

Erin Langley

Under the Question: Which form to use?

Small use court claim form instructions state for multiple homes on different parcels using a single permit exempt well, each homeowner must file a Small Use Form or file a court claim form together. Question – is each connection allowed to claim up to 500 gpd or does the total volume need to be at or below 500 gpd for all connections?

Under the Question: What if I don't have a water right document?

This section describes legal permit exemption as regulated under RCW 90.44.050 but does not include info on WAC 173-501-065 for wells drilled after 6.27.2020; this may confuse some more recent applicants where development only allowed up to 500 gpd and 1/12 acre irrigation.

Question: Does Ecology need the date of first use or date of well construction? What about wells drilled and not put to use yet?

Again on the Small Use Form:

States a single home can include legal ADUs. Note that Skagit County Code 12.48 typically assumes 350 gpd per residential connection. Existing SFR and ADUs sharing a permit exempt well may have been approved by Skagit County Public Health based on the assumption that each connection has access to 350 gpd. This is just comment. If I had a suggestion, it would be to inform future ADU proposals that a variance by Public Health may be required during Building permit application.