
HOUSE BILL 2915

State of Washington

57th Legislature

2002 Regular Session

By Representatives Benson, Sehlin, Mulliken, Cox, Schoesler, Holmquist, Pearson, Schindler, Mielke, McMorris and Orcutt

Read first time . Referred to Committee on .

1 AN ACT Relating to artificially created industrial ponds; and
2 amending RCW 90.48.020.

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

4 **Sec. 1.** RCW 90.48.020 and 1995 c 255 s 7 are each amended to read
5 as follows:

6 Whenever the word "person" is used in this chapter, it shall be
7 construed to include any political subdivision, government agency,
8 municipality, industry, public or private corporation, copartnership,
9 association, firm, individual or any other entity whatsoever.

10 Wherever the words "waters of the state" shall be used in this
11 chapter, they shall be construed to include lakes, rivers, ponds,
12 streams, inland waters, underground waters, salt waters and all other
13 surface waters and watercourses within the jurisdiction of the state of
14 Washington. However, artificially created industrial ponds, including,
15 but not limited to, waste treatment systems, including treatment ponds
16 or lagoons designed to meet the requirements of the federal water
17 pollution control act 33 U.S.C. Sec. 1251 et seq. are not considered to
18 be waters of the state for purposes of this chapter.

1 Whenever the word "pollution" is used in this chapter, it shall be
2 construed to mean such contamination, or other alteration of the
3 physical, chemical or biological properties, of any waters of the
4 state, including change in temperature, taste, color, turbidity, or
5 odor of the waters, or such discharge of any liquid, gaseous, solid,
6 radioactive, or other substance into any waters of the state as will or
7 is likely to create a nuisance or render such waters harmful,
8 detrimental or injurious to the public health, safety or welfare, or to
9 domestic, commercial, industrial, agricultural, recreational, or other
10 legitimate beneficial uses, or to livestock, wild animals, birds, fish
11 or other aquatic life.

12 Wherever the word "department" is used in this chapter it shall
13 mean the department of ecology.

14 Whenever the word "director" is used in this chapter it shall mean
15 the director of ecology.

16 Whenever the words "aquatic noxious weed" are used in this chapter,
17 they have the meaning prescribed under RCW 17.26.020.

--- END ---