
HOUSE BILL 2179

State of Washington

61st Legislature

2009 Regular Session

By Representative Eddy

Read first time 02/11/09. Referred to Committee on Transportation.

1 AN ACT Relating to authorizing cities to provide and contract for
2 supplemental transportation improvements; amending RCW 36.73.015;
3 adding a new section to chapter 35.21 RCW; adding a new section to
4 chapter 36.73 RCW; adding a new section to chapter 35.58 RCW; adding a
5 new section to chapter 36.57A RCW; and adding a new section to chapter
6 81.112 RCW.

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

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 35.21 RCW
9 to read as follows:

10 In addition to any other power and authority conferred to a city,
11 a city legislative authority may provide or contract for supplemental
12 transportation improvements to meet mobility needs within the city's
13 boundaries. For purposes of this section, a "supplemental
14 transportation improvement" or "supplemental improvement" means any
15 project, work, or undertaking to provide or contract for public transit
16 service in addition to any existing or planned public transportation
17 service provided by public transportation agencies and systems serving
18 the city. The supplemental authority provided to the city legislative
19 authority under this section is subject to the following requirements:

1 (1) Prior to taking any action to provide or contract for
2 supplemental transportation improvements permitted under this section,
3 the legislative authority of the city shall conduct a public hearing at
4 the time and place specified in a notice published at least once, not
5 less than ten days before the hearing, in a newspaper of general
6 circulation within the proposed district. The notice must specify the
7 supplemental facilities or services to be provided or contracted for by
8 the city, and must include estimated capital, operating, and
9 maintenance costs. The legislative authority of the city shall hear
10 objections from any person affected by the proposed supplemental
11 improvements.

12 (2) Following the hearing held pursuant to subsection (1) of this
13 section, if the city legislative authority finds that the proposed
14 supplemental transportation improvements are in the public interest,
15 the legislative authority shall adopt an ordinance providing for the
16 supplemental improvements and provide or contract for the supplemental
17 improvements.

18 (3) For purposes of providing or contracting for the proposed
19 supplemental transportation improvements, the legislative authority of
20 the city may contract with private providers and nonprofit
21 organizations, and may form public-private partnerships. Such
22 contracts and partnerships must require that transit services be
23 coordinated with other public transportation agencies and systems
24 serving the area and border jurisdictions.

25 (4) The legislative authorities of cities that are participating
26 jurisdictions in a transportation benefit district, as provided under
27 chapter 36.73 RCW, may petition the transportation benefit district for
28 partial or full funding of supplemental transportation improvements as
29 prescribed under section 3 of this act.

30 (5) Supplemental transportation improvements must be consistent
31 with the city's comprehensive plan under chapter 36.70A RCW.

32 **Sec. 2.** RCW 36.73.015 and 2006 c 311 s 24 are each amended to read
33 as follows:

34 The definitions in this section apply throughout this chapter
35 unless the context clearly requires otherwise.

36 (1) "District" means a transportation benefit district created
37 under this chapter.

1 (2) "City" means a city or town.

2 (3) "Transportation improvement" means a project contained in the
3 transportation plan of the state or a regional transportation planning
4 organization. A project may include investment in new or existing
5 highways of statewide significance, principal arterials of regional
6 significance, high capacity transportation, public transportation, and
7 other transportation projects and programs of regional or statewide
8 significance including transportation demand management. Projects may
9 also include the operation, preservation, and maintenance of these
10 facilities or programs.

11 (4) "Supplemental transportation improvement" or "supplemental
12 improvement" means any project, work, or undertaking to provide public
13 transit service, in addition to a district's existing or planned voter-
14 approved transportation improvements, proposed by a participating city
15 member of the district under section 3 of this act.

16 NEW SECTION. Sec. 3. A new section is added to chapter 36.73 RCW
17 to read as follows:

18 (1) In districts comprised of more than one member city, the
19 legislative authorities of any member city may petition the district to
20 provide supplemental transportation improvements.

21 (2) Upon receipt of a petition as provided in subsection (1) of
22 this section for supplemental transportation improvements that are to
23 be fully funded by the petitioner city, including ongoing operating and
24 maintenance costs, the district must:

25 (a) Conduct a public hearing, and provide notice and opportunity
26 for public comment consistent with the requirements of RCW
27 36.73.050(1); and

28 (b) Following the hearing, if a majority of the district's
29 governing board determines that the proposed supplemental
30 transportation improvements are in the public interest, the district
31 shall adopt an ordinance providing for the incorporation of the
32 supplemental improvements into any existing services. The supplemental
33 transportation improvements must be in addition to existing services
34 provided by the district. The district shall enter into agreements
35 with the petitioner city or identified service providers to coordinate
36 existing services with the supplemental improvements.

1 (3) Upon receipt of a petition as provided in subsection (1) of
2 this section for supplemental transportation improvements proposed to
3 be partially or fully funded by the district, the district must:

4 (a) Conduct a public hearing, and provide notice and opportunity
5 for public comment consistent with the requirements of RCW
6 36.73.050(1); and

7 (b) Following the hearing, submit a proposition to the voters at
8 the next special or general election for approval by a majority of the
9 voters in the district. The proposition must specify the supplemental
10 transportation improvements to be provided and must estimate the
11 capital, maintenance, and operating costs to be funded by the district.

12 (4) If a proposition to incorporate supplemental transportation
13 improvements is approved by the voters as provided under subsection (3)
14 of this section, the district shall adopt an ordinance providing for
15 the incorporation of the supplemental improvements into any existing
16 services provided by the district. The supplemental improvements must
17 be in addition to existing services. The district shall enter into
18 agreements with the petitioner city or identified service providers to
19 coordinate existing services with the supplemental improvements.

20 (5) A supplemental transportation improvement must be consistent
21 with the petitioner city's comprehensive plan under chapter 36.70A RCW.

22 (6) Unless otherwise agreed to by the petitioner city or by a
23 majority of the district's governing board, upon adoption of an
24 ordinance under subsection (2) or (4) of this section, the district
25 shall maintain its existing transit service levels in locations where
26 supplemental transportation improvements are provided.

27 NEW SECTION. **Sec. 4.** A new section is added to chapter 35.58 RCW
28 to read as follows:

29 If the legislative authority of a city provides or contracts for
30 supplemental transportation improvements, as described in section 1 of
31 this act or under chapter 36.73 RCW, a metropolitan municipal
32 corporation serving the city or border jurisdictions shall coordinate
33 its services with the supplemental transportation improvements to
34 maximize efficiencies in public transportation services within and
35 across service boundaries.

1 NEW SECTION. **Sec. 5.** A new section is added to chapter 36.57A RCW
2 to read as follows:

3 If the legislative authority of a city provides or contracts for
4 supplemental transportation improvements, as described in section 1 of
5 this act or under chapter 36.73 RCW, a public transportation benefit
6 area serving the city or border jurisdictions shall coordinate its
7 services with the supplemental transportation improvements to maximize
8 efficiencies in public transportation services within and across
9 service boundaries.

10 NEW SECTION. **Sec. 6.** A new section is added to chapter 81.112 RCW
11 to read as follows:

12 If the legislative authority of a city provides or contracts for
13 supplemental transportation improvements, as described in section 1 of
14 this act or under chapter 36.73 RCW, a regional transit authority
15 serving the city or border jurisdictions shall coordinate its services
16 with the supplemental transportation improvements to maximize
17 efficiencies in public transportation services within and across
18 service boundaries.

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