

**WAC 330-01-040 When this rule applies.** (1) This rule applies in a specific situation involving the planning and design of mass rapid transit systems.

(2) This rule applies only when the municipality:

(a) Proposes to approve and construct a specific mass rapid transit system; and

(b) Will acquire right of way or construct a mass transit facility on a separate right of way for the system; and

(c) Will utilize certain special excise tax moneys for such acquisition or construction.

(3) If all three items in the preceding subsection occur, the municipality must provide an opportunity for corridor and design public hearings. However, if an overall mass rapid transit system plan is adopted by a vote of the electorate of the municipality, prior corridor public hearings are not required under RCW 35.58.273.

[Statutory Authority: RCW 35.58.273. WSR 84-07-034 (Resolution No. 4328), § 330-01-040, filed 3/19/84.]