

## CHAPTER 71.

[ H. B. 166. ]

## WATER POLLUTION CONTROL—DISPOSAL OF WASTE.

AN ACT relating to water pollution control; regulating the discharge of waste material into waters of the state, and adding new sections to chapter 216, Laws of 1945, as amended by chapter 58, Laws of 1949, and chapter 90.48, RCW.

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. There is added to chapter 216, Laws of 1945, as amended by chapter 58, Laws of 1949, and chapter 90.48, RCW, a new section to read as follows:

Any person who conducts a commercial or industrial operation of any type which results in the disposal of solid or liquid waste material into the waters of the state shall procure a permit from the pollution control commission before disposing of such waste material, and any person who is, after the effective date of this act, disposing of waste material from a commercial or industrial operation into state waters shall, within one year after the effective date of this act, secure such a permit or cease disposing of such waste material: *Provided, That*, except in case of an emergency affecting the public health, in case of a request for hearing or the taking of an appeal pursuant to RCW 90.48.130, such cessation shall be stayed pending such hearing or final determination by a court.

SEC. 2. There is added to chapter 216, Laws of 1945, as amended by chapter 58, Laws of 1949, and chapter 90.48, RCW, a new section to read as follows:

Applications for permits shall be made on forms prescribed by the commission and shall contain the name and address of the applicant, a description of his operations, the quantity and type of waste material sought to be disposed of, the proposed method

of disposal, and any other relevant information deemed necessary by the commission.

New section.

SEC. 3. There is added to chapter 216, Laws of 1945, as amended by chapter 58, Laws of 1949, and chapter 90.48, RCW, a new section to read as follows:

Permits; issuance.

The commission shall issue a permit unless it finds that the disposal of waste material as proposed in the application will unduly pollute the waters of the state in violation of the public policy declared in RCW 90.48.010. The commission shall have authority to specify conditions necessary to avoid such undue pollution in each permit under which waste material may be disposed of by the permittee. Permits may be temporary or permanent but shall not be valid for more than five years from date of issuance.

Conditions.

Expiration.

New section.

SEC. 4. There is added to chapter 216, Laws of 1945, as amended by chapter 58, Laws of 1949, and chapter 90.48, RCW, a new section to read as follows:

Permits; grounds for termination.

A permit shall be subject to termination upon thirty days' notice in writing if the commission finds:

(1) That it was procured by misrepresentation of any material fact or by lack of full disclosure in the application;

(2) That there has been a violation of the conditions thereof;

Additional conditions.

(3) That a material change in quantity or type of waste disposal exists. In the event that a material change in the condition of the state waters utilized creates a dangerous degree of pollution the commission may specify additional conditions in permits previously issued.

New section.

SEC. 5. There is added to chapter 216, Laws of 1945, as amended by chapter 58, Laws of 1949, and chapter 90.48, RCW, a new section to read as follows:

Permits; application not acted upon.

In the event of failure of the commission to act upon an application within sixty days after it has

been filed the applicant shall be deemed to have received a temporary permit.

SEC. 6. There is added to chapter 216, Laws of 1945, as amended by chapter 58, Laws of 1949, and chapter 90.48, RCW, a new section to read as follows: New section.

The denial of an application or the specification of the conditions of a permit or the terms of a permit shall be deemed to be an order for purposes of RCW 90.48.130. Permits; actions deemed an order.

Passed the House February 14, 1955.

Passed the Senate February 26, 1955.

Approved by the Governor March 3, 1955.

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## CHAPTER 72.

[ H. B. 176. ]

### McKAY MEMORIAL RESEARCH HOSPITAL—SALE AND CONVEYANCE.

AN ACT relating to public lands; authorizing the department of public institutions to negotiate for the sale and conveyance of the McKay Memorial Research Hospital at Soap Lake to a public hospital district in Grant County; imposing duties and repealing chapter 46, Laws of 1939 as amended by chapter 67, Laws of 1941, chapter 53, Laws of 1945, chapter 178, Laws of 1947, chapter 173, Laws of 1949 and chapter 72.44 RCW.

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. The department of public institutions, or its successor, is authorized to negotiate for the sale and conveyance of the McKay Memorial Research Hospital, if it shall appear that such a sale and conveyance is in the best interests of the department, to a public hospital district now in existence, or which may hereafter be created, in Grant County; such conveyance to be executed by the governor upon payment to the state treasurer of the reasonable value of the land, buildings and equipment at Sale and conveyance of hospital; authorized.