the official is not required to make a record or furnish reasons for the decision. Any informal request to reconsider a partnership SEPA determination shall be made within thirty days of the determination.

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**WAC 400-04-910 Designation of responsible official.**
The partnership's director, or the director's designee, shall serve as the responsible official.

**WAC 400-04-995 Severability.** If any provisions of this chapter or its application to any person or circumstance is held invalid, the remainder of this chapter, or the application of the provision to other person or circumstances, shall not be affected.