
SUBSTITUTE HOUSE BILL 1229

State of Washington

59th Legislature

2005 Regular Session

By House Committee on Local Government (originally sponsored by Representatives Chase, Schindler, Clibborn and Simpson)

READ FIRST TIME 02/23/05.

1 AN ACT Relating to annexation of territory of certain cities by
2 water-sewer districts; and adding new sections to chapter 57.24 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 57.24 RCW
5 to read as follows:

6 (1) If a district acquires either water facilities or sewer
7 facilities, or both from a city, and the district and the city within
8 which the facilities are located enter into an agreement stating that
9 the district will seek annexation of territory within that city, the
10 district commissioners may initiate a process for the annexation of
11 such territory.

12 (2) The annexation process shall commence upon the adoption of a
13 resolution by the commissioners calling for the question of annexation
14 to be submitted to the voters of the territory proposed for annexation
15 and setting forth the boundaries thereof. The resolution must be filed
16 with the county legislative authority of each county in which the
17 territory proposed for annexation is located.

18 (3) Upon receipt of the resolution, the county legislative

1 authority shall cause a hearing to be held as provided in section 2 of
2 this act.

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 57.24 RCW
4 to read as follows:

5 (1) If a resolution calling for an annexation election as provided
6 in section 1 of this act is presented for hearing, the legislative
7 authority of each county in which the territory proposed for annexation
8 is located shall hear the resolution or may adjourn and reconvene the
9 hearing as deemed necessary for its purposes. The hearing, however,
10 may not exceed four weeks in duration. Any person, firm, or
11 corporation may appear before the legislative authority or authorities
12 and make objections to the proposed boundary lines or to annexation of
13 the territory described in the resolution.

14 (2) Upon a final hearing, each county legislative authority may
15 make changes to the proposed boundary lines within the county as it
16 deems proper and shall formally establish and define the boundaries.
17 Each legislative authority also shall find whether the proposed
18 annexation will be conducive to the public health, welfare, and
19 convenience and whether it will be of special benefit to the land
20 included within the boundaries of the proposed annexation. No lands
21 that will not, in the judgment of the legislative authority, benefit by
22 inclusion therein, may be included within the boundaries of the
23 territory as established and defined. The legislative authority may
24 not include within the territory proposed for annexation any territory
25 outside of the boundary lines described in the resolution adopted by
26 the district under section 1(2) of this act.

27 (3) Upon the entry of the findings of the final hearing, each
28 county legislative authority, if it finds the proposed annexation
29 satisfies the requirements of subsection (2) of this section, shall
30 give notice of a special election to be held within the boundaries of
31 the territory proposed for annexation for the purpose of determining
32 whether the same shall be annexed to the district. The notice shall:

33 (a) Describe the boundaries established by the legislative
34 authority;

35 (b) State the name of the district to which the territory is
36 proposed to be annexed;

1 (c) Be published in a newspaper of general circulation in the
2 territory proposed for annexation at least once a week for a minimum of
3 two successive weeks prior to the election;

4 (d) Be posted for the same period in at least four public places
5 within the boundaries of the territory proposed for annexation; and

6 (e) Designate the places within the territory proposed for
7 annexation where the election shall be held.

8 (4) The proposition to the voters shall be expressed on ballots
9 containing the words:

10 For Annexation to District

11 or

12 Against Annexation to District

13 The county legislative authority shall name the persons to act as
14 judges at that election.

15 NEW SECTION. **Sec. 3.** A new section is added to chapter 57.24 RCW
16 to read as follows:

17 (1) The annexation election shall be held on the date designated in
18 the notice and shall be conducted in accordance with the general
19 election laws of the state. Qualified voters residing within the
20 territory proposed for annexation shall be permitted to vote at the
21 election.

22 (2) If the majority of the votes cast upon the question of such
23 election are for annexation, the territory concerned shall immediately
24 be deemed annexed to the district and the same shall then forthwith be
25 a part of the district, the same as though originally included in that
26 district.

27 NEW SECTION. **Sec. 4.** A new section is added to chapter 57.24 RCW
28 to read as follows:

29 The method of annexation provided for in sections 1 through 3 of
30 this act is an alternative method and is additional to other methods
31 provided for in this chapter.

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