1   On page 6, after line 2 of the amendment, insert the following:

2   "**Sec. 7.** RCW 36.70A.060 and 2005 c 423 s 3 are each amended to
3   read as follows:

4   (1)(a) Except as provided in RCW 36.70A.1701, each county that is
5   required or chooses to plan under RCW 36.70A.040, and each city within
6   such county, shall adopt development regulations on or before September
7   1, 1991, to assure the conservation of agricultural, forest, and
8   mineral resource lands designated under RCW 36.70A.170. Regulations
9   adopted under this subsection may not prohibit uses legally existing on
10   any parcel prior to their adoption and shall remain in effect until the
11   county or city adopts development regulations pursuant to RCW
12   36.70A.040. Such regulations shall assure that the use of lands
13   adjacent to agricultural, forest, or mineral resource lands shall not
14   interfere with the continued use, in the accustomed manner and in
15   accordance with best management practices, of these designated lands
16   for the production of food, agricultural products, or timber, or for
17   the extraction of minerals.

18   (b) Counties and cities shall require that all plats, short plats,
19   development permits, and building permits issued for development
20   activities on, or within five hundred feet of, lands designated as
21   agricultural lands, forest lands, or mineral resource lands, contain a
22   notice that the subject property is within or near designated
23   agricultural lands, forest lands, or mineral resource lands on which a
24   variety of commercial activities may occur that are not compatible with
25   residential development for certain periods of limited duration. The
26   notice for mineral resource lands shall also inform that an application
27   might be made for mining-related activities, including mining,
28   extraction, washing, crushing, stockpiling, blasting, transporting, and
29   recycling of minerals.

1   (2) Each county and city shall adopt development regulations that
2 protect critical areas that are required to be designated under RCW
3 36.70A.170.   For counties and cities that are required or choose to
4 plan under RCW 36.70A.040, such development regulations shall be
5 adopted on or before September 1, 1991.   For the remainder of the
6 counties and cities, such development regulations shall be adopted on
7 or before March 1, 1992.

8   (3) Such counties and cities shall review these designations and
9 development regulations when adopting their comprehensive plans under
10 RCW 36.70A.040 and implementing development regulations under RCW
11 36.70A.120 and may alter such designations and development regulations
12 to insure consistency.

13   (4) Forest land and agricultural land located within urban growth
14 areas shall not be designated by a county or city as forest land or
15 agricultural land of long-term commercial significance under RCW
16 36.70A.170 unless the city or county has enacted a program authorizing
17 transfer or purchase of development rights.

18   (5) Critical area ordinances and development regulations developed
19 or amended after the effective date of this section by local
20 governments under this chapter may not prohibit legally existing
21 agricultural activities occurring on agricultural land, as defined in
22 RCW 90.58.065, and may not require removal of agricultural land from
23 production. This section applies only to this chapter, and shall not
24 affect any other authority of local governments.

25   NEW SECTION. **Sec. 8.** Section 7 of this act applies prospectively
26 only and not retroactively."

27   Renumber the remaining section consecutively.

    EFFECT: Directs that critical area ordinances and development
regulations developed or amended after the effective date of this
section by local governments under the Growth Management Act may not
(1) prohibit legally existing agricultural activities occurring on
agricultural land, as defined in the Shoreline Management Act, and (2)
may not require removal of agricultural land from production.   This

directive applies prospectively, not retroactively.

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