
HOUSE BILL 2340

State of Washington

57th Legislature

2002 Regular Session

By Representatives Sullivan and Cooper

Read first time 01/15/2002. Referred to Committee on Local Government & Housing.

1 AN ACT Relating to metropolitan municipal corporations; and
2 amending RCW 35.58.320.

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

4 **Sec. 1.** RCW 35.58.320 and 1993 c 240 s 8 are each amended to read
5 as follows:

6 (1) A metropolitan municipal corporation shall have power to
7 acquire by purchase and condemnation all lands and property rights,
8 both within and without the metropolitan area, ((which are necessary
9 for its purposes)) as long as the property is within the legally
10 established service area boundaries of the metropolitan municipal
11 corporation, which are necessary for its purposes, subject to the
12 provisions set forth in subsections (2) and (3) of this section. Such
13 right of eminent domain shall be exercised by the metropolitan council
14 in the same manner and by the same procedure as is or may be provided
15 by law for cities, except insofar as such laws may be inconsistent with
16 the provisions of this chapter.

17 (2) A metropolitan municipal corporation shall not condemn lands
18 for an essential public facility, provided for in RCW 36.70A.200, at a
19 location outside its legally established service area boundaries

1 without a finding by the legislative authority of the city and county
2 in which the land is located that the location of the essential public
3 facility is consistent with that city's or county's comprehensive plan.
4 (3) The provisions of subsection (2) of this section are to be
5 applied retroactively.

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