

SSB 5694 - H COMM AMD
By Committee on Local Government

1 Strike everything after the enacting clause and insert the
2 following:

3 NEW SECTION. **Sec. 1.** A new section is added to chapter 35.21
4 RCW to read as follows:

5 (1) A city or town that exercises its authority under chapter
6 7.48 RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable
7 law to abate a nuisance which threatens health or safety must provide
8 prior notice to the property owner that abatement is pending and a
9 special assessment may be levied on the property for the expense of
10 abatement. The notice must be sent by regular mail.

11 (2) A city or town that exercises its authority under chapter
12 7.48 RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable
13 law to declare a nuisance, abate a nuisance, or impose fines or costs
14 upon persons who create, continue, or maintain a nuisance may levy a
15 special assessment on the land or premises where the nuisance is
16 situated to reimburse the city or town for the expense of abatement.
17 The special assessment may not exceed five thousand dollars. A city
18 or town must, before levying a special assessment, notify the
19 property owner and any identifiable mortgage holder that a special
20 assessment will be levied on the property and provide the estimated
21 amount of the special assessment. The notice must be sent by regular
22 mail.

23 (3) The special assessment authorized by this section constitutes
24 a lien against the property and is of equal rank with state, county,
25 and municipal taxes.

26 (4) A city or town levying a special assessment under this
27 section may contract with the county treasurer to collect the special
28 assessment in accordance with RCW 84.56.035.

29 NEW SECTION. **Sec. 2.** A new section is added to chapter 35A.21
30 RCW to read as follows:

31 (1) A code city that exercises its authority under chapter 7.48
32 RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable law
33 to abate a nuisance which threatens health or safety must provide

1 prior notice to the property owner that abatement is pending and a
2 special assessment may be levied on the property for the expense of
3 abatement. The notice must be sent by regular mail.

4 (2) A code city that exercises its authority under chapter 7.48
5 RCW or other applicable law to declare a nuisance, abate a nuisance,
6 or impose fines or costs upon persons who create, continue, or
7 maintain a nuisance may levy a special assessment on the land or
8 premises where the nuisance is situated to reimburse the code city
9 for the expense of abatement. The special assessment may not exceed
10 five thousand dollars. A code city must, before levying a special
11 assessment, notify the property owner and any identifiable mortgage
12 holder that a special assessment will be levied on the property and
13 provide the estimated amount of the special assessment. The notice
14 must be sent by regular mail.

15 (3) The special assessment authorized by this section constitutes
16 a lien against the property and is of equal rank with state, county,
17 and municipal taxes.

18 (4) A code city levying a special assessment under this section
19 may contract with the county treasurer to collect the special
20 assessment in accordance with RCW 84.56.035."

21 Correct the title.

EFFECT: Changes the maximum amount of the special assessment that
a city or town may levy for the expense of nuisance abatement from
\$2,000, as proposed in the underlying substitute bill, to \$5,000.

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