

Orwall, Rep. Tina <tina.orwall@leg.wa.gov>

2/10/2020 9:50 AM

RE: New language for HB 2315

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FYI, Tina

**From:** Orwall, Rep. Tina

**Sent:** Monday, February 10, 2020 9:13 AM

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**Cc:** Soderlind, Mary <[Mary.Soderlind@leg.wa.gov](mailto:Mary.Soderlind@leg.wa.gov)>

**Subject:** FW: New language for HB 2315

Hi Steve, Sheila, JC and Kent,

Here is the latest language from the cities/Port. Please let me know what are your thoughts. It is on the floor calendar. I am going to keep the bill moving but hope to have another stakeholder group before the Senate hearing.

Thanks, Tina

(5) An individual property may be provided benefits by the port district under each of the programs described in subsections (1) through (4) of this section. However, an individual property may not be provided benefits under any one of these programs more than once, unless the property ((is)):

(a) Is subjected to increased aircraft noise or differing aircraft noise impacts that would have afforded different levels of mitigation, even if the property owner had waived all damages and conveyed a full and unrestricted easement; or

*delete*  
(b) Contains a soundproofing installation, structure, or other type of sound mitigation equipment product or benefit previously installed pursuant to the remedial program under this chapter by the port district, that is in need of a repair or replacement that is determined through testing to no longer achieve the noise reduction level for which it was originally intended based on the original aviation easement DNL or that is determined, through visual inspection by a qualified contractor retained by the port district, to include manufacturing defects.

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i. Port districts choosing to

exercise the authority under (5)(b) are required to conduct additional testing of homes where mitigation impact is no longer working as intended. In those properties, port districts must work with a certified building inspector or qualified contractor to determine whether package failure resulted in additional hazards or structural damage to the property.

*engineer*