

SB 5555 - H COMM AMD

By Committee on Local Government

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

3 "Sec. 1. RCW 58.17.310 and 2009 c 145 s 1 are each amended to
4 read as follows:

5 (1) Whenever a city, town, or county receives an application for
6 the approval of a plat of a subdivision, alteration of an existing
7 subdivision, the creation of a new parcel or parcels, or modification
8 of existing parcels, for real property that lies in whole or in part
9 in an irrigation district organized pursuant to chapter 87.03 RCW,
10 the responsible administrator shall give written notice of the
11 application, including a legal description of the short subdivision
12 and a location map, to the irrigation district. The irrigation
13 district shall, after receiving the notice, submit to the responsible
14 administrator who furnished the notice a statement with any
15 information or conditions for approval that the irrigation district
16 deems to be necessary regarding the proposed division's effect upon
17 the structural integrity, including lateral support, of the
18 irrigation district facilities, other risk exposures, and the safety
19 of the public and irrigation district.

20 (2) In addition to any other requirements imposed by the
21 provisions of this chapter, the legislative authority of any city,
22 town, or county shall not approve a short plat or final plat, as
23 defined in RCW 58.17.020, for any subdivision, short subdivision,
24 lot, tract, parcel, or site which lies in whole or in part in an
25 irrigation district organized pursuant to chapter 87.03 RCW unless
26 there has been provided an irrigation water right-of-way for each
27 parcel of land in such district. In addition, if the subdivision,
28 short subdivision, lot, tract, parcel, or site lies within land
29 within the district classified as irrigable, completed irrigation
30 water distribution facilities for such land may be required by the
31 irrigation district by resolution, bylaw, or rule of general
32 applicability as a condition for approval of the short plat or final
33 plat by the legislative authority of the city, town, or county.
34 Rights-of-way shall be evidenced by the respective plats submitted

1 for final approval to the appropriate legislative authority. In
2 addition, if the subdivision, short subdivision, lot, tract, parcel,
3 or site to be platted is wholly or partially within an irrigation
4 district of two hundred thousand acres or more and has been
5 previously platted by the United States bureau of reclamation as a
6 farm unit in the district, the legislative authority shall not
7 approve for such land a short plat or final plat as defined in RCW
8 58.17.020 without the approval of the irrigation district and the
9 administrator or manager of the project of the bureau of reclamation,
10 or its successor agency, within which that district lies. Compliance
11 with the requirements of this section together with all other
12 applicable provisions of this chapter shall be a prerequisite, within
13 the expressed purpose of this chapter, to any sale, lease, or
14 development of land in this state."

15 Correct the title.

EFFECT: Clarifies when counties, cities, and towns are required to give notice to irrigation districts of applications for land use approvals. Establishes that the requirement only applies to certain land use applications concerning real property that lies in whole or in part in an irrigation district. Makes technical changes.

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