

# RULE 3600

Date: March \_\_\_\_\_, 2005

Approved By: \_\_\_\_\_

## DEPARTMENT OF PLANNING & DEVELOPMENT SERVICES

<b>Rule: 3600</b>	<b>Fees for Drainage Plan Review of Mines, Pits or Quarries</b>
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**LEGISLATIVE HISTORY:** Original POL-3600 adopted May 4, 1996 (cancelled), was replaced by revised POL-3600, repromulgated pursuant to SCC 30.82 on \_\_\_\_\_.

**SEE ALSO:** N/A

**SCC APPLICABILITY:** Chapter 30.86.210(2) and 30.86.510(2) SCC

**PURPOSE:** This rule applies to the collection of fees for drainage plan review of mining operations such as gravel pits and rock quarries. The purpose of this policy is to provide clear written provisions for the calculation of Title 30 SCC drainage fees on mining sites.

### RULE SUMMARY:

1. Fees Established By the Drainage Code Apply to Areas Being Mined under Authority of a Conditional Use (Permit (CU) or Grading Permit.

Drainage review fees include the base fee and the sum of the other fees that apply. In the case of mining, "Other Drainage Plan Reviews" fees apply and are calculated based upon a per acre charge. While the acreage for drainage review of mining sites has historically been applied to the entire ownership or parcel of property included in the CU or grading permit application, this area may be vastly larger than the actual area to be mined. In these cases, the "Other Drainage Plan Reviews" fee calculation may be more appropriately based on mined area, subject to the terms of this policy.

2. "Other Drainage Plan Reviews" Fees for Mining Sites shall be Calculated Based Upon the Mined Area when the Land Use Manager Determines that the Plan Meets the Following Applicable Criteria:
  - a) The area not being mined, under an approved Conditional Use Permit (CU) or grading permit, will remain natural or undisturbed;
  - b) In the case of phased mine development, fees shall be calculated on the entire area included in phased development application. Areas outside of the subject phase area shall remain undisturbed; and
  - c) The drainage plans are consistent with the mining plan or phased mine development plan approved, or to be approved, by the Washington State Department of Natural Resources (DNR). This requirement will apply to each phase of mine development that requires a new or revised drainage plan.
3. "Other Drainage Plan Reviews" Fees for Phased Mine Developments may be Calculated Separately for Each Phase of Mining Based Upon the Area to be Mined for Each Phase;
4. "Other Drainage Plan Reviews" Fees for Mining Site Restoration Plans of Phased Mine Developments shall be Calculated Separately for Each Phase of Restoration Based Upon the Area to be Restored for Each Phase;

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5. Mined Area is Defined as Follows:  
Mined area includes all area disturbed in conjunction with the mining operation which shall include, but is not limited to, areas cleared, stock piles, roads, utilities, constructed ponds, mitigation areas, and all other types of activity which disturbs the land.
  
6. The Mined Area or Phased Mine Area shall be Determined by Surveyor.  
When proposing to base the fee on the active mine area or phased mine area or phased restoration area, the area shall be:
  - a) located on the plans;
  - b) show a tie to a property corner or Government Land Office (GLO) corner;
  - c) have a boundary with bearings and distances; and
  - d) show an area certified by a Professional Land Surveyor