

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 5151

Chapter 4, Laws of 2005

59th Legislature
2005 Regular Session

PARK DISTRICT PROPERTY

EFFECTIVE DATE: 2/24/05

Passed by the Senate January 28, 2005
YEAS 40 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House February 16, 2005
YEAS 69 NAYS 29

FRANK CHOPP

Speaker of the House of Representatives

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5151** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

Approved February 24, 2005.

FILED

February 24, 2005 - 10:20 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 5151

Passed Legislature - 2005 Regular Session

State of Washington

59th Legislature

2005 Regular Session

By Senate Committee on Government Operations & Elections (originally sponsored by Senators Franklin, Oke, Regala, Benton, Rasmussen, Roach, Eide, Haugen, Berkey, Kline and Fairley)

READ FIRST TIME 01/25/05.

1 AN ACT Relating to disposition of surplus property by a
2 metropolitan park district; amending RCW 35.61.132; providing an
3 expiration date; and declaring an emergency.

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

5 **Sec. 1.** RCW 35.61.132 and 1989 c 319 s 4 are each amended to read
6 as follows:

7 For any real estate transaction proposed to result in a project
8 that provides programming and activities for disadvantaged youth, the
9 funding endowment for which equals or exceeds twenty million dollars,
10 and that requires the transfer of title of surplus district property to
11 a charitable organization as so recognized by its 501(c)(3) federal
12 income taxation status, every metropolitan park district may, by simple
13 majority vote of its board of park commissioners, sell, exchange, or
14 otherwise dispose of any real or personal property acquired for park or
15 recreational purposes when such property is declared surplus for park
16 or other recreational purposes: PROVIDED, That where the property is
17 acquired by donation or dedication for park or recreational purposes,
18 the consent of the donor or dedicator, his or her heirs, successors, or
19 assigns is first obtained if the consent of the donor is required in

1 the instrument conveying the property to the metropolitan park
2 district. In the event the donor or dedicator, his or her heirs,
3 successors, or assigns cannot be located after a reasonable search, the
4 metropolitan park district may petition the superior court in the
5 county where the property is located for approval of the sale. If
6 sold, all sales shall be by public bids and sale made only to the
7 highest or best bidder.

8 Every metropolitan park district may, by unanimous decision of its
9 board of park commissioners, sell, exchange, or otherwise dispose of
10 any real or personal property acquired for park or recreational
11 purposes when such property is declared surplus for park or other
12 recreational purposes: PROVIDED, That where the property is acquired
13 by donation or dedication for park or recreational purposes, the
14 consent of the donor or dedicator, his or her heirs, successors, or
15 assigns is first obtained if the consent of the donor is required in
16 the instrument conveying the property to the metropolitan park
17 district. In the event the donor or dedicator, his or her heirs,
18 successors, or assigns cannot be located after a reasonable search, the
19 metropolitan park district may petition the superior court in the
20 county where the property is located for approval of the sale. If
21 sold, all sales shall be by public bids and sale made only to the
22 highest and best bidder.

23 NEW SECTION. Sec. 2. Section 1 of this act expires December 31,
24 2006.

25 NEW SECTION. Sec. 3. This act is necessary for the immediate
26 preservation of the public peace, health, or safety, or support of the
27 state government and its existing public institutions, and takes effect
28 immediately.

Passed by the Senate January 28, 2005.
Passed by the House February 16, 2005.
Approved by the Governor February 24, 2005.
Filed in Office of Secretary of State February 24, 2005.