

2 **SB 5876** - S AMD TO AMD 238 (S2701.1) - 267  
3 By Senator Palmer

4 RULED OUT OF ORDER 3/15/95

5 On page 2, after line 2, insert the following:

6 "Sec. 2. RCW 36.70A.040 and 1993 sp.s. c 6 s 1 are each amended to  
7 read as follows:

8 (1) Each county that has both a population of fifty thousand or  
9 more and has had its population increase by more than (~~ten~~) seventeen  
10 percent in the previous ten years, and the cities located within such  
11 county, and any other county regardless of its population that has had  
12 its population increase by more than twenty percent in the previous ten  
13 years, and the cities located within such county, shall conform with  
14 all of the requirements of this chapter. However, the county  
15 legislative authority of such a county with a population of less than  
16 fifty thousand population may adopt a resolution removing the county,  
17 and the cities located within the county, from the requirements of  
18 adopting comprehensive land use plans and development regulations under  
19 this chapter if this resolution is adopted and filed with the  
20 department by December 31, 1990, for counties initially meeting this  
21 set of criteria, or within sixty days of the date the office of  
22 financial management certifies that a county meets this set of criteria  
23 under subsection (5) of this section.

24 Once a county meets either of these sets of criteria, the  
25 requirement to conform with all of the requirements of this chapter  
26 remains in effect, even if the county no longer meets one of these sets  
27 of criteria.

28 (2) The county legislative authority of any county that does not  
29 meet either of the sets of criteria established under subsection (1) of  
30 this section may adopt a resolution indicating its intention to have  
31 subsection (1) of this section apply to the county. Each city, located  
32 in a county that chooses to plan under this subsection, shall conform  
33 with all of the requirements of this chapter. Once such a resolution  
34 has been adopted, the county and the cities located within the county  
35 remain subject to all of the requirements of this chapter.

36 (3) Any county or city that is initially required to conform with

1 all of the requirements of this chapter under subsection (1) of this  
2 section shall take actions under this chapter as follows: (a) The  
3 county legislative authority shall adopt a county-wide planning policy  
4 under RCW 36.70A.210; (b) the county and each city located within the  
5 county shall designate critical areas, agricultural lands, forest  
6 lands, and mineral resource lands, and adopt development regulations  
7 conserving these designated agricultural lands, forest lands, and  
8 mineral resource lands and protecting these designated critical areas,  
9 under RCW 36.70A.170 and 36.70A.060; (c) the county shall designate and  
10 take other actions related to urban growth areas under RCW 36.70A.110;  
11 (d) if the county has a population of fifty thousand or more, the  
12 county and each city located within the county shall adopt a  
13 comprehensive plan under this chapter and development regulations that  
14 are consistent with and implement the comprehensive plan on or before  
15 July 1, 1994, and if the county has a population of less than fifty  
16 thousand, the county and each city located within the county shall  
17 adopt a comprehensive plan under this chapter and development  
18 regulations that are consistent with and implement the comprehensive  
19 plan by January 1, 1995, but if the governor makes written findings  
20 that a county with a population of less than fifty thousand or a city  
21 located within such a county is not making reasonable progress toward  
22 adopting a comprehensive plan and development regulations the governor  
23 may reduce this deadline for such actions to be taken by no more than  
24 one hundred eighty days. Any county or city subject to this subsection  
25 may obtain an additional six months before it is required to have  
26 adopted its development regulations by submitting a letter notifying  
27 the department of community, trade, and economic development of its  
28 need prior to the deadline for adopting both a comprehensive plan and  
29 development regulations.

30 (4) Any county or city that is required to conform with all the  
31 requirements of this chapter, as a result of the county legislative  
32 authority adopting its resolution of intention under subsection (2) of  
33 this section, shall take actions under this chapter as follows: (a)  
34 The county legislative authority shall adopt a county-wide planning  
35 policy under RCW 36.70A.210; (b) the county and each city that is  
36 located within the county shall adopt development regulations  
37 conserving agricultural lands, forest lands, and mineral resource lands  
38 it designated under RCW 36.70A.060 within one year of the date the  
39 county legislative authority adopts its resolution of intention; (c)

1 the county shall designate and take other actions related to urban  
2 growth areas under RCW 36.70A.110; and (d) the county and each city  
3 that is located within the county shall adopt a comprehensive plan and  
4 development regulations that are consistent with and implement the  
5 comprehensive plan not later than four years from the date the county  
6 legislative authority adopts its resolution of intention, but a county  
7 or city may obtain an additional six months before it is required to  
8 have adopted its development regulations by submitting a letter  
9 notifying the department of community, trade, and economic development  
10 of its need prior to the deadline for adopting both a comprehensive  
11 plan and development regulations.

12 (5) If the office of financial management certifies that the  
13 population of a county that previously had not been required to plan  
14 under subsection (1) or (2) of this section has changed sufficiently to  
15 meet either of the sets of criteria specified under subsection (1) of  
16 this section, and where applicable, the county legislative authority  
17 has not adopted a resolution removing the county from these  
18 requirements as provided in subsection (1) of this section, the county  
19 and each city within such county shall take actions under this chapter  
20 as follows: (a) The county legislative authority shall adopt a county-  
21 wide planning policy under RCW 36.70A.210; (b) the county and each city  
22 located within the county shall adopt development regulations under RCW  
23 36.70A.060 conserving agricultural lands, forest lands, and mineral  
24 resource lands it designated within one year of the certification by  
25 the office of financial management; (c) the county shall designate and  
26 take other actions related to urban growth areas under RCW 36.70A.110;  
27 and (d) the county and each city located within the county shall adopt  
28 a comprehensive land use plan and development regulations that are  
29 consistent with and implement the comprehensive plan within four years  
30 of the certification by the office of financial management, but a  
31 county or city may obtain an additional six months before it is  
32 required to have adopted its development regulations by submitting a  
33 letter notifying the department of community, trade, and economic  
34 development of its need prior to the deadline for adopting both a  
35 comprehensive plan and development regulations.

36 (6) A copy of each document that is required under this section  
37 shall be submitted to the department at the time of its adoption."

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2 By Senator Palmer

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4 On page 2, line 11 of the title amendment, after "43.62.035" insert  
5 "and 36.70A.040"

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