
SENATE BILL 5244

State of Washington

56th Legislature

1999 Regular Session

By Senators Kline, Heavey, Haugen, Wojahn and McAuliffe

Read first time 01/18/1999. Referred to Committee on State & Local Government.

1 AN ACT Relating to comprehensive plans and development regulations;
2 amending RCW 36.70A.120; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The legislature finds that in the enactment
5 of the growth management act in 1990, the legislature expressed its
6 intent that city and county comprehensive plans be the guiding local
7 documents for land use activities and that the implementation through
8 development regulations be consistent with such plans. However, a
9 recent appellate court decision has construed the legislation in a
10 manner inconsistent with this intent, even though this issue was
11 neither briefed nor argued by the parties in that case. It is the
12 purpose of this act to reaffirm the legislature's intent that
13 comprehensive plans providing greater restrictions will control over
14 inconsistent development regulations.

15 **Sec. 2.** RCW 36.70A.120 and 1993 sp.s. c 6 s 3 are each amended to
16 read as follows:

17 Each county and city that is required or chooses to plan under RCW
18 36.70A.040 shall perform its activities and make capital budget

1 decisions in conformity with its comprehensive plan. If the policies
2 of the comprehensive plan are more restrictive than the development
3 regulations, then the policies of the comprehensive plan shall apply to
4 any project permit application, as that term is defined in RCW
5 36.70A.020.

--- END ---