

Pipeline Safety Requirements — Public Hearing Draft 10/7/2011

New Section 14.16.835 Pipeline Safety

- (1) Pipeline Consultation Area. The Pipeline Consultation Area is the area within 660 feet of any hazardous liquid or gas transmission pipeline. The Pipeline Consultation Area is depicted on the Skagit County Pipeline Consultation Area map on file in the Department and available on the official County website.
- (2) Permit Requirements. The Department must not issue any permit for a land division or development permit for a project wholly or partially within the Pipeline Consultation Area unless it meets the following requirements.
 - (a) Consultation. The Department must provide a description and site plan for the proposed project to the pipeline operator of any pipeline within the Pipeline Consultation Area. The Department must provide a copy of any response to the applicant. Consultation provides no additional authority to the Department to require changes to the application.
 - (b) SEPA. Any required SEPA environmental checklists must include reference to pipeline(s) within the Pipeline Consultation Area and provide information concerning any impact the project will have on the pipeline(s).
 - (c) Title Notice. The applicant must record a title notice with the County Auditor that contains the following language: “The above-referenced property is located wholly or partially within the Skagit County Pipeline Consultation Area and within 660 feet of one or more hazardous liquid or gas transmission pipelines.” Forms for this title notice are available from the Department.
- (3) Pipeline Protection Requirements. The following provisions apply to all development activity, including permit-exempt activity, within the Pipeline Consultation Area.
 - (a) No significant land disturbance or construction or expansion of structures is allowed within defined transmission pipeline rights-of-way or easements without the express written consent of the pipeline operator.
 - (b) Pipeline easements must be identified and protected prior to and during construction, by placement of temporary barricades and on-site notices, except with the express written consent of the pipeline operator. Barricades and on-site notices are subject to review by the Department prior to and during construction.