
SENATE BILL 5695

State of Washington

54th Legislature

1995 Regular Session

By Senators McCaslin, Deccio and Palmer

Read first time 02/01/95. Referred to Committee on Government Operations.

1 AN ACT Relating to the establishment of urban growth boundaries;
2 and amending RCW 36.70A.110 and 36.70A.280.

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

4 **Sec. 1.** RCW 36.70A.110 and 1994 c 249 s 27 are each amended to
5 read as follows:

6 (1) Each county that is required or chooses to plan under RCW
7 36.70A.040 shall designate an urban growth area or areas within which
8 urban growth shall be encouraged and outside of which growth can occur
9 only if it is not urban in nature. Each city that is located in such
10 a county shall be included within an urban growth area. An urban
11 growth area may include more than a single city. An urban growth area
12 may include territory that is located outside of a city only if such
13 territory already is characterized by urban growth or is adjacent to
14 territory already characterized by urban growth.

15 (2) Based upon either (a) the population growth management planning
16 population projection made for the county by the office of financial
17 management, or (b) a population projection made on the basis of tested
18 and reliable growth indicator standards adopted by the county
19 legislative authority, the urban growth areas in the county shall

1 include areas and densities sufficient to permit the urban growth that
2 is projected to occur in the county for the succeeding twenty-year
3 period. Each urban growth area shall permit urban densities and shall
4 include greenbelt and open space areas. Within one year of July 1,
5 1990, each county that as of June 1, 1991, was required or chose to
6 plan under RCW 36.70A.040, shall begin consulting with each city
7 located within its boundaries and each city shall propose the location
8 of an urban growth area. Within sixty days of the date the county
9 legislative authority of a county adopts its resolution of intention or
10 of certification by the office of financial management, all other
11 counties that are required or choose to plan under RCW 36.70A.040 shall
12 begin this consultation with each city located within its boundaries.
13 The county shall attempt to reach agreement with each city on the
14 location of an urban growth area within which the city is located. If
15 such an agreement is not reached with each city located within the
16 urban growth area, the county shall justify in writing why it so
17 designated the area an urban growth area. A city may object formally
18 with the department over the designation of the urban growth area
19 within which it is located. Where appropriate, the department shall
20 attempt to resolve the conflicts, including the use of mediation
21 services.

22 (3) Urban growth should be located first in areas already
23 characterized by urban growth that have existing public facility and
24 service capacities to serve such development, and second in areas
25 already characterized by urban growth that will be served by a
26 combination of both existing public facilities and services and any
27 additional needed public facilities and services that are provided by
28 either public or private sources. Further, it is appropriate that
29 urban government services be provided by cities, and urban government
30 services should not be provided in rural areas.

31 (4) On or before October 1, 1993, each county that was initially
32 required to plan under RCW 36.70A.040(1) shall adopt development
33 regulations designating interim urban growth areas under this chapter.
34 Within three years and three months of the date the county legislative
35 authority of a county adopts its resolution of intention or of
36 certification by the office of financial management, all other counties
37 that are required or choose to plan under RCW 36.70A.040 shall adopt
38 development regulations designating interim urban growth areas under
39 this chapter. Adoption of the interim urban growth areas may only

1 occur after public notice; public hearing; and compliance with the
2 state environmental policy act, chapter 43.21C RCW, and RCW 36.70A.110.
3 Such action may be appealed to the appropriate growth management
4 hearings board under RCW 36.70A.280. Final urban growth areas shall be
5 adopted at the time of comprehensive plan adoption under this chapter.

6 (5) Each county shall include designations of urban growth areas in
7 its comprehensive plan.

8 **Sec. 2.** RCW 36.70A.280 and 1994 c 249 s 31 are each amended to
9 read as follows:

10 (1) A growth management hearings board shall hear and determine
11 only those petitions alleging either:

12 (a) That a state agency, county, or city is not in compliance with
13 the requirements of this chapter, or chapter 43.21C RCW as it relates
14 to plans, regulations, or amendments, adopted under RCW 36.70A.040; or

15 (b) That the twenty-year growth management planning population
16 projections adopted by the office of financial management pursuant to
17 RCW 43.62.035, or the alternative population projection adopted by the
18 county pursuant to RCW 36.70A.110(2)(b), should be adjusted.

19 (2) A petition may be filed only by the state, a county or city
20 that plans under this chapter, a person who has either appeared before
21 the county or city regarding the matter on which a review is being
22 requested or is certified by the governor within sixty days of filing
23 the request with the board, or a person qualified pursuant to RCW
24 34.05.530.

25 (3) For purposes of this section "person" means any individual,
26 partnership, corporation, association, governmental subdivision or unit
27 thereof, or public or private organization or entity of any character.

28 (4) When considering a possible adjustment to a growth management
29 planning population projection prepared by the office of financial
30 management, a board shall consider the implications of any such
31 adjustment to the population forecast for the entire state.

32 The rationale for any adjustment that is adopted by a board must be
33 documented and filed with the office of financial management within ten
34 working days after adoption.

35 If adjusted by a board, a county growth management planning
36 population projection shall only be used for the planning purposes set
37 forth in this chapter and shall be known as a "board adjusted
38 population projection". None of these changes shall affect the

1 official state and county population forecasts prepared by the office
2 of financial management, which shall continue to be used for state
3 budget and planning purposes.

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