

2 **SSB 5748** - S AMD 484
3 By Senator Haugen

4 ADOPTED 01/16/02

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 35.63.060 and 1988 c 127 s 1 are each amended to read
8 as follows:

9 The commission may act as the research and fact finding agency of
10 the municipality. To that end it may make such surveys, analyses,
11 researches and reports as are generally authorized or requested by its
12 council or board, or by the state with the approval of its council or
13 board. The commission, upon such request or authority may also:

14 (1) Make inquiries, investigations, and surveys concerning the
15 resources of the county, including but not limited to the potential for
16 solar energy development and alternative means to encourage and protect
17 access to direct sunlight for solar energy systems;

18 (2) Assemble and analyze the data thus obtained and formulate plans
19 for the conservation of such resources and the systematic utilization
20 and development thereof;

21 (3) Make recommendations from time to time as to the best methods
22 of such conservation, utilization, and development;

23 (4) Cooperate with other commissions and with other public agencies
24 of the municipality, state and United States in such planning,
25 conservation, and development; and

26 (5) In particular cooperate with and aid the state within its
27 territorial limits in the preparation of the state master plan provided
28 for in RCW 43.21A.350 and in advance planning of public works programs.

29 In carrying out its powers and duties, the commission should
30 demonstrate how land use planning is integrated with transportation
31 planning.

32 **Sec. 2.** RCW 35A.63.060 and 1967 ex.s. c 119 s 35A.63.060 are each
33 amended to read as follows:

34 Every code city, by ordinance, shall direct the planning agency to
35 prepare a comprehensive plan for anticipating and influencing the

1 orderly and coordinated development of land and building uses of the
2 code city and its environs. The comprehensive plan may be prepared as
3 a whole or in successive parts. The plan should integrate
4 transportation and land use planning.

5 **Sec. 3.** RCW 47.05.051 and 1998 c 175 s 12 are each amended to read
6 as follows:

7 The comprehensive six-year investment program shall be based upon
8 the needs identified in the state-owned highway component of the
9 statewide multimodal transportation plan as defined in RCW 47.01.071(3)
10 and priority selection systems that incorporate the following criteria:

11 (1) Priority programming for the preservation program shall take
12 into account the following, not necessarily in order of importance:

13 (a) Extending the service life of the existing highway system;

14 (b) Ensuring the structural ability to carry loads imposed upon
15 highways and bridges; and

16 (c) Minimizing life cycle costs. The transportation commission in
17 carrying out the provisions of this section may delegate to the
18 department of transportation the authority to select preservation
19 projects to be included in the six-year program.

20 (2) Priority programming for the improvement program shall take
21 into account the following, not necessarily in order of importance:

22 (a) Support for the state's economy, including job creation and job
23 preservation;

24 (b) The cost-effective movement of people and goods;

25 (c) Accident and accident risk reduction;

26 (d) Protection of the state's natural environment;

27 (e) Continuity and systematic development of the highway
28 transportation network;

29 (f) Consistency with local comprehensive plans developed under
30 chapter 36.70A RCW as follows:

31 (i) Support for development in and revitalization of existing
32 downtowns;

33 (ii) Extent that development implements local comprehensive plans
34 for rural and urban residential and nonresidential densities;

35 (iii) Extent of compact, transit-oriented development at
36 appropriate residential and nonresidential densities; and

37 (iv) Feasibility of multimodal transportation;

1 (g) Consistency with regional transportation plans developed under
2 chapter 47.80 RCW;

3 (h) Public views concerning proposed improvements;

4 (i) The conservation of energy resources;

5 (j) Feasibility of financing the full proposed improvement;

6 (k) Commitments established in previous legislative sessions;

7 (l) Relative costs and benefits of candidate programs;

8 (m) Major projects addressing capacity deficiencies which
9 prioritize allowing for preliminary engineering shall be reprioritized
10 during the succeeding biennium, based upon updated project data.
11 Reprioritized projects may be delayed or canceled by the transportation
12 commission if higher priority projects are awaiting funding; ((and))

13 (n) Major project approvals which significantly increase a
14 project's scope or cost from original prioritization estimates shall
15 include a review of the project's estimated revised priority rank and
16 the level of funding provided. Projects may be delayed or canceled by
17 the transportation commission if higher priority projects are awaiting
18 funding.

19 (3) The commission may depart from the priority programming
20 established under subsections (1) and (2) of this section: (a) To the
21 extent that otherwise funds cannot be utilized feasibly within the
22 program; (b) as may be required by a court judgment, legally binding
23 agreement, or state and federal laws and regulations; (c) as may be
24 required to coordinate with federal, local, or other state agency
25 construction projects; (d) to take advantage of some substantial
26 financial benefit that may be available; (e) for continuity of route
27 development; or (f) because of changed financial or physical conditions
28 of an unforeseen or emergent nature. The commission or secretary of
29 transportation shall maintain in its files information sufficient to
30 show the extent to which the commission has departed from the
31 established priority.

32 (4) The commission shall identify those projects that yield freight
33 mobility benefits or that alleviate the impacts of freight mobility
34 upon affected communities.

35 **Sec. 4.** RCW 47.06.040 and 1998 c 199 s 1 are each amended to read
36 as follows:

37 The department shall develop a statewide multimodal transportation
38 plan under RCW 47.01.071(3) and in conformance with federal

1 requirements, to ensure the continued mobility of people and goods
2 within regions and across the state in a safe, cost-effective manner.
3 The statewide multimodal transportation plan shall consist of:

4 (1) A state-owned facilities component, which shall guide state
5 investment for state highways including bicycle and pedestrian
6 facilities, and state ferries; and

7 (2) A state-interest component, which shall define the state
8 interest in aviation, marine ports and navigation, freight rail,
9 intercity passenger rail, bicycle transportation and pedestrian
10 walkways, and public transportation, and recommend actions in
11 coordination with appropriate public and private transportation
12 providers to ensure that the state interest in these transportation
13 modes is met.

14 The plans developed under each component must be consistent with
15 the state transportation policy plan and with each other, reflect
16 public involvement, be consistent with regional transportation
17 planning, high-capacity transportation planning, and local
18 comprehensive plans prepared under chapter 36.70A RCW, and include
19 analysis of intermodal connections and choices. A primary emphasis for
20 these plans shall be the relief of congestion, the preservation of
21 existing investments and downtowns, ability to attract or accommodate
22 planned population, and employment growth, the improvement of traveler
23 safety, the efficient movement of freight and goods, and the
24 improvement and integration of all transportation modes to create a
25 seamless intermodal transportation system for people and goods.

26 In the development of the statewide multimodal transportation plan,
27 the department shall identify and document potential affected
28 environmental resources, including, but not limited to, wetlands, storm
29 water runoff, flooding, air quality, fish passage, and wildlife
30 habitat. The department shall conduct its environmental identification
31 and documentation in coordination with all relevant environmental
32 regulatory authorities, including, but not limited to, local
33 governments. The department shall give the relevant environmental
34 regulatory authorities an opportunity to review the department's
35 environmental plans. The relevant environmental regulatory authorities
36 shall provide comments on the department's environmental plans in a
37 timely manner. Environmental identification and documentation as
38 provided for in RCW 47.01.300 and this section is not intended to

1 create a private right of action or require an environmental impact
2 statement as provided in chapter 43.21C RCW.

3 NEW SECTION. **Sec. 5.** A new section is added to chapter 47.26 RCW
4 to read as follows:

5 In any project funded by the transportation improvement board, and
6 in addition to any other items required to be considered by statute,
7 the board also shall consider the land use implications of the project,
8 such as whether the programs and projects:

9 (1) Support development in and revitalization of existing
10 downtowns;

11 (2) Implement local comprehensive plans for rural and urban
12 residential and nonresidential densities;

13 (3) Have land use planning and regulations encouraging compact
14 development at appropriate residential and nonresidential densities;
15 and

16 (4) Promote the use of multimodal transportation."

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20 In line 2 of the title, after "planning;" strike the remainder of
21 the title and insert "amending RCW 35.63.060, 35A.63.060, 47.05.051,
22 and 47.06.040; and adding a new section to chapter 47.26 RCW."

EFFECT: Implementation dates are adjusted for the 2002 session.

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