



**COUNTY OR MUNICIPALITY
ACKNOWLEDGMENT OF
SURFACE MINING
(Form SM-6)**

NAME OF COMPANY OR INDIVIDUAL APPLICANT(S) <i>(Type or print in ink)</i>	TOTAL ACREAGE AND DEPTH OF PERMIT AREA (Include all acreage to be disturbed by mining, setbacks, buffers, and associated activities during the life of the mine) <i>(See SM-8A)</i> Total area permitted will be _____ acres Maximum vertical depth below pre-mining topographic grade is _____ feet Lowest elevation of excavated mine will be _____ feet relative to mean sea level				
MAILING ADDRESS	COUNTY _____ Legal description of permit area:				
	1/4	1/4	Section	Township	Range
COUNTY PARCEL NUMBERS					
Proposed subsequent use of site upon completion of reclamation:					
Is this a modification to an existing mine? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes provide details of modification:					
Signature of company representative or individual applicant(s)		Name and title of company representative <i>(please print)</i>			Date signed
TO BE COMPLETED BY THE APPROPRIATE COUNTY OR MUNICIPALITY:					
Please answer the following questions "Yes" or "No". Yes No <input type="checkbox"/> <input type="checkbox"/> 1a. Has the proposed surface mine, or proposed revision to the existing surface mine, been approved under local zoning and land use regulations? <input type="checkbox"/> <input type="checkbox"/> 1b. If no, is the existing surface mine a legal non-conforming use or is there a local use permit that allows mining as a land use? <input type="checkbox"/> <input type="checkbox"/> 2. Is the proposed subsequent use of the land after reclamation consistent with the local land use/zoning designation?					
Name of planning director or administrative official <i>(please print)</i>		Address			
Signature					
Title <i>(please print)</i>					
E-mail Address	Date	FOR DEPARTMENT USE ONLY:		DNR Reclamation Permit No.	

Fact Sheet—WA DNR Surface Mine Reclamation Program

County or Municipality Acknowledgment of Surface Mining Reclamation Form SM-6

The Washington Department of Natural Resources regulates reclamation of surface mines under Chapter 78.44 RCW. The basic objective of reclamation is to reestablish on a continuing basis the vegetative cover, slope stability, water conditions, and safety conditions suitable to the proposed subsequent use consistent with local land use plans for the surface mine site. The SM-6 Form is required to ensure that the approved reclamation plan is suitable for the subsequent use identified in local land use plans.

Who is this fact sheet for and what is Form SM-6?

This fact sheet is intended for local land use planners and managers. Form SM-6 is one part of a surface mine reclamation permit application required by the DNR per RCW 78.44.091(4), fulfilling the legal requirement for “evidence that the proposed surface mine has been approved under local zoning and land use regulations.” and per WAC 332-18-1002(1): “For reclamation permits issued after July 1, 1994, approval of mining and of the subsequent use of the mine site shall be verified with a Form SM-6; except that such approval may not be required for mines on state or federal lands. The Form SM-6 must be signed by a responsible official from the appropriate city, town, or county.”

What does Form SM-6 do?

- Verifies current land use zoning and whether mining is an allowed land use under local regulations.
- Verifies the subsequent use of the mine.
- Promotes transparency and provides local jurisdictions with an opportunity to ensure all local permitting is in place.
- Clarifies whether the proposed mine is new or a modification to an existing mine.

What does Form SM-6 not do?

Signing of the form by a local jurisdiction does not approve a surface mine. The form only verifies land use.

 WASHINGTON STATE DEPT OF NATURAL RESOURCES		COUNTY OR MUNICIPALITY ACKNOWLEDGMENT OF SURFACE MINING (Form SM-6)																										
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The upper portion of Form SM-6 should be completed by the applicant prior to submission to the local jurisdiction.

The lower portion of Form SM-6 should be completed by the local jurisdiction.

FAQ

What is the local jurisdiction’s role in regulating surface mines under the Surface Mining Act (RCW 78.44)?

RCW 78.44.11: “It is the intent of the legislature to clarify that surface mining is an appropriate land use, subject to reclamation authority exercised by the department of natural resources and land use and operation regulatory authority by counties, cities, and towns.”

RCW 78.44.20(3–4): “(3) Apportion regulatory authority between state and local governments in order to minimize redundant regulation of mining; and (4) Ensure that reclamation is consistent with local land use plans.”

WAC 332-18-01002 also addresses the role of the local jurisdiction.

What questions am I answering on Form SM-6?

1a. Has the proposed surface mine, or proposed revision to the existing surface mine, been approved under local zoning and land use regulations?

1b. If no, is the existing surface mine a legal non-conforming use or is there a local use permit that allows mining as a land use?

2. Is the proposed subsequent use of the land after reclamation consistent with the local land use/zoning designation?

I signed this form a few years ago for this mine—why am I being asked to sign a new one?

DNR requires a new SM-6 form with every permit application (new permits as well as expansions and revisions) to ensure that reclamation is consistent with local land use plans and that no changes in land use have occurred that would affect local permits or the proposed subsequent use.

Who to contact for more information:

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WASHINGTON STATE DEPT OF
**NATURAL
RESOURCES**
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