
HOUSE BILL 2781

State of Washington 58th Legislature 2004 Regular Session

By Representatives Upthegrove, Schindler, Jarrett, Clibborn and Schual-Berke

Read first time 01/20/2004. Referred to Committee on Local Government.

1 AN ACT Relating to state agency review of development regulations;
2 and amending RCW 36.70A.106.

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

4 **Sec. 1.** RCW 36.70A.106 and 1991 sp.s. c 32 s 8 are each amended to
5 read as follows:

6 (1)(a) Each county and city proposing adoption of a comprehensive
7 plan or development regulations under this chapter shall notify the
8 department of its intent to adopt such plan or regulations at least
9 sixty days prior to final adoption. State agencies including the
10 department may provide comments to the county or city on the proposed
11 comprehensive plan, or proposed development regulations, during the
12 public review process prior to adoption.

13 ((+2)) (b) Each county and city planning under this chapter shall
14 transmit a complete and accurate copy of its comprehensive plan or
15 development regulations to the department within ten days after final
16 adoption.

17 ((+3)) (c) Any amendments for permanent changes to a comprehensive
18 plan ((or development regulation)) that are proposed by a county or
19 city to its adopted plan ((or regulations)) shall be submitted to the

1 department in the same manner as initial plans (~~and development~~
2 ~~regulations~~) under this section. Any amendments to a comprehensive
3 plan (~~or development regulations~~) that are adopted by a county or
4 city shall be transmitted to the department in the same manner as the
5 initial plans (~~and regulations~~) under this section.

6 (2)(a) Except as provided by (b) of this subsection, each county
7 and city proposing adoption of any amendments for permanent changes to
8 a development regulation under this chapter shall notify the department
9 of its intent to adopt such regulations at least thirty days prior to
10 final adoption. State agencies including the department may provide
11 comments to the county or city on the proposed development regulations
12 during the public review process prior to adoption.

13 (b) The following are exempt from the requirements of (a) of this
14 subsection:

15 (i) Ordinances governing wireless communication facilities;

16 (ii) Sign codes;

17 (iii) Ordinances related to the siting of adult entertainment
18 establishments;

19 (iv) Development regulations related to fences or accessory
20 structures that do not alter the permitted underlying density;

21 (v) Development regulations amendments to allowable height or bulk
22 in a zone that do not alter the permitted underlying density;

23 (vi) Development regulations related to landscaping requirements
24 that are not related to critical areas or clearing and grading;

25 (vii) Capital improvement programs or transportation programs
26 adopted by reference; and

27 (viii) Site specific rezones authorized by a comprehensive plan or
28 subarea plan and defined as a "project permit" or "project permit
29 application" by RCW 36.70B.020(4).

30 (c) Any amendments to development regulations that are adopted by
31 a county or city shall be transmitted to the department within ten days
32 after final adoption.

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