

2 **SHB 1275** - S AMD TO GO COMM AMD (1275-S AMS GO - CC)
3 By Senators McCaslin and Madsen

4 ADOPTED 4/19/91

5 On page 32, after line 13, insert the following:

6 "Sec. 29. RCW 35.14.010 and 1985 c 281 s 24 are each amended to
7 read as follows:

8 Whenever unincorporated territory is annexed by a city or town
9 pursuant to the provisions of chapter 35.13 RCW, or whenever
10 unincorporated territory is annexed to a code city pursuant to the
11 provisions of chapter 35A.14 RCW, community municipal corporations may
12 be organized (~~(in the manner provided for in this 1967 amendatory act)~~)
13 for the territory comprised of all or a part of an unincorporated area
14 annexed to a city or town pursuant to chapter 35.13 or 35A.14 RCW, if:
15 (1) The service area is such as would be eligible for incorporation as
16 a city or town; or (2) the service area has a minimum population of not
17 less than three hundred inhabitants and ten percent of the population
18 of the annexing city or town; or (3) the service area has a minimum
19 population of not less than one thousand inhabitants.

20 Whenever two or more cities are consolidated pursuant to the
21 provisions of chapter 35.10 RCW, a community municipal corporation may
22 be organized within one or more of the consolidating cities.

23 No territory shall be included in the service area of more than one
24 community municipal corporation. Whenever a new community municipal
25 corporation is formed embracing all of the territory of an existing
26 community municipal corporation, the prior existing community municipal
27 corporation shall be deemed to be dissolved on the effective date of
28 the new corporation."

1 "NEW SECTION. **Sec. 30.** A new section is added to chapter 35.10
2 RCW to read as follows:

3 Voters of one or more of the cities that are proposed to be
4 consolidated may have a ballot proposition submitted to them
5 authorizing the simultaneous creation of a community municipal
6 corporation and election of community council members as provided for
7 under chapter 35.14 RCW. The joint resolution that initiates a
8 consolidation under RCW 35.10.410 may provide for the question of
9 whether a community municipal corporation shall be created to be
10 submitted to the voters of one or more of the cities that are proposed
11 to be consolidated as a separate ballot measure from the ballot measure
12 authorizing the consolidation or as part of the same ballot measure
13 authorizing the consolidation. The petitions that are signed by the
14 voters of each of the cities that are proposed to be consolidated under
15 RCW 35.10.420 may provide for the question of whether to create a
16 community municipal corporation to be submitted to the voters of that
17 city as a separate ballot measure from the ballot measure authorizing
18 the consolidation or as part of the same ballot measure authorizing the
19 consolidation.

20 The ballots shall contain the words "For consolidation and creation
21 of community municipal corporation" and "Against consolidation and
22 creation of community municipal corporation," or "For creation of
23 community municipal corporation" and "Against creation of community
24 municipal corporation," as the case may be. Approval of either
25 optional ballot proposition shall be by simple majority vote of the
26 voters voting on the proposition, but the consolidation must be
27 authorized by the voters of each city proposed to be consolidated
28 before a community municipal corporation is created."

1 "NEW SECTION. **Sec. 31.** A new section is added to chapter 35A.14
2 RCW to read as follows:

3 The resolution initiating the annexation of territory under RCW
4 35A.14.015, and the petition initiating the annexation of territory
5 under RCW 35A.14.020, may provide for the simultaneous creation of a
6 community municipal corporation and election of community council
7 members as provided for in chapter 35.14 RCW, as separate ballot
8 measures or as part of the same ballot measure authorizing the
9 annexation, or for the simultaneous inclusion of the annexed area into
10 a named existing community municipal corporation operating under
11 chapter 35.14 RCW, as separate ballot measures or as part of the same
12 ballot measure authorizing the annexation. If the petition so provides
13 for the creation of a community municipal corporation and election of
14 community council members, the petition shall describe the boundaries
15 of the proposed service area, state the number of voters residing
16 therein as nearly as may be, and pray for the election of community
17 council members by the voters residing in the service area.

18 The ballots shall contain the words "For annexation and creation of
19 community municipal corporation" and "Against annexation and creation
20 of community municipal corporation," or "For creation of community
21 municipal corporation" and "Against creation of community municipal
22 corporation," as the case may be. Approval of either optional ballot
23 proposition shall be by simple majority vote of the voters voting on
24 the proposition, but the annexation must be authorized before a
25 community municipal corporation is created."

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4 On page 32, line 22 of the title amendment, after "54.08.070,"
5 strike "and" and after "54.08.080" insert ", and 35.14.010"

6 On page 32, line 23 of the title amendment, after "35.21 RCW;"
7 insert "adding a new section to chapter 35.10 RCW; adding a new section
8 to chapter 35A.14 RCW;"