
HOUSE BILL 2370

State of Washington

54th Legislature

1996 Regular Session

By Representatives Honeyford, Grant, Buck, Koster, D. Schmidt, Smith, Sheldon, Clements, Johnson, Benton, Skinner, Fuhrman, Basich, Sherstad, Hargrove, Boldt, Campbell, McMorris, Pennington, Thompson, Mulliken and McMahan

Read first time 01/10/96. Referred to Committee on Government Operations.

1 AN ACT Relating to authorizing counties to remove themselves from
2 the planning requirements of the growth management act; and amending
3 RCW 36.70A.040.

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

5 **Sec. 1.** RCW 36.70A.040 and 1995 c 400 s 1 are each amended to read
6 as follows:

7 (1) Each county that has both a population of fifty thousand or
8 more and, until May 16, 1995, has had its population increase by more
9 than ten percent in the previous ten years or, on or after May 16,
10 1995, has had its population increase by more than seventeen percent in
11 the previous ten years, and the cities located within such county, and
12 any other county regardless of its population that has had its
13 population increase by more than twenty percent in the previous ten
14 years, and the cities located within such county, shall ~~((conform with
15 all of the requirements of this chapter))~~ plan under this section.
16 However, the county legislative authority of such a county with a
17 population of less than ~~((fifty))~~ seventy-five thousand population may
18 adopt a resolution removing the county, and the cities located within
19 the county, from the requirement~~((s of adopting comprehensive land use~~

1 ~~plans and development regulations under this chapter~~) to plan under
2 this section if this resolution is adopted and filed with the
3 department by December 31, (~~1990, for counties initially meeting this~~
4 ~~set of criteria~~) 1996, or within sixty days of the date the office of
5 financial management certifies that a county meets this set of criteria
6 under subsection (5) of this section.

7 Once a county meets either of these sets of criteria and the county
8 has not followed this procedure to remove itself from the requirement
9 to plan under this section, the requirement to (~~conform with all of~~
10 ~~the requirements of this chapter~~) plan under this section remains in
11 effect, even if the county no longer meets one of these sets of
12 criteria.

13 (2) The county legislative authority of any county that does not
14 (~~meet either of the sets of criteria established~~) plan under
15 (~~subsection (1) of~~) this section may adopt a resolution indicating
16 its intention (~~to have subsection (1) of this section apply to~~) that
17 the county plan under this section. Each city(~~(7)~~) located in a county
18 that (~~chooses to plan~~) adopts a resolution under this subsection(~~(7)~~)
19 shall (~~conform with all of the requirements of this chapter~~) plan
20 under this section. Once such a resolution has been adopted, the
21 county and the cities located within the county remain subject to all
22 of the requirements of this (~~chapter~~) section. However, a county
23 with a population of seventy-five thousand or less that, before the
24 effective date of this act, adopted a resolution of intention under
25 this subsection to plan under this section may adopt a resolution
26 removing the county, and the cities located within the county, from the
27 requirement to plan under this section if the resolution is adopted and
28 filed with the department by December 31, 1996.

29 (3) Any county or city that is initially required to (~~conform with~~
30 ~~all of the requirements of this chapter~~) plan under this section by
31 subsection (1) of this section, and, where applicable, the county
32 legislative authority has not adopted a resolution removing the county
33 from these requirements as provided in subsection (1) of this section,
34 shall take actions under this chapter as follows: (a) The county
35 legislative authority shall adopt a county-wide planning policy under
36 RCW 36.70A.210; (b) the county and each city located within the county
37 shall designate critical areas, agricultural lands, forest lands, and
38 mineral resource lands, and adopt development regulations conserving
39 these designated agricultural lands, forest lands, and mineral resource

1 lands and protecting these designated critical areas, under RCW
2 36.70A.170 and 36.70A.060; (c) the county shall designate and take
3 other actions related to urban growth areas under RCW 36.70A.110; (d)
4 if the county has a population of fifty thousand or more, the county
5 and each city located within the county shall adopt a comprehensive
6 plan under this chapter and development regulations that are consistent
7 with and implement the comprehensive plan on or before July 1, 1994,
8 and if the county has a population of less than fifty thousand, the
9 county and each city located within the county shall adopt a
10 comprehensive plan under this chapter and development regulations that
11 are consistent with and implement the comprehensive plan by January 1,
12 1995, but if the governor makes written findings that a county with a
13 population of less than fifty thousand or a city located within such a
14 county is not making reasonable progress toward adopting a
15 comprehensive plan and development regulations the governor may reduce
16 this deadline for such actions to be taken by no more than one hundred
17 eighty days. Any county or city subject to this subsection may obtain
18 an additional six months before it is required to have adopted its
19 development regulations by submitting a letter notifying the department
20 ((of community, trade, and economic development)) of its need prior to
21 the deadline for adopting both a comprehensive plan and development
22 regulations.

23 (4) Any county or city that is required to ((conform with all the
24 requirements of this chapter)) plan under this section, as a result of
25 the county legislative authority adopting its resolution of intention
26 under subsection (2) of this section, and, where applicable, the county
27 legislative authority has not adopted a resolution removing the county
28 from these requirements as provided in subsection (2) of this section,
29 shall take actions under this chapter as follows: (a) The county
30 legislative authority shall adopt a county-wide planning policy under
31 RCW 36.70A.210; (b) the county and each city that is located within the
32 county shall adopt development regulations conserving agricultural
33 lands, forest lands, and mineral resource lands it designated under RCW
34 36.70A.060 within one year of the date the county legislative authority
35 adopts its resolution of intention; (c) the county shall designate and
36 take other actions related to urban growth areas under RCW 36.70A.110;
37 and (d) the county and each city that is located within the county
38 shall adopt a comprehensive plan and development regulations that are
39 consistent with and implement the comprehensive plan not later than

1 four years from the date the county legislative authority adopts its
2 resolution of intention, but a county or city may obtain an additional
3 six months before it is required to have adopted its development
4 regulations by submitting a letter notifying the department (~~of~~
5 ~~community, trade, and economic development~~) of its need prior to the
6 deadline for adopting both a comprehensive plan and development
7 regulations.

8 (5) If the office of financial management certifies that the
9 population of a county that (~~previously had not been required to~~)
10 does not plan under (~~subsection (1) or (2) of~~) this section has
11 changed sufficiently to meet either of the sets of criteria specified
12 under subsection (1) of this section, and where applicable, the county
13 legislative authority has not adopted a resolution removing the county
14 from these requirements as provided in subsection (1) of this section,
15 the county and each city within such county shall take actions under
16 this chapter as follows: (a) The county legislative authority shall
17 adopt a county-wide planning policy under RCW 36.70A.210; (b) the
18 county and each city located within the county shall adopt development
19 regulations under RCW 36.70A.060 conserving agricultural lands, forest
20 lands, and mineral resource lands it designated within one year of the
21 certification by the office of financial management; (c) the county
22 shall designate and take other actions related to urban growth areas
23 under RCW 36.70A.110; and (d) the county and each city located within
24 the county shall adopt a comprehensive land use plan and development
25 regulations that are consistent with and implement the comprehensive
26 plan within four years of the certification by the office of financial
27 management, but a county or city may obtain an additional six months
28 before it is required to have adopted its development regulations by
29 submitting a letter notifying the department (~~of community, trade, and~~
30 ~~economic development~~) of its need prior to the deadline for adopting
31 both a comprehensive plan and development regulations.

32 (6) A copy of each document that is required under this section
33 shall be submitted to the department at the time of its adoption.

--- END ---