

1 2830-S.E AMS BENT SEKE 002

2 **ESHB 2830** - S AMD TO S COMM AMD (S-5237.1) - 943

3 By Senators Benton, Horn, T. Sheldon and Anderson

4 WITHDRAWN 3/11/98

5 On page 11, after line 19, insert the following:

6 "NEW SECTION. **Sec. 8.** A new section is added to chapter 35.21
7 RCW to read as follows:

8 No city or town may abrogate a permitted land use activity based
9 upon a land use policy or ordinance adopted by a board or commission
10 composed entirely of appointed officials or members who do not serve as
11 the result of a direct election process. Any land use permit issued
12 for activities within the jurisdiction of such board or commission is
13 valid until adjudicated otherwise by a court of competent jurisdiction.

14 "NEW SECTION. **Sec. 9.** A new section is added to chapter 36.01
15 RCW to read as follows:

16 No county may abrogate a permitted land use activity based upon a
17 land use policy or ordinance adopted by a board or commission composed
18 entirely of appointed officials or members who do not serve as the
19 result of a direct election process. Any land use permit issued for
20 activities within the boundaries of such board or commission is valid
21 until adjudicated otherwise by a court of competent jurisdiction."

22 Renumber remaining sections and correct internal references
23 accordingly.

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27 On page 12, on line 9 of the title, after "36.70A RCW", insert "
28 adding a new section to chapter 35.21 RCW; and adding a new section to
29 chapter 36.01 RCW"

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EFFECT: Restores land use rights to permit holders under procedural and administrative cloud of invalidity.