

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5219

56th Legislature
1999 Regular Session

Passed by the Senate April 20, 1999
YEAS 44 NAYS 0

President of the Senate

Passed by the House April 6, 1999
YEAS 92 NAYS 0

**Speaker of the
House of Representatives**

**Speaker of the
House of Representatives**

Approved

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5219** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5219

AS AMENDED BY THE HOUSE

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By Senate Committee on State & Local Government (originally sponsored by Senators Swecker, Zarelli, T. Sheldon and Snyder)

Read first time 02/11/99.

1 AN ACT Relating to annexations by less than county-wide port
2 districts in areas having no registered voters; and creating new
3 sections.

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

5 NEW SECTION. **Sec. 1.** The legislature intends annexation
6 procedures set forth in sections 2 through 5 of this act to be
7 alternative methods available to port districts that are less than
8 county-wide. The legislature does not intend the alternative
9 procedures to supersede any other method authorized by chapter 53.04
10 RCW or other law for annexation of territory to a port district.

11 NEW SECTION. **Sec. 2.** A port district that is less than county-
12 wide, and that is located in a county with a population of less than
13 ninety thousand and located in the Interstate 5 corridor, may petition
14 for annexation of an area that is contiguous to its boundaries, is not
15 located within the boundaries of any other port district, and contains
16 no registered voters. The petition must be in writing, addressed to
17 and filed with the port commission, and signed by the owners of not
18 less than seventy-five percent of the property value in the area to be

1 annexed, according to the assessed value for general taxation. The
2 petition must contain a legal description of the property according to
3 government legal subdivisions or legal plats, or a sufficient metes and
4 bounds description, and must be accompanied by a plat outlining the
5 boundaries of the property to be annexed.

6 NEW SECTION. **Sec. 3.** If a petition meeting the requirements set
7 forth in section 2 of this act is filed with the commission, the
8 commission shall determine a date, time, and location for a hearing on
9 the petition and shall provide public notice of that hearing and its
10 nature by publishing the notice in one issue of a newspaper of general
11 circulation in the district and by posting the notice in three public
12 places within the territory proposed for annexation. The commission
13 may require proof of a petition's authenticity before complying with
14 notice requirements imposed by this section and may require the signers
15 of a petition to bear the costs of publishing and posting notice.

16 NEW SECTION. **Sec. 4.** At the hearing, the commission may determine
17 to annex all or any portion of the proposed area described in the
18 petition. Following the hearing, the commission shall by resolution
19 approve or disapprove annexation. Upon passage of the resolution, the
20 commission shall file, with the board of county commissioners of the
21 county in which the annexed property is located, a certified copy of
22 the resolution. On the date fixed in the resolution, the area annexed
23 becomes part of the district.

24 NEW SECTION. **Sec. 5.** (1) By a majority vote of the commission,
25 and with the written consent of all the owners of the property to be
26 annexed, a port commission of a district that is less than county-wide,
27 and that is located in a county with a population of less than ninety
28 thousand and located in the Interstate 5 corridor, may annex, for
29 industrial development or other port district purposes, property
30 contiguous to the district's boundaries and not located within the
31 boundaries of any other port district.

32 (2) The written consent required by subsection (1) of this section
33 must contain a full and correct legal description of the property to be
34 annexed, must include the signature of all owners of the property to be
35 annexed, and must be addressed to and filed with the commission.

1 (3) If the commission approves annexation under this section, it
2 shall do so by resolution and shall file a certified copy of the
3 resolution with the board of county commissioners of the county in
4 which the annexed property is located. Upon the date fixed in the
5 resolution, the area annexed becomes part of the district.

6 NEW SECTION. **Sec. 6.** No property within the territory annexed
7 under sections 2 through 5 of this act may be taxed or assessed for the
8 payment of any outstanding indebtedness of the port district as it
9 existed before the annexation unless another law requires the tax or
10 assessment.

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