
SENATE BILL 6842

State of Washington

56th Legislature

2000 Regular Session

By Senator Snyder

Read first time 02/08/2000. Referred to Committee on Ways & Means.

1 AN ACT Relating to maintenance levies in diking, drainage, or
2 sewerage improvement districts; and amending RCW 85.16.020 and
3 85.08.410.

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

5 **Sec. 1.** RCW 85.16.020 and 1949 c 26 s 2 are each amended to read
6 as follows:

7 On or before the first Monday in September in each year the
8 supervisors of each diking, drainage, or sewerage improvement district
9 shall make and file with the board of the county containing such
10 district, a statement and estimate in writing of the amount required
11 for the maintenance of the system of improvements of said district for
12 the ensuing two, three, or four fiscal years. The board shall, on or
13 before the first Monday in October next ensuing, levy assessments for
14 the corresponding number of years for the amount of said estimate, or
15 such number of years and amount as it shall deem advisable, upon the
16 property within the district and against the state, the county
17 containing such district, and the cities, towns, and other municipal
18 corporations within such district in respect of all highways, roads,
19 and streets and other lands, improvements, and facilities chargeable

1 therewith owned by them respectively within such district. Said
2 assessments shall be levied in the same proportion as the assessments
3 to pay the original cost of construction of said system of
4 improvements: PROVIDED HOWEVER, That when a determination or
5 redetermination of benefits accruing to the properties within the
6 district from the maintenance of the district's system of improvements
7 or from the maintenance of the district's diking system and drainage
8 system separately shall have been made, as hereinafter in this chapter
9 provided, then the assessments for maintenance shall be levied in
10 proportion to the benefits accruing to each piece or parcel of property
11 and improvements benefited according to the latest determination of
12 such benefits. Each such levy as made shall be certified by the
13 auditor to the treasurer, who shall extend the same upon the district
14 assessment roll.

15 **Sec. 2.** RCW 85.08.410 and 1983 c 3 s 230 are each amended to read
16 as follows:

17 At such hearing, which may be adjourned from time to time and from
18 place to place, until finally completed, the board of county
19 commissioners shall carefully examine and consider said schedule and
20 any objections filed or made thereto and shall correct, revise, raise,
21 lower, change, or modify such schedule or any part thereof, or strike
22 therefrom any property not benefited, or set aside such schedule and
23 order that such apportionment be made de novo, as to such body shall
24 appear equitable and just. The board shall cause the clerk of the
25 board to enter on such schedule all such additions, cancellations,
26 changes, modifications, and reapportionments, all credits for damages
27 allowed or awarded to the owner of any piece of property benefited, but
28 not paid, as provided in RCW 85.08.200; also a credit in favor of the
29 county on any apportionment against the county, of all sums paid on
30 account of said improvement, as provided in RCW 85.08.210; and all sums
31 allowed the county on account of services rendered by the county
32 engineer or prosecuting attorney, as provided in RCW 85.08.360; and all
33 credits allowed to property owners constructing crossings as provided
34 in RCW 85.08.340. When the board of county commissioners shall have
35 finally determined that the apportionment as filed or as changed and
36 modified by the board is a fair, just and equitable apportionment, and
37 that the proper credits have been entered thereon, the members of the
38 board approving the same shall sign the schedule and cause the clerk of

1 the board to attest their signature under his seal, and shall enter an
2 order on the journal approving the final apportionment and all
3 proceedings leading thereto and in connection therewith, and shall levy
4 the amounts so apportioned against the property benefited, and the
5 determination by the board of county commissioners in fixing and
6 approving such apportionment and making such levy shall be final and
7 conclusive.

8 The board of county commissioners shall also at said hearing, levy,
9 in the manner hereinafter provided for the levy of maintenance
10 assessments, such assessment as they shall deem necessary to provide
11 funds for the maintenance of the system of improvement until the first
12 (~~annual~~) assessment for maintenance shall fall due.

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