

1 **SSB 5841** - H AMD to H COMM AMD (5841-S AMH LGH H4687.1)

2 By Representative Sullivan **0374 Scoped 3-6-02**

3 On page 4, after line 14 of the amendment, insert the following:

4 "**Sec. 2.** RCW 35.58.320 and 1993 c 240 s 8 are each amended to
5 read as follows:

6 (1) A metropolitan municipal corporation shall have power to
7 acquire by purchase and condemnation all lands and property rights,
8 both within and without the metropolitan area, (~~which are necessary~~
9 for its purposes)) as long as the property is within the legally
10 established service area boundaries of the metropolitan municipal
11 corporation, which are necessary for its purposes, subject to the
12 provisions set forth in subsections (2) and (3) of this section. Such
13 right of eminent domain shall be exercised by the metropolitan council
14 in the same manner and by the same procedure as is or may be provided
15 by law for cities, except insofar as such laws may be inconsistent with
16 the provisions of this chapter.

17 (2) A metropolitan municipal corporation shall not condemn lands
18 for an essential public facility, provided for in RCW 36.70A.200, at a
19 location outside its component county without a finding by the
20 legislative authority of the city or county in which the land is
21 located that the location of the essential public facility is
22 consistent with that city's or county's comprehensive plan."

23 Correct the title.

EFFECT: Prohibits metropolitan municipal corporations from exercising eminent domain for essential public facilities outside its boundaries without a finding of the legislative authority of the city or county in which the land is located that the facility is consistent with that city or county's comprehensive plan.