
SUBSTITUTE SENATE BILL 5021

State of Washington

54th Legislature

1995 Regular Session

By Senate Committee on Ecology & Parks (originally sponsored by Senators Snyder, Owen and Rasmussen)

Read first time 02/06/95.

1 AN ACT Relating to the regulation of certain outdoor fires; and
2 amending RCW 70.94.745.

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

4 **Sec. 1.** RCW 70.94.745 and 1991 c 199 s 401 are each amended to
5 read as follows:

6 (1) It shall be the responsibility and duty of the department of
7 natural resources, department of ecology, department of agriculture,
8 fire districts, and local air pollution control authorities to
9 establish, through regulations, ordinances, or policy, a limited
10 burning permit program ((for the people of this state, consisting of a
11 one-permit system, until such time as)).

12 (2) The permit program shall apply to residential and land clearing
13 burning in the following areas:

14 (a) In the nonurban areas of any county with an unincorporated
15 population of greater than fifty thousand; and

16 (b) In any city and urban growth area that is not otherwise
17 prohibited from burning pursuant to RCW 70.94.743.

1 (3) The permit program shall apply only to land clearing burning in
2 the nonurban areas of any county with an unincorporated population of
3 less than fifty thousand.

4 (4) The permit program may be limited to a general permit by rule,
5 or by verbal, written, or electronic approval by the permitting entity.

6 (5) Burning shall be prohibited in an area when an alternate
7 technology or method(~~s~~) of disposing of the organic refuse (~~have~~
8 ~~been developed that are~~) is available, reasonably economical, and less
9 harmful to the environment. It is the policy of this state to foster
10 and encourage development of alternate methods or technology for
11 disposing of or reducing the amount of organic refuse.

12 (6) As used in this section, "nonurban areas" are unincorporated
13 areas within a county that is not designated as an urban growth area
14 under chapter 36.70A RCW.

15 (7) Nothing in this section shall require fire districts to enforce
16 air quality requirements related to outdoor burning, unless the fire
17 district enters into an agreement with the department of ecology,
18 department of natural resources, a local air pollution control
19 authority, or other appropriate entity to provide such enforcement.

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