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HOUSE BILL 1954

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State of Washington                      56th Legislature                      1999 Regular Session

By Representatives Fisher, Mulliken and Scott

Read first time 02/11/1999. Referred to Committee on Local Government.

1            AN ACT Relating to special purpose districts participating in  
2 growth management planning; and amending RCW 36.70A.210.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 36.70A.210 and 1998 c 171 s 4 are each amended to read  
5 as follows:

6            (1) The legislature recognizes that counties are regional  
7 governments within their boundaries, and cities are primary providers  
8 of urban governmental services within urban growth areas. For the  
9 purposes of this section, a "county-wide planning policy" is a written  
10 policy statement or statements used solely for establishing a county-  
11 wide framework from which county and city comprehensive plans are  
12 developed and adopted pursuant to this chapter. This framework shall  
13 ensure that city and county comprehensive plans are consistent as  
14 required in RCW 36.70A.100. Nothing in this section shall be construed  
15 to alter the land-use powers of cities.

16            (2) The legislative authority of a county that plans under RCW  
17 36.70A.040 shall adopt a county-wide planning policy in cooperation  
18 with the cities located in whole or in part within the county as  
19 follows:

1 (a) No later than sixty calendar days from July 16, 1991, the  
2 legislative authority of each county that as of June 1, 1991, was  
3 required or chose to plan under RCW 36.70A.040 shall convene a meeting  
4 with representatives of each city located within the county for the  
5 purpose of establishing a collaborative process that will provide a  
6 framework for the adoption of a county-wide planning policy. In other  
7 counties that are required or choose to plan under RCW 36.70A.040, this  
8 meeting shall be convened no later than sixty days after the date the  
9 county adopts its resolution of intention or was certified by the  
10 office of financial management.

11 (b) The process and framework for adoption of a county-wide  
12 planning policy specified in (a) of this subsection shall determine the  
13 manner in which the county and the cities agree to all procedures and  
14 provisions including but not limited to desired planning policies,  
15 deadlines, ratification of final agreements and demonstration thereof,  
16 and financing, if any, of all activities associated therewith.

17 (c) If a county fails for any reason to convene a meeting with  
18 representatives of cities as required in (a) of this subsection, the  
19 governor may immediately impose any appropriate sanction or sanctions  
20 on the county from those specified under RCW 36.70A.340.

21 (d) If there is no agreement by October 1, 1991, in a county that  
22 was required or chose to plan under RCW 36.70A.040 as of June 1, 1991,  
23 or if there is no agreement within one hundred twenty days of the date  
24 the county adopted its resolution of intention or was certified by the  
25 office of financial management in any other county that is required or  
26 chooses to plan under RCW 36.70A.040, the governor shall first inquire  
27 of the jurisdictions as to the reason or reasons for failure to reach  
28 an agreement. If the governor deems it appropriate, the governor may  
29 immediately request the assistance of the department of community,  
30 trade, and economic development to mediate any disputes that preclude  
31 agreement. If mediation is unsuccessful in resolving all disputes that  
32 will lead to agreement, the governor may impose appropriate sanctions  
33 from those specified under RCW 36.70A.340 on the county, city, or  
34 cities for failure to reach an agreement as provided in this section.  
35 The governor shall specify the reason or reasons for the imposition of  
36 any sanction.

37 (e) No later than July 1, 1992, the legislative authority of each  
38 county that was required or chose to plan under RCW 36.70A.040 as of  
39 June 1, 1991, or no later than fourteen months after the date the

1 county adopted its resolution of intention or was certified by the  
2 office of financial management the county legislative authority of any  
3 other county that is required or chooses to plan under RCW 36.70A.040,  
4 shall adopt a county-wide planning policy according to the process  
5 provided under this section and that is consistent with the agreement  
6 pursuant to (b) of this subsection, and after holding a public hearing  
7 or hearings on the proposed county-wide planning policy.

8 (3) A county-wide planning policy shall at a minimum, address the  
9 following:

10 (a) Policies to implement RCW 36.70A.110;

11 (b) Policies for promotion of contiguous and orderly development  
12 and provision of urban services to such development;

13 (c) Policies for siting public capital facilities of a county-wide  
14 or state-wide nature, including transportation facilities of state-wide  
15 significance as defined in RCW 47.06.140;

16 (d) Policies for county-wide transportation facilities and  
17 strategies;

18 (e) Policies that consider the need for affordable housing, such as  
19 housing for all economic segments of the population and parameters for  
20 its distribution;

21 (f) Policies for joint county and city planning within urban growth  
22 areas;

23 (g) Policies for county-wide economic development and employment;  
24 and

25 (h) An analysis of the fiscal impact.

26 (4) Federal agencies and Indian tribes may participate in and  
27 cooperate with the county-wide planning policy adoption process.  
28 Adopted county-wide planning policies shall be adhered to by state  
29 agencies.

30 (5) Failure to adopt a county-wide planning policy that meets the  
31 requirements of this section may result in the imposition of a sanction  
32 or sanctions on a county or city within the county, as specified in RCW  
33 36.70A.340. In imposing a sanction or sanctions, the governor shall  
34 specify the reasons for failure to adopt a county-wide planning policy  
35 in order that any imposed sanction or sanctions are fairly and  
36 equitably related to the failure to adopt a county-wide planning  
37 policy.

1 (6) Cities and the governor may appeal an adopted county-wide  
2 planning policy to the growth management hearings board within sixty  
3 days of the adoption of the county-wide planning policy.

4 (7) Multicounty planning policies shall be adopted by two or more  
5 counties, each with a population of four hundred fifty thousand or  
6 more, with contiguous urban areas and may be adopted by other counties,  
7 according to the process established under this section or other  
8 processes agreed to among the counties and cities within the affected  
9 counties throughout the multicounty region.

10 (8) Not later than July 1, 2001, a county planning under this  
11 chapter shall initiate a collaborative process through the procedures  
12 of subsection (2) of this section for the development of a county-wide  
13 planning policy for the coordination of planning for the following  
14 public facilities: (a) Sanitary and storm sewers; (b) potable water  
15 facilities; (c) park and recreational facilities; (d) fire districts;  
16 (e) schools; and (f) transportation, including roads and mass transit.  
17 The policy shall be developed collaboratively among the county, the  
18 cities located in part or in whole within the county, and special  
19 purpose districts providing one or more of such public facilities. The  
20 policy shall address ongoing procedures to achieve and maintain  
21 consistency of public facility planning and development with  
22 comprehensive land use plans adopted by the county and the cities  
23 located within the county, and shall establish timelines for revision  
24 of existing comprehensive plans and public facility plans to achieve  
25 consistent planning.

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