

2 **SB 6446** - S AMD - 174

3 By Senators Fraser, Patterson, Eide, Swecker, Morton and Snyder

4 ADOPTED 2/15/00

5 On page 3, after line 7, insert the following:

6 "Sec. 2. RCW 90.58.080 and 1995 c 347 s 305 are each amended to
7 read as follows:

8 (1) To assist local governments in aligning the related work of
9 reviewing and revising comprehensive plans and development regulations
10 under section 1 of this act, the department upon the request of a local
11 government may grant an extension of up to an additional twelve months
12 to the deadlines provided in this section for developing and amending
13 the shoreline master program element of comprehensive plans.

14 (2) Local governments shall develop or amend(~~(, within twenty-four~~
15 months after the adoption of guidelines as provided in RCW 90.58.060,))
16 a master program for regulation of uses of the shorelines of the state
17 consistent with the required elements of the guidelines adopted by the
18 department. Except as provided in subsection (3) of this section as to
19 state guidelines adopted before December 31, 2000, master programs
20 shall be reviewed for compliance with the guidelines and adopted or
21 amended as necessary within twenty-four months after the adoption of
22 guidelines as provided in RCW 90.58.060.

23 (3) Consistent with the priority salmon recovery regions identified
24 in the state-wide strategy to recover salmon and population growth data
25 provided by the office of financial management, the following master
26 program development or amendment schedule applies for guidelines
27 adopted by the department before December 31, 2000:

28 (a) For King, Snohomish, Pierce, Clark, and Kitsap counties and the
29 cities and towns therein with shorelines of the state, master programs
30 shall be reviewed for compliance with the guidelines and adopted or
31 amended as necessary within thirty-six months after the adoption of
32 guidelines as provided in RCW 90.58.060;

33 (b) For Thurston, Whatcom, Benton, Yakima, Skagit, Cowlitz,
34 Clallam, Chelan, Mason, and Jefferson counties and the cities and towns
35 therein with shorelines of the state, master programs shall be reviewed
36 for compliance with the guidelines and adopted or amended as necessary

1 within forty-eight months after the adoption of guidelines as provided
2 in RCW 90.58.060;

3 (c) For all other counties, cities, and towns with shorelines of
4 the state, master programs shall be reviewed for compliance with the
5 guidelines and adopted or amended as necessary within sixty months
6 after the adoption of guidelines amendments as provided in RCW
7 90.58.060."

8 Renumber the sections consecutively and correct any internal
9 references accordingly.

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11 By Senators Fraser, Patterson, Eide, Swecker, Morton and Snyder

12 ADOPTED 2/15/00

13 On page 1, on line 1 of the title, delete everything beginning with
14 "extension" through '36.70A.130" on line 2, and insert "extending
15 deadlines for review and amendment of comprehensive plans; and
16 amendment RCW 36.70A.130 and 90.58.080".

17 **SB 6446** - S AMD - 176

18 By Senators Fraser, Rasmussen, Snyder, Roach, McCaslin,
19 Swecker, Benton, Patterson, Eide, Wojahn, Franklin,
20 McAuliffe, Morton, Rossi, Goings, Zarelli, Stevens, Johnson,
21 Shin, T. Sheldon, Oke, Hale, Costa, Honeyford and Gardner

22 ADOPTED 2/15/00

23 On page 3, after line 7, insert the following:

24 "**Sec. 2.** RCW 36.61.020 and 1987 c 432 s 2 are each amended to read
25 as follows:

26 (1) To assist with development and implementation of elements of
27 comprehensive plans related to long-term lake management objectives in
28 coordination with revision of comprehensive plans, local governments
29 may create lake management districts for any needed period of time.

30 (2) Any county may create lake management districts to finance the
31 improvement and maintenance of lakes located within or partially within
32 the boundaries of the county. All or a portion of a lake and the
33 adjacent land areas may be included within one or more lake management
34 districts. More than one lake, or portions of lakes, and the adjacent
35 land areas may be included in a single lake management district. ((A

1 ~~lake management district may be created for a period of up to ten~~
2 ~~years.))~~

3 Special assessments or rates and charges may be imposed on the
4 property included within a lake management district to finance lake
5 improvement and maintenance activities, including: (1) The control or
6 removal of aquatic plants and vegetation; (2) water quality; (3) the
7 control of water levels; (4) storm water diversion and treatment; (5)
8 agricultural waste control; (6) studying lake water quality problems
9 and solutions; (7) cleaning and maintaining ditches and streams
10 entering or leaving the lake; and (8) the related administrative,
11 engineering, legal, and operational costs, including the costs of
12 creating the lake management district.

13 Special assessments or rates and charges may be imposed annually on
14 all the land in a lake management district for the duration of the lake
15 management district without a related issuance of lake management
16 district bonds or revenue bonds. Special assessments also may be
17 imposed in the manner of special assessments in a local improvement
18 district with each landowner being given the choice of paying the
19 entire special assessment in one payment, or to paying installments,
20 with lake management district bonds being issued to obtain moneys not
21 derived by the initial full payment of the special assessments, and the
22 installments covering all of the costs related to issuing, selling, and
23 redeeming the lake management district bonds.

24 **Sec. 3.** RCW 36.61.260 and 1985 c 398 s 26 are each amended to read
25 as follows:

26 (1) Counties may issue lake management district bonds in accordance
27 with this section. Lake management district bonds may be issued to
28 obtain money sufficient to cover that portion of the special
29 assessments that are not paid within the thirty-day period provided in
30 RCW 36.61.190. (~~The maximum term of lake management district bonds~~
31 ~~shall be ten years.))~~

32 Whenever lake management district bonds are proposed to be issued,
33 the county legislative authority shall create a special fund or funds
34 for the lake management district from which all or a portion of the
35 costs of the lake improvement and maintenance activities shall be paid.
36 Lake management district bonds shall not be issued in excess of the
37 costs and expenses of the lake improvement and maintenance activities
38 and shall not be issued prior to twenty days after the thirty days

1 allowed for the payment of special assessments without interest or
2 penalties.

3 Lake management district bonds shall be exclusively payable from
4 the special fund or funds and from a guaranty fund that the county may
5 have created out of a portion of proceeds from the sale of the lake
6 management district bonds.

7 (2) Lake management district bonds shall not constitute a general
8 indebtedness of the county issuing the bond nor an obligation, general
9 or special, of the state. The owner of any lake management district
10 bond shall not have any claim for the payment thereof against the
11 county that issues the bonds except for payment from the special
12 assessments made for the lake improvement or maintenance activities for
13 which the lake management district bond was issued and from a lake
14 management district guaranty fund that may have been created. The
15 county shall not be liable to the owner of any lake management district
16 bond for any loss to the lake management district guaranty fund
17 occurring in the lawful operation of the fund. The owner of a lake
18 management district bond shall not have any claim against the state
19 arising from the lake management district bond, special assessments, or
20 guaranty fund. Tax revenues shall not be used to secure or guarantee
21 the payment of the principal of or interest on lake management district
22 bonds.

23 The substance of the limitations included in this subsection shall
24 be plainly printed, written, engraved, or reproduced on: (a) Each lake
25 management district bond that is a physical instrument; (b) the
26 official notice of sale; and (c) each official statement associated
27 with the lake management district bonds.

28 (3) If the county fails to make any principal or interest payments
29 on any lake management district bond or to promptly collect any special
30 assessment securing the bonds when due, the owner of the lake
31 management district bond may obtain a writ of mandamus from any court
32 of competent jurisdiction requiring the county to collect the special
33 assessments, foreclose on the related lien, and make payments out of
34 the special fund or guaranty fund if one exists. Any number of owners
35 of lake management districts may join as plaintiffs.

36 (4) A county may create a lake management district bond guaranty
37 fund for each issue of lake management district bonds. The guaranty
38 fund shall only exist for the life of the lake management district
39 bonds with which it is associated. A portion of the bond proceeds may

1 be placed into a guaranty fund. Unused moneys remaining in the
2 guaranty fund during the last two years of the installments shall be
3 used to proportionally reduce the required level of installments and
4 shall be transferred into the special fund into which installment
5 payments are placed.

6 (5) Lake management district bonds shall be issued and sold in
7 accordance with chapter 39.46 RCW. The authority to create a special
8 fund or funds shall include the authority to create accounts within a
9 fund.

10 Renumber the sections consecutively and correct any internal
11 references accordingly.

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13 By Senators Fraser, Rasmussen, Snyder, Roach, McCaslin,
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15 McAuliffe, Morton, Rossi, Goings, Zarelli, Stevens, Johnson,
16 Shin, T. Sheldon, Oke, Hale, Costa, Honeyford and Gardner

17 ADOPTED 2/15/00

18 On page 1, line 1 of the title, delete everything beginning with
19 "extension" through "36.70A.130" and insert "comprehensive plan review
20 and amendment and affected timelines; and amending RCW 36.61.020,
21 36.61.260, and 36.70A.130"

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EFFECT: Provides revised deadlines for the shorelines element of comprehensive plans.

EFFECT: Assists local governments with development and implementation of elements of comprehensive plans affecting lake management in coordination with revision of comprehensive plans.