

WAC 246-290-108 Consistency with local plans and regulations.

Consistency with local plans and regulations applies to planning and engineering documents under WAC 246-290-106, 246-290-107, and 246-290-110.

(1) Municipal water suppliers must include a consistency review and supporting documentation in its planning or engineering document describing how it has considered consistency with local plans and regulations. This review must include elements of local plans and regulations, as they reasonably relate to water service to be provided by a municipal water supplier for any new connection, including:

- (a) Land use and zoning within the service area;
- (b) Growth projections used in the demand forecast;
- (c) Utility service extension ordinances of a city or town when water service is provided by the water utility of the city or town;
- (d) Provisions of water service for new service connections; and
- (e) Other relevant elements related to water supply planning as determined by the department.

(2) Municipal water suppliers must request each local government with jurisdiction over the service area to provide a consistency review. Municipal water suppliers may exclude wholesale areas from the consistency review provided the water system receiving the wholesale water complies with the requirements for a consistency review when developing a water system plan for any new connection within the service area of the system receiving the wholesale water.

(a) Municipal water suppliers shall provide each local government with jurisdiction sixty days to review the planning or engineering document unless another state statute or state regulation requires a different time frame. The municipal water supplier must provide the local government with jurisdiction an additional thirty days for review if requested.

(b) If an inconsistency is documented by the local government with jurisdiction within the time frame outlined in (a) of this subsection, the municipal water supplier must provide the inconsistency information to the department.

(c) If the local government with jurisdiction documents in writing an inconsistency exists with local plans and regulations, the municipal water supplier shall address the inconsistency. The local government with jurisdiction shall be provided sixty days to review any revisions or responses that address the inconsistency.

(3) If the local government with jurisdiction does not provide a consistency review, the municipal water supplier shall complete the consistency review as described in subsection (1) of this section. The municipal water supplier must also document:

(a) The amount of time provided to each local government with jurisdiction to review the planning and engineering documents as defined in subsection (2) of this section; and

(b) The efforts taken to request a consistency review from the local government with jurisdiction.

[Statutory Authority: RCW 43.20.050 and 70.119A.080. WSR 17-01-062, § 246-290-108, filed 12/14/16, effective 1/14/17. Statutory Authority: RCW 70.119A.180 and 43.20.050. WSR 08-03-061, § 246-290-108, filed 1/14/08, effective 2/14/08.]