
HOUSE BILL 2280

State of Washington

52nd Legislature

1992 Regular Session

By Representatives Haugen, Nealey, Cooper, Bray and Paris

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1 AN ACT Relating to the construction or improvement of public
2 facilities; amending RCW 35A.40.210; adding a new section to chapter
3 35.22 RCW; adding a new section to chapter 35.23 RCW; adding a new
4 section to chapter 36.32 RCW; and adding a new section to chapter 36.77
5 RCW.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 35.22 RCW
8 to read as follows:

9 Notwithstanding the provisions of RCW 35.22.620, a first class city
10 may contract with a person proposing development within the city for
11 that person to construct or improve public facilities off-site of the
12 proposed development, and partially finance the construction of these
13 off-site facilities with public funds, if: (1) The need for the new or
14 improved off-site public facilities in part arises from the proposed

1 development; and (2) the general public also will benefit from the new
2 or improved off-site public facilities.

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 35.23 RCW
4 to read as follows:

5 Notwithstanding the provisions of RCW 35.22.620, a second class
6 city, third class city, or town may contract with a person proposing
7 development within the city or town for that person to construct or
8 improve public facilities off-site of the proposed development, and
9 partially finance the construction of these off-site facilities with
10 public funds, if: (1) The need for the new or improved off-site public
11 facilities in part arises from the proposed development; and (2) the
12 general public also will benefit from the new or improved off-site
13 public facilities.

14 **Sec. 3.** RCW 35A.40.210 and 1989 c 11 s 8 are each amended to read
15 as follows:

16 Procedures for any public work or improvement contracts or
17 purchases for code cities shall be governed by the following statutes,
18 as indicated:

19 (1) For code cities of twenty thousand population or over, RCW
20 35.22.620; and

21 (2) For code cities under twenty thousand population; RCW
22 35.23.352.

23 However, a code city may enter into contracts in accordance with
24 section 1 or 2 of this act.

25 NEW SECTION. **Sec. 4.** A new section is added to chapter 36.32 RCW
26 to read as follows:

1 Notwithstanding the provisions of RCW 35.22.620, a county may
2 contract with a person proposing development within the unincorporated
3 area of the county for that person to construct or improve public
4 facilities off-site of the proposed development, and partially finance
5 the construction of these off-site facilities with public funds, if:
6 (1) The need for the new or improved off-site public facilities in part
7 arises from the proposed development; and (2) the general public also
8 will benefit from the new or improved off-site public facilities.

9 NEW SECTION. **Sec. 5.** A new section is added to chapter 36.77 RCW
10 to read as follows:

11 Notwithstanding the provisions of RCW 35.22.620, a county may
12 contract with a person proposing development within the unincorporated
13 area of the county for that person to construct or improve county roads
14 off-site of the proposed development, and partially finance the
15 construction of these roads with public funds, if: (1) The need for
16 the new or improved roads in part arises from the proposed development;
17 and (2) the general public also will benefit from the new or improved
18 roads.