

SSB 6271 - H AMD 1261

By Representative Roach

FAILED 2/28/2010

1 On page 1, beginning on line 6, strike sections 1 and 2 and insert  
2 the following:

3 "NEW SECTION. Sec. 1. A new section is added to chapter 35.13  
4 RCW to read as follows:

5 (1) Territory annexed under this chapter to a city located within  
6 the boundaries of a regional transit authority established under  
7 chapter 81.112 RCW is, from the effective date of the annexation,  
8 automatically included within the boundaries of the authority and  
9 subject to all authority taxes and other authority liabilities and  
10 obligations applicable within the city only if the city:

11 (a) Provides proposed annexation materials to the property owners  
12 or registered voters residing within the area proposed to be annexed  
13 that includes conspicuous notice that the annexed area will be subject  
14 to the transit authority taxes and obligations, and identifies the  
15 transportation services to be provided to the area, the specific  
16 transit authority taxes to be paid, and any other obligations to be  
17 assumed upon annexation; and

18 (b) Publishes conspicuous notice of the annexation on its website  
19 at least two consecutive weeks prior to the annexation and once a week  
20 for two consecutive weeks in a newspaper of general circulation in the  
21 area proposed to be annexed. The publication must provide conspicuous  
22 notice that the annexed area will be subject to regional transit  
23 authority taxes and obligations, and identify the transportation  
24 services to be provided to the area, the specific transit authority  
25 taxes to be paid, and any other obligations to be assumed upon  
26 annexation.

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1 (2) Territory annexed under this chapter to a city located within  
2 the boundaries of a regional transit authority that is annexed by a  
3 method not in compliance with the provisions described in subsection  
4 (1) of this section is not automatically included in the boundaries of  
5 the authority and is not subject to authority taxes and other  
6 authority liabilities and obligations.

7 (3) Cities may seek reimbursement from the regional transit  
8 authority for the cost of publication required under subsection (1) of  
9 this section.

10 (4) Cities that annex territory as described under subsection (1)  
11 of this section must notify the regional transit authority of the  
12 annexation.

13  
14 NEW SECTION. **Sec. 2.** A new section is added to chapter 35A.14  
15 RCW to read as follows:

16 (1) Territory annexed under this chapter to a code city located  
17 within the boundaries of a regional transit authority established  
18 under chapter 81.112 RCW is, from the effective date of the  
19 annexation, automatically included within the boundaries of the  
20 authority and subject to all authority taxes and other authority  
21 liabilities and obligations applicable within the code city only if  
22 the code city:

23 (a) Provides annexation materials to the property owners or  
24 registered voters residing within the area proposed to be annexed that  
25 includes conspicuous notice that the annexed area will be subject to  
26 the transit authority taxes and obligations, and identifies the  
27 transportation services to be provided to the area, the specific  
28 transit authority taxes to be paid, and any other obligations to be  
29 assumed upon annexation; and

30 (b) Publishes conspicuous notice of the annexation on its website  
31 at least two consecutive weeks prior to the annexation and once a week  
32 for two consecutive weeks in a newspaper of general circulation in the  
33 area proposed to be annexed. The publication must provide conspicuous  
34 notice that the annexed area will be subject to regional transit

1 authority taxes and obligations, and identify the transportation  
2 services to be provided to the area, the specific transit authority  
3 taxes to be paid, and any other obligations to be assumed upon  
4 annexation.

5 (2) Territory annexed under this chapter to a code city located  
6 within the boundaries of a regional transit authority that is annexed  
7 by a method not in compliance with the provisions described in  
8 subsection (1) of this section is not automatically included in the  
9 boundaries of the authority and is not subject to authority taxes and  
10 other authority liabilities and obligations.

11 (3) Code cities may seek reimbursement from the regional transit  
12 authority for the cost of publication required under subsection (1) of  
13 this section.

14 (4) Code cities that annex territory as described under subsection  
15 (1) of this section must notify the regional transit authority of the  
16 annexation."

17  
18 On page 2, beginning on line 18, strike all material through  
19 "law." on line 23

20  
21 On page 2, line 24, after "(2)" insert "(a)"  
22

23 On page 2, after line 36, insert the following:  
24 "(b) Subsequent to formation, when territory is annexed to a city  
25 or code city within the boundaries of the authority and the annexation  
26 method satisfies the requirements of sections 1 or 2 of this act, the  
27 territory is automatically included within the boundaries of the  
28 authority and subject to all taxes and other liabilities and  
29 obligations applicable within the city with respect to the authority.  
30 If a city or code city seeks reimbursement from the authority for the  
31 costs of publishing notice as provided under sections 1(3) or 2(3) of  
32 this act, the authority must reimburse the city or code city for those  
33 direct costs."

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**EFFECT:**

- For cities that are located within the boundaries of a regional transit authority (RTA) and thereafter annex territory, adds the following requirements before the annexed territory is subject to RTA taxes and obligations: (1) materials must be provided to property owners and registered voters prior to annexation that includes conspicuous notice that the annexed area will be subject to RTA taxes; and (2) notice of the annexation must be published on the city's website and in a newspaper of general circulation prior to annexation, which must include conspicuous notice that the annexed area will be subject to RTA taxes and obligations. Further requires that the notice must identify the transportation services to be provided by the RTA to the annexed territory.
- Allows cities to seek reimbursement from the RTA for the cost of publishing notice of the proposed annexation, and requires the RTA to reimburse a city for those costs upon request.

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