

SHB 2023 - H AMD 217

By Representative Taylor

WITHDRAWN 03/07/2017

1 On page 1, at the beginning of line 7, insert "(1)"

2 On page 1, at the beginning of line 15, strike "(1)" and insert
3 "(a)"

4 On page 2, at the beginning of line 1, strike "(2)" and insert
5 "(b)"

6 On page 2, after line 3, insert the following:

7 "(2) In circumstances where a fully contained community or master
8 planned resort is delayed due to a petition filed with the growth
9 management hearings board in which the petitioner is not the
10 prevailing party, a property owner impacted by the delay associated
11 with the effective dates of certain actions specified in this section
12 may file a civil lawsuit to recover from the petitioners the damages
13 the property owner has incurred. This includes, but is not limited
14 to, court costs, attorney fees, and compensation for financing fees,
15 charges, or interest assessed to the impacted property while the
16 action was pending."

EFFECT: Provides that in the event that the effective date of a master planned resort or a fully contained community is delayed, pursuant to the act, by a petition filed with the Growth Management Hearings Board, a property owner impacted by that delay is authorized to recover certain costs, fees, and damages in the event that the petitioner is not the prevailing party, to include court costs, attorney fees, and compensation for financing fees, charges, or interest assessed to the impacted property while the action was pending.

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