
SENATE BILL 6002

State of Washington

60th Legislature

2007 Regular Session

By Senator Sheldon

Read first time 02/13/2007. Referred to Committee on Government Operations & Elections.

1 AN ACT Relating to lake management districts; amending RCW
2 36.61.020 and 36.61.270; and adding a new section to chapter 36.61 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 36.61 RCW
5 to read as follows:

6 Upon the expiration of an initial term or renewal term of a lake
7 management district, the county legislative authority may renew by
8 resolution the lake management district for the same term of years set
9 forth in the resolution adopted under RCW 36.61.070.

10 **Sec. 2.** RCW 36.61.020 and 2000 c 184 s 5 are each amended to read
11 as follows:

12 Any county may create lake management districts to finance the
13 improvement and maintenance of lakes located within or partially within
14 the boundaries of the county. All or a portion of a lake and the
15 adjacent land areas may be included within one or more lake management
16 districts. More than one lake, or portions of lakes, and the adjacent
17 land areas may be included in a single lake management district.

1 Special assessments or rates and charges may be imposed on the
2 property included within a lake management district to finance lake
3 improvement and maintenance activities, including: (1) The control or
4 removal of aquatic plants and vegetation; (2) water quality; (3) the
5 control of water levels; (4) storm water diversion and treatment; (5)
6 agricultural waste control; (6) studying lake water quality problems
7 and solutions; (7) cleaning and maintaining ditches and streams
8 entering or leaving the lake; and (8) the related administrative,
9 engineering, legal, and operational costs, including the costs of
10 creating the lake management district.

11 Special assessments or rates and charges may be imposed and
12 adjusted annually on all the land in a lake management district for the
13 duration of the lake management district without a related issuance of
14 lake management district bonds or revenue bonds. Special assessments
15 also may be imposed in the manner of special assessments in a local
16 improvement district with each landowner being given the choice of
17 paying the entire special assessment in one payment, or to paying
18 installments, with lake management district bonds being issued to
19 obtain moneys not derived by the initial full payment of the special
20 assessments, and the installments covering all of the costs related to
21 issuing, selling, and redeeming the lake management district bonds.

22 **Sec. 3.** RCW 36.61.270 and 1987 c 432 s 11 are each amended to read
23 as follows:

24 Whenever rates and charges are to be imposed in a lake management
25 district, the county legislative authority shall prepare a roll of
26 rates and charges that includes those matters required to be included
27 in a special assessment roll and shall hold a public hearing on the
28 proposed roll of rates and charges as provided under RCW 36.61.120
29 through 36.61.150 for a special assessment roll. The county
30 legislative authority (~~shall have full jurisdiction and authority to~~
31 ~~fix, alter, regulate, and control the rates and charges imposed by a~~
32 ~~lake management district and~~) may classify the rates or charges by any
33 reasonable factor or factors, including benefit, use, front footage,
34 acreage, the extent of improvements on the property, the type of
35 improvements on the property, uses to which the property is put,
36 service to be provided, and any other reasonable factor or factors.
37 The owners of land within the lake management district may adjust

1 annually, upon approval by a simple majority vote, the rates and
2 charges imposed by the lake management district. The flexibility to
3 ~~((establish))~~ adjust rates and charges includes the authority to reduce
4 rates and charges on property owned by low-income persons.

5 Except as provided in this section, the collection of rates and
6 charges, lien status of unpaid rates and charges, and method of
7 foreclosing on such liens shall be subject to the provisions of chapter
8 36.94 RCW. Public property, including state property, shall be subject
9 to the rates and charges to the same extent that private property is
10 subject to them, except that liens may not be foreclosed on the public
11 property, and the procedure for imposing such rates and charges on
12 state property shall conform with the procedure provided for in chapter
13 79.44 RCW concerning the imposition of special assessments upon state
14 property. The total amount of rates and charges cannot exceed the cost
15 of lake improvement or maintenance activities proposed to be financed
16 by such rates and charges, as specified in the resolution of intention.
17 Revenue bonds exclusively payable from the rates and charges may be
18 issued by the county under chapter 39.46 RCW.

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