

**Title 332 WAC**  
**NATURAL RESOURCES, BOARD AND DEPARTMENT OF**

Last Update: 6/7/24

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**DISPOSITION OF CHAPTERS FORMERLY CODIFIED IN THIS TITLE**

**Chapter 332-40**

**GUIDELINES INTERPRETING AND IMPLEMENTING THE STATE ENVIRONMENTAL POLICY ACT**

332-40-010	Authority. [Order 259, § 332-40-010, filed 6/10/76; Order 257, § 332-40-010, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150. Later promulgation, see WAC 332-41-010.
332-40-020	Purpose. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-020, filed 4/11/78; Order 259, § 332-40-020, filed 6/10/76; Order 257, § 332-40-020, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150. Later promulgation, see WAC 332-41-030.
332-40-025	Scope and coverage of this chapter. [Order 259, § 332-40-025, filed 6/10/76; Order 257, § 332-40-025, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
332-40-030	Integration of SEPA procedures with other department operations. [Order 259, § 332-40-030, filed 6/10/76; Order 257, § 332-40-030, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
332-40-035	Statute of limitations. [Order 259, § 332-40-035, filed 6/10/76; Order 257, § 332-40-035, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
332-40-037	SEPA public information center. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-037, filed 4/11/78; Order 259, § 332-40-037, filed 6/10/76; Order 257, § 332-40-037, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
332-40-040	Definitions. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-040, filed 4/11/78; Order 259, § 332-40-040, filed 6/10/76; Order 257, § 332-40-040, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150. Later promulgation, see WAC 332-41-040.
332-40-045	Responsible official. [Order 259, § 332-40-045, filed 6/10/76; Order 257, § 332-40-045, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

- 332-40-050 Use of the environmental checklist form. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-050, filed 4/11/78; Order 259, § 332-40-050, filed 6/10/76; Order 257, § 332-40-050, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-055 Timing of the EIS process. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-055, filed 4/11/78; Order 259, § 332-40-055, filed 6/10/76; Order 257, § 332-40-055, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150. Later promulgation, see WAC 332-41-055.
- 332-40-060 Scope of a proposal and its impacts for the purposes of lead agency determination, threshold determination, and EIS preparation. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-060, filed 4/11/78; Order 259, § 332-40-060, filed 6/10/76; Order 257, § 332-40-060, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-100 Summary of information which may be required of a private applicant. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-100, filed 4/11/78; Order 259, § 332-40-100, filed 6/10/76; Order 257, § 332-40-100, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-160 No presumption of significance for nonexempt actions. [Order 259, § 332-40-160, filed 6/10/76; Order 257, § 332-40-160, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-170 Categorical exemptions. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-170, filed 4/11/78; Order 259, § 332-40-170, filed 6/10/76; Order 257, § 332-40-170, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-175 Exemptions and nonexemptions applicable to specific state agencies. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-175, filed 4/11/78; Order 268, § 332-40-175, filed 7/21/76; Order 259, § 332-40-175, filed 6/10/76; Order 257, § 332-40-175, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-177 Environmentally sensitive areas. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-177, filed 4/11/78; Order 259, § 332-40-177, filed 6/10/76; Order 257, § 332-40-177, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-180 Exemption for emergency actions. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-180, filed 4/11/78; Order 259, § 332-40-180, filed 6/10/76; Order 257, § 332-40-180, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-190 Use and effect of categorical exemptions. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-190, filed 4/11/78; Order 259, § 332-40-190, filed 6/10/76; Order 257, § 332-40-190, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-200 Lead agency—Responsibilities. [Order 259, § 332-40-200, filed 6/10/76; Order 257, § 332-40-200, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-203 Determination of lead agency—Procedures. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-203, filed 4/11/78; Order 259, § 332-40-203, filed 6/10/76; Order 257, § 332-40-203, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-205 Lead agency designation—Department proposals. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-205, filed 4/11/78; Order 259, § 332-40-205, filed 6/10/76; Order 257, § 332-40-205, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-210 Lead agency designation—Proposals involving both private and public construction activity. [Order 259, § 332-40-210, filed 6/10/76; Order 257, § 332-40-210, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-215 Lead agency designation—Private projects for which the department is the only agency with jurisdiction. [Order 259, § 332-40-215, filed 6/10/76; Order 257, § 332-40-215, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-220 Lead agency designation—Private projects requiring licenses from more than one agency, when one of the agencies is a county/city. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-220, filed 4/11/78; Order 259, § 332-40-220, filed 6/10/76; Order 257, § 332-40-220, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-225 Lead agency designation—Private projects requiring licenses from more than one state agency. [Order 259, § 332-40-225, filed 6/10/76; Order 257, § 332-40-225, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

- 332-40-230 Lead agency designation—Specific proposals. [Order 259, § 332-40-230, filed 6/10/76; Order 257, § 332-40-230, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-240 Agreements as to lead agency status. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-240, filed 4/11/78; Order 259, § 332-40-240, filed 6/10/76; Order 257, § 332-40-240, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-245 Agreements between agencies as to division of lead agency duties. [Order 259, § 332-40-245, filed 6/10/76; Order 257, § 332-40-245, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-260 Dispute as to lead agency determination—Resolution by CEP. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-260, filed 4/11/78; Order 259, § 332-40-260, filed 6/10/76; Order 257, § 332-40-260, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-300 Threshold determination requirement. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-300, filed 4/11/78; Order 259, § 332-40-300, filed 6/10/76; Order 257, § 332-40-300, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-305 Designation of responsible official. [Order 259, § 332-40-305, filed 6/10/76; Order 257, § 332-40-305, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-310 Threshold determination procedures—Environmental checklist. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-310, filed 4/11/78; Order 259, § 332-40-310, filed 6/10/76; Order 257, § 332-40-310, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-315 Actions requiring a threshold determination. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-315, filed 4/11/78; Order 259, § 332-40-315, filed 6/10/76; Order 257, § 332-40-315, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150. Later promulgation, see WAC 332-41-310.
- 332-40-320 Threshold determination procedures—Initial review of environmental checklist. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-320, filed 4/11/78; Order 259, § 332-40-320, filed 6/10/76; Order 257, § 332-40-320, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-330 Threshold determination procedures—Information in addition to checklist. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-330, filed 4/11/78; Order 259, § 332-40-330, filed 6/10/76; Order 257, § 332-40-330, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-340 Threshold determination procedures—Negative declarations. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-340, filed 4/11/78; Order 259, § 332-40-340, filed 6/10/76; Order 257, § 332-40-340, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-345 Assumption of lead agency status by the department when it is an agency with jurisdiction over a proposal—Prerequisites, effect and form of notice. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-345, filed 4/11/78; Order 259, § 332-40-345, filed 6/10/76; Order 257, § 332-40-345, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-350 Affirmative threshold determination. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-350, filed 4/11/78; Order 259, § 332-40-350, filed 6/10/76; Order 257, § 332-40-350, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-355 Form of declaration of significance/nonsignificance. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-355, filed 4/11/78; Order 259, § 332-40-355, filed 6/10/76; Order 257, § 332-40-355, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-360 Threshold determination criteria—Application of environmental checklist. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-360, filed 4/11/78; Order 259, § 332-40-360, filed 6/10/76; Order 257, § 332-40-360, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-365 Environmental checklist. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-365, filed 4/11/78; Order 259, § 332-40-365, filed 6/10/76; Order 257, § 332-40-365, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-370 Withdrawal of affirmative threshold determination. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-370, filed 4/11/78; Order 259, § 332-40-370, filed 6/10/76; Order 257, § 332-40-370, filed 5/21/76.] Repealed

by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

- 332-40-375 Withdrawal of negative threshold determination. [Order 259, § 332-40-375, filed 6/10/76; Order 257, § 332-40-375, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-400 Duty to begin preparation of a draft EIS. [Order 259, § 332-40-400, filed 6/10/76; Order 257, § 332-40-400, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-405 Purpose and function of a draft EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-405, filed 4/11/78; Order 259, § 332-40-405, filed 6/10/76; Order 257, § 332-40-405, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-410 Predraft consultation procedures. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-410, filed 4/11/78; Order 259, § 332-40-410, filed 6/10/76; Order 257, § 332-40-410, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-420 Preparation of EIS by persons outside the department. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-420, filed 4/11/78; Order 259, § 332-40-420, filed 6/10/76; Order 257, § 332-40-420, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150. Later promulgation, see WAC 332-41-420.
- 332-40-425 Organization and style of a draft EIS. [Order 259, § 332-40-425, filed 6/10/76; Order 257, § 332-40-425, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-440 Contents of a draft EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-440, filed 4/11/78; Order 259, § 332-40-440, filed 6/10/76; Order 257, § 332-40-440, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-442 Special considerations regarding contents of an EIS on a nonproject action. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-442, filed 4/11/78; Order 259, § 332-40-442, filed 6/10/76; Order 257, § 332-40-442, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-444 List of elements of the environment. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-444, filed 4/11/78; Order 259, § 332-40-444, filed 6/10/76; Order 257, § 332-40-444, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-446 Draft EIS—Optional additional elements—Limitation. [Order 259, § 332-40-446, filed 6/10/76; Order 257, § 332-40-446, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-450 Public awareness of availability of draft EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-450, filed 4/11/78; Order 259, § 332-40-450, filed 6/10/76; Order 257, § 332-40-450, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-455 Circulation of the draft EIS—Review period. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-455, filed 4/11/78.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-460 Specific agencies to which draft EIS shall be sent. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-460, filed 4/11/78; Order 259, § 332-40-460, filed 6/10/76; Order 257, § 332-40-460, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-465 Agencies possessing environmental expertise. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-465, filed 4/11/78; Order 259, § 332-40-465, filed 6/10/76; Order 257, § 332-40-465, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-470 Cost to the public for reproduction of environmental documents. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-470, filed 4/11/78; Order 259, § 332-40-470, filed 6/10/76; Order 257, § 332-40-470, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-480 Public hearing on a proposal—When required. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-480, filed 4/11/78; Order 259, § 332-40-480, filed 6/10/76; Order 257, § 332-40-480, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-485 Notice of public hearing on environmental impact of the proposal. [Order 259, § 332-40-485, filed 6/10/76; Order 257, § 332-40-485, filed 5/21/76.] Repealed by 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-490 Public hearing on the proposal—Use of environmental documents. [Order 259, § 332-40-490, filed 6/10/76; Order 257, § 332-40-490, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

- 332-40-495 Preparation of amended or new draft EIS. [Order 259, § 332-40-495, filed 6/10/76; Order 257, § 332-40-495, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-500 Department responsibilities when consulted as an agency with jurisdiction. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-500, filed 4/11/78; Order 259, § 332-40-500, filed 6/10/76; Order 257, § 332-40-500, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-520 Department responsibilities when consulted as an agency with environmental expertise. [Order 259, § 332-40-520, filed 6/10/76; Order 257, § 332-40-520, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-530 Responsibilities of the department—When predraft consultation has occurred. [Order 259, § 332-40-530, filed 6/10/76; Order 257, § 332-40-530, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-535 Cost of performance of consulted agency responsibilities. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-535, filed 4/11/78; Order 259, § 332-40-535, filed 6/10/76; Order 257, § 332-40-535, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-540 Limitations on responses to consultation. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-540, filed 4/11/78; Order 259, § 332-40-540, filed 6/10/76; Order 257, § 332-40-540, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-545 Effect of no written comment. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-545, filed 4/11/78; Order 259, § 332-40-545, filed 6/10/76; Order 257, § 332-40-545, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-570 Preparation of the final EIS—Contents—When no critical comments received on the draft EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-570, filed 4/11/78; Order 259, § 332-40-570, filed 6/10/76; Order 257, § 332-40-570, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-580 Preparation of the final EIS—Contents—When critical comments received on the draft EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-580, filed 4/11/78; Order 259, § 332-40-580, filed 6/10/76; Order 257, § 332-40-580, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-600 Circulation of the final EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-600, filed 4/11/78; Order 259, § 332-40-600, filed 6/10/76; Order 257, § 332-40-600, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-650 Effect of an adequate final EIS prepared pursuant to NEPA. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-650, filed 4/11/78; Order 259, § 332-40-650, filed 6/10/76; Order 257, § 332-40-650, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-652 Supplementation by the department of an inadequate final NEPA EIS. [Order 259, § 332-40-652, filed 6/10/76; Order 257, § 332-40-652, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-660 Use of previously prepared EIS for a different proposed action. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-660, filed 4/11/78; Order 259, § 332-40-660, filed 6/10/76; Order 257, § 332-40-660, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-690 Use of another lead agency's EIS by the department for the same proposal. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-690, filed 4/11/78; Order 259, § 332-40-690, filed 6/10/76; Order 257, § 332-40-690, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-695 Draft and final supplements to a revised EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-695, filed 4/11/78; Order 259, § 332-40-695, filed 6/10/76; Order 257, § 332-40-695, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-700 EIS combined with existing planning and review processes. [Order 259, § 332-40-700, filed 6/10/76; Order 257, § 332-40-700, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-710 No action for seven days after publication of the final EIS. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-710, filed 4/11/78.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.
- 332-40-800 Amendments to this chapter. [Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810. WSR 78-05-015 (Order 292), § 332-40-800, filed 4/11/78; Order 259, § 332-40-800, filed 6/10/76; Order 257, § 332-40-800, filed 5/21/76.] Repealed by WSR

84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

332-40-830 SEPA public information center. [Order 259, § 332-40-830, filed 6/10/76; Order 257, § 332-40-830, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

332-40-835 Regional SEPA public information centers. [Order 259, § 332-40-835, filed 6/10/76; Order 257, § 332-40-835, filed 5/21/76.] Repealed by WSR 78-05-015 (Order 292), filed 4/11/78. Statutory Authority: RCW 43.21C.120, WAC 197-10-800 and 197-10-810.

332-40-840 Application of agency guidelines to ongoing actions. [Order 259, § 332-40-840, filed 6/10/76; Order 257, § 332-40-840, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

332-40-910 Severability. [Order 259, § 332-40-910, filed 6/10/76; Order 257, § 332-40-910, filed 5/21/76.] Repealed by WSR 84-18-052 (Order 432), filed 9/5/84. Statutory Authority: Chapter 43.21C RCW and RCW 43.30.150.

#### **Chapter 332-44 STRAY LOGS**

332-44-010 Stray logs—Possession marks. [Resolution No. 1, filed 1/27/65.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-020 Log patrol—Activity in Everett harbor. [Docket 255, § 1, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-030 Closed portion of Everett harbor. [Docket 255, § 2, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-040 Closed portion of Everett harbor—Exception. [Docket 255, § 3, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-050 Closed portion of Everett harbor—Licensed log patrolmen—Duties. [Docket 255, § 4, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-060 Closed portion of Everett harbor—Opening closed area—Notice. [Docket 255, § 5, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-070 Closed portion of Everett harbor—Violations—Penalty. [Docket 255, § 6, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-080 Closed portion of Everett harbor—Supersession of prior agreements. [Docket 255, § 7, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

332-44-090 Severability. [Docket 255, § 8, filed 10/28/66.] Repealed by WSR 05-01-116, filed 12/15/04, effective 1/15/05. Statutory Authority: Chapter 76.40 RCW (repealed).

#### **Chapter 332-48 FIRE AND GAME DAMAGE**

332-48-010 Electrical fence controllers. [Resolution No. 54, filed 6/3/64.] Repealed by WSR 91-20-060 (Order 583), filed 9/24/91, effective 10/16/91. Statutory Authority: RCW 76.04.015.

332-48-020 Unauthorized use of Colockum airstrip. [Resolution No. 44, filed 11/5/63.] Repealed by WSR 91-20-060 (Order 583), filed 9/24/91, effective 10/16/91. Statutory Authority: RCW 76.04.015.

332-48-050 Fire rules. [Resolution 21, filed 6/6/61.] Repealed by Order 256, filed 5/13/76. Later promulgation, see WAC 332-24-061.