

CERTIFICATION OF ENROLLMENT

SENATE BILL 6798

Chapter 55, Laws of 2002

57th Legislature
2002 Regular Session

STREET VACATIONS

EFFECTIVE DATE: 6/13/02

Passed by the Senate February 18, 2002
YEAS 47 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 5, 2002
YEAS 97 NAYS 0

FRANK CHOPP

**Speaker of the
House of Representatives**

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6798** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK

Secretary

Approved March 14, 2002

FILED

March 14, 2002 - 11:38 a.m.

GARY LOCKE

Governor of the State of Washington

**Secretary of State
State of Washington**

SENATE BILL 6798

Passed Legislature - 2002 Regular Session

State of Washington

57th Legislature

2002 Regular Session

By Senators Horn and Gardner

Read first time 02/06/2002. Referred to Committee on Transportation.

1 AN ACT Relating to street vacations; and amending RCW 35.79.030.

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

3 **Sec. 1.** RCW 35.79.030 and 2001 c 202 s 1 are each amended to read
4 as follows:

5 The hearing on such petition may be held before the legislative
6 authority, or before a committee thereof upon the date fixed by
7 resolution or at the time said hearing may be adjourned to. If the
8 hearing is before such a committee the same shall, following the
9 hearing, report its recommendation on the petition to the legislative
10 authority which may adopt or reject the recommendation. If such
11 hearing be held before such a committee it shall not be necessary to
12 hold a hearing on the petition before such legislative authority. If
13 the legislative authority determines to grant said petition or any part
14 thereof, such city or town shall be authorized and have authority by
15 ordinance to vacate such street, or alley, or any part thereof, and the
16 ordinance may provide that it shall not become effective until the
17 owners of property abutting upon the street or alley, or part thereof
18 so vacated, shall compensate such city or town in an amount which does
19 not exceed one-half the appraised value of the area so vacated. If the

1 street or alley has been part of a dedicated public right-of-way for
2 twenty-five years or more, or if the subject property or portions
3 thereof were acquired at public expense, the city or town may require
4 the owners of the property abutting the street or alley to compensate
5 the city or town in an amount that does not exceed the full appraised
6 value of the area vacated. The ordinance may provide that the city
7 retain an easement or the right to exercise and grant easements in
8 respect to the vacated land for the construction, repair, and
9 maintenance of public utilities and services. A certified copy of such
10 ordinance shall be recorded by the clerk of the legislative authority
11 and in the office of the auditor of the county in which the vacated
12 land is located. One-half of the revenue received by the city or town
13 as compensation for the area vacated must be dedicated to the
14 acquisition, improvement, development, and related maintenance of
15 public open space or transportation capital projects within the city or
16 town.

Passed the Senate February 18, 2002.

Passed the House March 5, 2002.

Approved by the Governor March 14, 2002.

Filed in Office of Secretary of State March 14, 2002.