

SHB 1299 - H AMD 357

By Representative Hawkins

ADOPTED 04/09/2015

1 On page 21, beginning on line 7, after "(4)" strike the remainder
2 of the subsection and insert the following:

3 "The legislature recognizes that the trail known as the Rocky
4 Reach Trail, and its extensions, serve to separate motor vehicle
5 traffic from pedestrians and bicyclists, increasing motor vehicle
6 safety on state route number 2 and the coincident section of state
7 route number 97. Consistent with chapter 47.30 RCW and pursuant to RCW
8 47.12.080, the legislature declares that transferring portions of
9 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and
10 associated buffer areas to the Washington state parks and recreation
11 commission is consistent with the public interest. The legislature
12 directs the department to transfer the property to the Washington
13 state parks and recreation commission.

14 (a) The department must be paid fair market value for any portions
15 of the transferred real property that is later abandoned, vacated, or
16 ceases to be publicly maintained for trail purposes.

17 (b) Prior to completing the transfer in (a) of this subsection,
18 the department must ensure that provisions are made to accommodate
19 private and public utilities and any facilities that predate the
20 department's acquisition of the property, at no cost to those
21 entities. Prior to completing the transfer, the department shall also
22 ensure that provisions, by fair market assessment, are made to
23 accommodate other private and public utilities and any facilities that
24 have been legally allowed by permit or other instrument.

25 (c) The department may sell any adjoining property that is not
26 necessary to support the Rocky Reach Trail and adjacent buffer areas
27 only after the transfer of trail-related property to the Washington

1 state parks and recreation commission is complete. Adjoining property
2 owners must be given the first opportunity to acquire such property
3 that abuts their property, and applicable boundary line or other
4 adjustments must be made to the legal descriptions for recording
5 purposes."

EFFECT: Removes the requirement that the Washington State
Department of Transportation (WSDOT) sell the Rocky Reach Trail and
instead requires the Department to transfer trail-related surplus
property to the Washington State Parks and Recreation Commission.

FISCAL IMPACT: No net change to appropriated levels.

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