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**SUBSTITUTE SENATE BILL 5283**

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**State of Washington**

**53rd Legislature**

**1993 Regular Session**

**By** Senate Committee on Government Operations (originally sponsored by Senators Haugen and Winsley)

Read first time 02/17/93.

1 AN ACT Relating to requirements for publishing notice of actions of  
2 counties, cities, and towns; and amending RCW 35.22.288, 35.23.310,  
3 35.24.220, 35.27.300, 35.30.018, 35A.12.160, and 65.16.160.

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

5 **Sec. 1.** RCW 35.22.288 and 1988 c 168 s 1 are each amended to read  
6 as follows:

7 Promptly after adoption, the text or title of each ordinance ((~~or~~  
8 ~~a summary of the content of each ordinance~~)) shall be published at  
9 least once in the official newspaper of the city. ((~~For purposes of~~  
10 ~~this section, a summary shall mean a brief description which succinctly~~  
11 ~~describes the main points of the ordinance. When the city publishes a~~  
12 ~~summary, the publication shall include a statement that the full text~~  
13 ~~of the ordinance will be mailed upon request.~~)) When the city publishes  
14 the title, the publication shall include:

15 (1) The name of the city;

16 (2) The formal identification or citation number of the ordinance;

17 (3) The full title of the ordinance; and

18 (4) A statement that the full text will be mailed upon request made  
19 within ninety days after publication of the title.

1 An inadvertent mistake or omission in publishing the title's text  
2 or (~~(a summary of)~~) the content of an ordinance shall not render the  
3 ordinance invalid.

4 The full text of any ordinance, the title rather than the text of  
5 which is published under this section, shall be mailed without charge  
6 to any person who requests the text within ninety days after  
7 publication of the title from the adopting city.

8 In addition to the requirement that a city publish the text or (~~(a~~  
9 ~~summary of the content)~~) title of each adopted ordinance, every city  
10 shall establish a procedure for notifying the public of upcoming  
11 hearings and the preliminary agenda for the forthcoming council  
12 meeting. Such procedure may include, but not be limited to, written  
13 notification to the city's official newspaper, publication of a notice  
14 in the official newspaper, posting of upcoming council meeting agendas,  
15 or such other processes as the city determines will satisfy the intent  
16 of this requirement.

17 **Sec. 2.** RCW 35.23.310 and 1988 c 168 s 2 are each amended to read  
18 as follows:

19 Promptly after adoption, the text or title of each ordinance (~~(or~~  
20 ~~a summary of the content of each ordinance)~~) shall be published at  
21 least once in the official newspaper of the city. (~~(For purposes of~~  
22 ~~this section, a summary shall mean a brief description which succinctly~~  
23 ~~describes the main points of the ordinance. When the city publishes a~~  
24 ~~summary, the publication shall include a statement that the full text~~  
25 ~~of the ordinance will be mailed upon request.)~~) When the city publishes  
26 the title, the publication shall include:

- 27 (1) The name of the city;  
28 (2) The formal identification or citation number of the ordinance;  
29 (3) The full title of the ordinance; and  
30 (4) A statement that the full text will be mailed upon request made  
31 within ninety days after publication of the title.

32 An inadvertent mistake or omission in publishing the title's text  
33 or (~~(a summary of)~~) the content of an ordinance shall not render the  
34 ordinance invalid.

35 The full text of any ordinance, the title rather than the text of  
36 which is published under this section, shall be mailed without charge  
37 to any person who requests the text within ninety days after  
38 publication of the title from the adopting city.

1 In addition to the requirement that a city publish the text or ((a  
2 ~~summary of the content~~)) title of each adopted ordinance, every city  
3 shall establish a procedure for notifying the public of upcoming  
4 hearings and the preliminary agenda for the forthcoming council  
5 meeting. Such procedure may include, but not be limited to, written  
6 notification to the city's official newspaper, publication of a notice  
7 in the official newspaper, posting of upcoming council meeting agendas,  
8 or such other processes as the city determines will satisfy the intent  
9 of this requirement.

10 A certified copy of any ordinance certified to by the clerk, or a  
11 printed copy of any ordinance or compilation printed by authority of  
12 the city council and attested by the clerk shall be competent evidence  
13 in any court.

14 **Sec. 3.** RCW 35.24.220 and 1988 c 168 s 4 are each amended to read  
15 as follows:

16 Promptly after adoption, the text or title of each ordinance ((~~or~~  
17 ~~a summary of the content of each ordinance~~)) shall be published at  
18 least once in the city's official newspaper. ((~~For purposes of this~~  
19 ~~section, a summary shall mean a brief description which succinctly~~  
20 ~~describes the main points of the ordinance. When the city publishes a~~  
21 ~~summary, the publication shall include a statement that the full text~~  
22 ~~of the ordinance will be mailed upon request.~~)) When the city publishes  
23 the title, the publication shall include:

- 24 (1) The name of the city;  
25 (2) The formal identification or citation number of the ordinance;  
26 (3) The full title of the ordinance; and  
27 (4) A statement that the full text will be mailed upon request made  
28 within ninety days after publication of the title.

29 An inadvertent mistake or omission in publishing the title's text  
30 or ((~~a summary of~~)) the content of an ordinance shall not render the  
31 ordinance invalid.

32 The full text of any ordinance, the title rather than the text of  
33 which is published under this section, shall be mailed without charge  
34 to any person who requests the text within ninety days after  
35 publication of the title from the adopting city.

36 In addition to the requirement that a city publish the text or ((a  
37 ~~summary of the content~~)) title of each adopted ordinance, every city  
38 shall establish a procedure for notifying the public of upcoming

1 hearings and the preliminary agenda for the forthcoming council  
2 meeting. Such procedure may include, but not be limited to, written  
3 notification to the city's official newspaper, publication of a notice  
4 in the official newspaper, posting of upcoming council meeting agendas,  
5 or such other processes as the city determines will satisfy the intent  
6 of this requirement.

7 **Sec. 4.** RCW 35.27.300 and 1988 c 168 s 5 are each amended to read  
8 as follows:

9 Promptly after adoption, the text or title of each ordinance (~~or~~  
10 ~~a summary of the content of each ordinance~~) shall be published at  
11 least once in the official newspaper of the town. (~~For purposes of~~  
12 ~~this section, a summary shall mean a brief description which succinctly~~  
13 ~~describes the main points of the ordinance. When the town publishes a~~  
14 ~~summary, the publication shall include a statement that the full text~~  
15 ~~of the ordinance will be mailed upon request.~~) When the town publishes  
16 the title, the publication shall include:

- 17 (1) The name of the town;  
18 (2) The formal identification or citation number of the ordinance;  
19 (3) The full title of the ordinance; and  
20 (4) A statement that the full text will be mailed upon request made  
21 within ninety days after publication of the title.

22 An inadvertent mistake or omission in publishing the title's text  
23 or (~~a summary of~~) the content of an ordinance shall not render the  
24 ordinance invalid.

25 The full text of any ordinance, the title rather than the text of  
26 which is published under this section, shall be mailed without charge  
27 to any person who requests the text within ninety days after  
28 publication of the title from the adopting town.

29 In addition to the requirement that a town publish the text or (~~a~~  
30 ~~summary of the content~~) title of each adopted ordinance, every town  
31 shall establish a procedure for notifying the public of upcoming  
32 hearings and the preliminary agenda for the forthcoming council  
33 meeting. Such procedure may include, but not be limited to, written  
34 notification to the town's official newspaper, publication of a notice  
35 in the official newspaper, posting of upcoming council meeting agendas,  
36 or such other processes as the town determines will satisfy the intent  
37 of this requirement.

1       **Sec. 5.** RCW 35.30.018 and 1988 c 168 s 6 are each amended to read  
2 as follows:

3       Promptly after adoption, the text or title of each ordinance ((~~or~~  
4 ~~a summary of the content of each ordinance~~)) shall be published at  
5 least once in the official newspaper of the city. ((~~For purposes of~~  
6 ~~this section, a summary shall mean a brief description which succinctly~~  
7 ~~describes the main points of the ordinance. When the city publishes a~~  
8 ~~summary, the publication shall include a statement that the full text~~  
9 ~~of the ordinance will be mailed upon request.~~)) When the city publishes  
10 the title, the publication shall include:

- 11       (1) The name of the city;
- 12       (2) The formal identification or citation number of the ordinance;
- 13       (3) The full title of the ordinance; and
- 14       (4) A statement that the full text will be mailed upon request made  
15 within ninety days after publication of the title.

16       An inadvertent mistake or omission in publishing the title's text  
17 or ((~~a summary of~~)) the content of an ordinance shall not render the  
18 ordinance invalid.

19       The full text of any ordinance, the title rather than the text of  
20 which is published under this section, shall be mailed without charge  
21 to any person who requests the text within ninety days after  
22 publication of the title from the adopting city.

23       In addition to the requirement that a city publish the text or ((~~a~~  
24 ~~summary of the content~~)) title of each adopted ordinance, every city  
25 shall establish a procedure for notifying the public of upcoming  
26 hearings and the preliminary agenda for the forthcoming council  
27 meeting. Such procedure may include, but not be limited to, written  
28 notification to the city's official newspaper, publication of a notice  
29 in the official newspaper, posting of upcoming council meeting agendas,  
30 or such other processes as the city determines will satisfy the intent  
31 of this requirement.

32       **Sec. 6.** RCW 35A.12.160 and 1988 c 168 s 7 are each amended to read  
33 as follows:

34       Promptly after adoption, the text or title of each ordinance ((~~or~~  
35 ~~a summary of the content of each ordinance~~)) shall be published at  
36 least once in the city's official newspaper. ((~~For purposes of this~~  
37 ~~section, a summary shall mean a brief description which succinctly~~  
38 ~~describes the main points of the ordinance. When the city publishes a~~

1 ~~summary, the publication shall include a statement that the full text~~  
2 ~~of the ordinance will be mailed upon request.))~~ When the city publishes  
3 the title, the publication shall include:

4 (1) The name of the city;

5 (2) The formal identification or citation number of the ordinance;

6 (3) The full title of the ordinance; and

7 (4) A statement that the full text will be mailed upon request made  
8 within ninety days after publication of the title.

9 An inadvertent mistake or omission in publishing the title's text  
10 or ((~~a summary of~~)) the content of an ordinance shall not render the  
11 ordinance invalid.

12 The full text of any ordinance, the title rather than the text of  
13 which is published under this section, shall be mailed without charge  
14 to any person who requests the text within ninety days after  
15 publication of the title from the adopting city.

16 In addition to the requirement that a city publish the text or ((~~a~~  
17 ~~summary of the content~~)) title of each adopted ordinance, every city  
18 shall establish a procedure for notifying the public of upcoming  
19 hearings and the preliminary agenda for the forthcoming council  
20 meeting. Such procedure may include, but not be limited to, written  
21 notification to the city's official newspaper, publication of a notice  
22 in the official newspaper, posting of upcoming council meeting agendas,  
23 or such other processes as the city determines will satisfy the intent  
24 of this requirement.

25 **Sec. 7.** RCW 65.16.160 and 1977 c 34 s 4 are each amended to read  
26 as follows:

27 (1) Whenever any county, city, or town is required by law to  
28 publish legal notices containing the full text of any proposed or  
29 adopted ordinance in a newspaper, the county, city, or town may publish  
30 ((~~a summary~~)) the title of the ordinance ((~~which summary shall be~~  
31 ~~approved by the governing body and~~)), which shall include:

32 (a) The name of the county, city, or town;

33 (b) The formal identification or citation number of the ordinance;

34 (c) ((~~A descriptive~~)) The full title of the ordinance; and

35 (d) ((~~A section by section summary~~;

36 (~~e~~) ~~Any other information which the county, city, or town finds is~~  
37 ~~necessary to provide a complete summary; and~~

1       ~~(f))~~) A statement that the full text will be mailed upon request  
2 made within ninety days after publication of the title.

3       ~~(2) ((Subsection (1) of this section notwithstanding, whenever any~~  
4 ~~publication is made under this section and the proposed or adopted~~  
5 ~~ordinance contains provisions regarding taxation or penalties or~~  
6 ~~contains legal descriptions of real property, then the sections~~  
7 ~~containing this matter shall be published in full and shall not be~~  
8 ~~summarized. When a legal description of real property is involved, the~~  
9 ~~notice shall also include the street address or addresses of the~~  
10 ~~property described, if any. In the case of descriptions covering more~~  
11 ~~than one street address, the street addresses of the four corners of~~  
12 ~~the area described shall meet this requirement.~~

13       ~~(3))~~) The full text of any ordinance (~~which is summarized by~~  
14 ~~publication~~), the title rather than the full text of which is  
15 published under this section, shall be mailed without charge to any  
16 person who requests the text within ninety days after publication of  
17 the title from the adopting county, city, or town.

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