
SENATE BILL 6379

State of Washington

65th Legislature

2018 Regular Session

By Senators Fain, Keiser, Takko, and Short

1 AN ACT Relating to requiring a public hearing before a local
2 government may remove a recorded restrictive covenant from land owned
3 by the local government; and amending RCW 35.21.960, 35A.21.410, and
4 36.01.350.

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

6 **Sec. 1.** RCW 35.21.960 and 2017 c 119 s 3 are each amended to
7 read as follows:

8 Any city, town, or municipal corporation must hold a public
9 hearing upon a proposal to remove, vacate, or extinguish a recorded
10 restrictive covenant from property owned by the city, town, or
11 municipal corporation before the action is finalized. The public
12 hearing must allow individuals to provide testimony regarding the
13 proposed action. The city, town, or municipal corporation must
14 provide notice of the public hearing at least ten days before the
15 hearing at its usual place of business and issue a press release to
16 local media providing the date, time, location, and reason for the
17 public hearing. The notice must be posted on the city, town, or
18 municipal corporation's web site if it is updated for any reason
19 before the hearing date. The notice must also identify the property
20 and provide a brief explanation of the recorded restrictive covenant

1 to be removed, vacated, or extinguished. Any member of the public, in
2 person or by counsel, may submit testimony at the public hearing.

3 **Sec. 2.** RCW 35A.21.410 and 2017 c 119 s 4 are each amended to
4 read as follows:

5 Any code city must hold a public hearing upon a proposal to
6 remove, vacate, or extinguish a recorded restrictive covenant from
7 property owned by the code city before the action is finalized. The
8 public hearing must allow individuals to provide testimony regarding
9 the proposed action. The code city must provide notice of the public
10 hearing at least ten days before the hearing at its usual place of
11 business and issue a press release to local media providing the date,
12 time, location, and reason for the public hearing. The notice must be
13 posted on the code city's web site if it is updated for any reason
14 prior to the hearing date. The notice must also identify the property
15 and provide a brief explanation of the recorded restrictive covenant
16 to be removed, vacated, or extinguished. Any member of the public, in
17 person or by counsel, may submit testimony regarding the proposed
18 action at the public hearing.

19 **Sec. 3.** RCW 36.01.350 and 2017 c 119 s 5 are each amended to
20 read as follows:

21 Any county must hold a public hearing upon a proposal to remove,
22 vacate, or extinguish a recorded restrictive covenant from property
23 owned by the county before the action is finalized. The public
24 hearing must allow individuals to provide testimony regarding the
25 proposed action. The county must provide notice of the public hearing
26 at least ten days before the hearing at its usual place of business
27 and issue a press release to local media providing the date, time,
28 location, and reason for the public hearing. The notice must be
29 posted on the county's web site if it is updated for any reason
30 before the hearing. The notice must also identify the property and
31 provide a brief explanation of the recorded restrictive covenant to
32 be removed, vacated, or extinguished. Any member of the public, in
33 person or by counsel, may submit testimony regarding the proposed
34 action at the public hearing.

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