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HOUSE BILL 2906

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State of Washington

56th Legislature

2000 Regular Session

By Representatives Fisher, Scott, Schual-Berke, Poulsen, Edwards, Keiser, Ruderman, Romero and Haigh

Read first time 01/24/2000. Referred to Committee on Local Government.

1 AN ACT Relating to planning by general purpose and special purpose  
2 local governments; and amending RCW 36.70A.103 and 36.70A.210.

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

4 **Sec. 1.** RCW 36.70A.103 and 1991 sp.s. c 32 s 4 are each amended to  
5 read as follows:

6 (1) State agencies shall comply with the local comprehensive plans  
7 and development regulations and amendments thereto adopted pursuant to  
8 this chapter.

9 (2) Special purpose districts shall comply with local comprehensive  
10 plans and development regulations adopted pursuant to this chapter,  
11 where such comprehensive plans and development regulations are  
12 consistent with the county-wide planning policies developed pursuant to  
13 RCW 36.70A.210.

14 **Sec. 2.** RCW 36.70A.210 and 1998 c 171 s 4 are each amended to read  
15 as follows:

16 (1) The legislature recognizes that counties are regional  
17 governments within their boundaries, and cities are primary providers  
18 of urban governmental services within urban growth areas. For the

1 purposes of this section, a "county-wide planning policy" is a written  
2 policy statement or statements used solely for establishing a county-  
3 wide framework from which county and city comprehensive plans are  
4 developed and adopted pursuant to this chapter. This framework shall  
5 ensure that city and county comprehensive plans are consistent as  
6 required in RCW 36.70A.100. Nothing in this section shall be construed  
7 to alter the land-use powers of cities.

8 (2) The legislative authority of a county that plans under RCW  
9 36.70A.040 shall adopt a county-wide planning policy in cooperation  
10 with the cities located in whole or in part within the county as  
11 follows:

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

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

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

32 (d) If there is no agreement by October 1, 1991, in a county that  
33 was required or chose to plan under RCW 36.70A.040 as of June 1, 1991,  
34 or if there is no agreement within one hundred twenty days of the date  
35 the county adopted its resolution of intention or was certified by the  
36 office of financial management in any other county that is required or  
37 chooses to plan under RCW 36.70A.040, the governor shall first inquire  
38 of the jurisdictions as to the reason or reasons for failure to reach  
39 an agreement. If the governor deems it appropriate, the governor may

1 immediately request the assistance of the department of community,  
2 trade, and economic development to mediate any disputes that preclude  
3 agreement. If mediation is unsuccessful in resolving all disputes that  
4 will lead to agreement, the governor may impose appropriate sanctions  
5 from those specified under RCW 36.70A.340 on the county, city, or  
6 cities for failure to reach an agreement as provided in this section.  
7 The governor shall specify the reason or reasons for the imposition of  
8 any sanction.

9 (e) No later than July 1, 1992, the legislative authority of each  
10 county that was required or chose to plan under RCW 36.70A.040 as of  
11 June 1, 1991, or no later than fourteen months after the date the  
12 county adopted its resolution of intention or was certified by the  
13 office of financial management the county legislative authority of any  
14 other county that is required or chooses to plan under RCW 36.70A.040,  
15 shall adopt a county-wide planning policy according to the process  
16 provided under this section and that is consistent with the agreement  
17 pursuant to (b) of this subsection, and after holding a public hearing  
18 or hearings on the proposed county-wide planning policy.

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

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

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

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

27 (d) Policies for county-wide transportation facilities and  
28 strategies;

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

32 (f) Policies for joint county and city planning within urban growth  
33 areas;

34 (g) Policies for county-wide economic development and employment;  
35 ((and))

36 (h) An analysis of the fiscal impact; and

37 (i) Policies to determine that adequate domestic water supplies  
38 exist or will be available to serve the projected population as  
39 determined by the office of financial management.

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

5 (5) Failure to adopt a county-wide planning policy that meets the  
6 requirements of this section may result in the imposition of a sanction  
7 or sanctions on a county or city within the county, as specified in RCW  
8 36.70A.340. In imposing a sanction or sanctions, the governor shall  
9 specify the reasons for failure to adopt a county-wide planning policy  
10 in order that any imposed sanction or sanctions are fairly and  
11 equitably related to the failure to adopt a county-wide planning  
12 policy.

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

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

22 (8) Not later than July 1, 2002, a county planning under this  
23 chapter shall initiate a collaborative process through the procedures  
24 of subsection (2) of this section for the development of a county-wide  
25 planning policy for the coordination of planning for the following  
26 public facilities: (a) Sanitary and storm sewers; (b) potable water  
27 facilities; (c) park and recreational facilities; (d) fire suppression;  
28 (e) libraries; (f) schools; and (g) transportation, including roads,  
29 mass transit, marine transportation, and general aviation. The policy  
30 shall be developed collaboratively among the county, the cities located  
31 in part or in whole within the county, and special purpose districts  
32 providing one or more of such public facilities. The policy shall  
33 address ongoing procedures to achieve and maintain consistency of  
34 public facility planning and development with comprehensive land use  
35 plans adopted by the county and the cities located within the county,  
36 and shall establish timelines for revision of existing comprehensive  
37 plans and public facility plans to achieve consistent planning.

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