

SSB 6401 - S AMD 667

By Senators Mulliken, Rasmussen

ADOPTED 02/17/2004

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The United States military is a vital
4 component of the Washington state economy. The protection of military
5 installations from incompatible development of land is essential to the
6 health of Washington's economy and quality of life. Incompatible
7 development of land close to a military installation reduces the
8 ability of the military to complete its mission or to undertake new
9 missions, and increases its cost of operating. The department of
10 defense evaluates continued utilization of military installations based
11 upon their operating costs, their ability to carry out missions, and
12 their ability to undertake new missions.

13 NEW SECTION. **Sec. 2.** A new section is added to chapter 36.70A RCW
14 to read as follows:

15 (1) Military installations are of particular importance to the
16 economic health of the state of Washington and it is a priority of the
17 state to protect the land surrounding our military installations from
18 incompatible development.

19 (2) It is the intent of the legislature that strategies and
20 policies adopted under this section shall be adopted and amended
21 concurrent with the scheduled update provided in RCW 36.70A.130, except
22 that counties and cities identified in RCW 36.70A.130(4)(a) shall
23 comply with this section on or before December 1, 2005.

24 (3) A comprehensive plan, amendment to a plan, a development
25 regulation or amendment to a development regulation, should not allow
26 development in the vicinity of a military installation that is
27 incompatible with the installation's ability to carry out its mission
28 requirements. A city or county may find that an existing comprehensive

1 plan and development regulations are compatible with the installation's
2 ability to carry out its mission requirements.

3 (4) As part of the requirements of RCW 36.70A.070(1) each county
4 and city planning under RCW 36.70A.040 that has a federal military
5 installation, other than a reserve center, that employs one hundred or
6 more personnel and is operated by the United States department of
7 defense within or adjacent to its border, shall notify the commander of
8 the military installation of the county or city's intent to amend its
9 comprehensive plan to address lands adjacent to military installations
10 and consider policies to ensure those lands are protected from
11 incompatible development.

12 (5)(a) The notice provided under subsection (4) of this section
13 shall request from the commander of the military installation a written
14 recommendation and supporting facts relating to the use of land being
15 considered in the adoption of a comprehensive plan or an amendment to
16 a plan. The notice shall provide sixty days for a response from the
17 commander. If the commander does not submit a response to such request
18 within sixty days, the local government may presume that implementation
19 of the proposed plan or amendment will not have any adverse effect on
20 the operation of the installation.

21 (b) When a county or city intends to amend its development
22 regulations to be consistent with the comprehensive plan elements
23 addressed in (a) of this subsection, notice shall be provided to the
24 commander of the military installation consistent with subsection (4)
25 of this section. The notice shall request from the commander of the
26 military installation a written recommendation and supporting facts
27 relating to the use of land being considered in the amendment to the
28 development regulations. The notice shall provide sixty days for a
29 response from the commander to the requesting government. If the
30 commander does not submit a response to such request within sixty days,
31 the local government may presume that implementation of the proposed
32 development regulation or amendment will not have any adverse effect on
33 the operation of the installation."

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1 On page 1, line 2 of the title, after "installations;" strike the
2 remainder of the title and insert "adding a new section to chapter
3 36.70A RCW; and creating a new section."

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