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**SUBSTITUTE HOUSE BILL 1460**

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**State of Washington**

**52nd Legislature**

**1991 Regular Session**

**By** House Committee on Local Government (originally sponsored by Representatives Franklin, Haugen, Ferguson and Ebersole).

Read first time March 6, 1991.

1 AN ACT Relating to drainage districts; adding a new section to  
2 chapter 36.96 RCW; and adding new sections to chapter 85.38 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 36.96 RCW  
5 to read as follows:

6 As an alternative to this chapter a drainage district or drainage  
7 improvement district located within the boundaries of a county storm  
8 drainage and surface water management utility, and which is not  
9 currently imposing assessments, may be dissolved by ordinance of the  
10 county legislative authority. If the alternative dissolution procedure  
11 in this section is used the following shall apply:

12 (1) The county storm drainage and surface water management utility  
13 shall assume responsibility for payment or settlement of outstanding

1 debts of the dissolved drainage district or drainage improvement  
2 district.

3 (2) All assets, including money, funds, improvements, or property,  
4 real or personal, shall become assets of the county in which the  
5 dissolved drainage district or drainage improvement district was  
6 located.

7 (3) Notwithstanding RCW 85.38.220, the county storm drainage and  
8 surface water management utility may determine how to best manage,  
9 operate, maintain, improve, exchange, sell, or otherwise dispose of all  
10 property, real and personal, of the dissolved drainage district or  
11 drainage improvement district.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 85.38 RCW  
13 to read as follows:

14 As an alternative to this chapter a drainage district or drainage  
15 improvement district located within the boundaries of a county storm  
16 drainage and surface water management utility, and which is not  
17 currently imposing assessments, may be dissolved by ordinance of the  
18 county legislative authority. If the alternative dissolution procedure  
19 in this section is used the following shall apply:

20 (1) The county storm drainage and surface water management utility  
21 shall assume responsibility for payment or settlement of outstanding  
22 debts of the dissolved drainage district or drainage improvement  
23 district.

24 (2) All assets, including money, funds, improvements, or property,  
25 real or personal, shall become assets of the county in which the  
26 dissolved drainage district or drainage improvement district was  
27 located.

28 (3) Notwithstanding RCW 85.38.220, the county storm drainage and  
29 surface water management utility may determine how to best manage,

1 operate, maintain, improve, exchange, sell, or otherwise dispose of all  
2 property, real and personal, of the dissolved drainage district or  
3 drainage improvement district.

4 NEW SECTION. **Sec. 3.** A new section is added to chapter 85.38 RCW  
5 to read as follows:

6 Any portion of a drainage district or drainage improvement district  
7 located within the boundaries of a first class city operating a storm  
8 drain utility pursuant to RCW 35.67.030 may be removed from the  
9 drainage district or drainage improvement district by ordinance of the  
10 city. The removal of an area shall not result in the impairment of any  
11 contract nor remove the liability or obligation to finance district  
12 improvements that serve the area so removed as of the effective date of  
13 the ordinance. Residents of the district to be removed shall be given  
14 substantial notice of the impending action and the opportunity to  
15 respond to the action.