

2 **ESHB 1761** - S AMD TO GO COMM AMD (S-2983.1/93)

3 By Senators Nelson and Haugen

4 NOT ADOPTED 4/12/93

5 On page 1, beginning on line 7 of the amendment, strike everything
6 through "adoption." on page 3, line 39, and insert the following:

7 "**Sec. 1.** RCW 36.70A.040 and 1990 1st ex.s. c 17 s 4 are each
8 amended to read as follows:

9 (1) Each county that has both a population of fifty thousand or
10 more and has had its population increase by more than ten percent in
11 the previous ten years, and the cities located within such county, and
12 any other county regardless of its population that has had its
13 population increase by more than twenty percent in the previous ten
14 years, and the cities located within such county, shall ((adopt
15 ~~comprehensive land use plans and development regulations under~~))
16 conform with all of the requirements of this chapter. However, the
17 county legislative authority of such a county with a population of less
18 than fifty thousand population may adopt a resolution removing the
19 county, and the cities located within the county, from the requirements
20 of adopting comprehensive land use plans and development regulations
21 under this chapter if this resolution is adopted and filed with the
22 department by December 31, 1990, for counties initially meeting this
23 set of criteria, or within sixty days of the date the office of
24 financial management certifies that a county meets this set of criteria
25 under subsection (5) of this section.

26 Once a county meets either of these sets of criteria, the
27 requirement to conform with ((RCW 36.70A.040 through 36.70A.160)) all
28 of the requirements of this chapter remains in effect, even if the
29 county no longer meets one of these sets of criteria.

30 (2) The county legislative authority of any county that does not
31 meet ((~~the requirements of~~)) either of the sets of criteria established
32 under subsection (1) of this section may adopt a resolution indicating
33 its intention to have subsection (1) of this section apply to the
34 county. Each city, located in a county that chooses to plan under this
35 subsection, shall ((~~adopt a comprehensive land use plan in accordance~~
36 ~~with~~)) conform with all of the requirements of this chapter. Once such

1 a resolution has been adopted, the county (~~cannot remove itself from~~)
2 and the cities located within the county remain subject to all of the
3 requirements of this chapter.

4 (3) Any county or city that is initially required to (~~adopt a~~
5 ~~comprehensive land use plan~~) conform with all of the requirements of
6 this chapter under subsection (1) of this section shall take actions
7 under this chapter as follows: (a) The county legislative authority
8 shall adopt a county-wide planning policy under RCW 36.70A.210; (b) the
9 county and each city located within the county shall designate critical
10 areas, agricultural lands, forest lands, and mineral resource lands,
11 and adopt development regulations conserving these designated lands and
12 protecting these designated critical areas, under RCW 36.70A.170 and
13 36.70A.060; (c) the county shall designate and take other actions
14 related to urban growth areas under RCW 36.70A.110; (d) the county and
15 each city located within the county shall adopt (~~the~~) a comprehensive
16 plan under this chapter and development regulations that are consistent
17 with and implement the comprehensive plan on or before July 1, (~~1993~~)
18 1994, but a county or city may obtain an additional six months before
19 it is required to have adopted its development regulations by
20 submitting a letter notifying the department of community development
21 of its need prior to the deadline for adopting both a comprehensive
22 plan and development regulations.

23 (4) Any county or city that is required to (~~adopt a comprehensive~~
24 ~~land use plan~~) conform with all the requirements of this chapter, as
25 a result of the county legislative authority adopting its resolution of
26 intention under subsection (2) of this section, shall take actions
27 under this chapter as follows: (a) The county legislative authority
28 shall adopt a county-wide planning policy under RCW 36.70A.210; (b) the
29 county and each city that is located within the county shall adopt
30 development regulations conserving agricultural lands, forest lands,
31 and mineral resource lands it designated under RCW 36.70A.060 within
32 one year of the date the county legislative authority adopts its
33 resolution of intention; (c) the county shall designate and take other
34 actions related to urban growth areas under RCW 36.70A.110; and (d) the
35 county and each city that is located within the county shall adopt
36 (~~the~~) a comprehensive plan and development regulations that are
37 consistent with and implement the comprehensive plan not later than
38 (~~three~~) four years from the date the county legislative (~~body takes~~
39 action as required by subsection (2) of this section) authority adopts

1 its resolution of intention, but a county or city may obtain an
2 additional six months before it is required to have adopted its
3 development regulations by submitting a letter notifying the department
4 of community development of its need prior to the deadline for adopting
5 both a comprehensive plan and development regulations.

6 ~~((4))~~ (5) If the office of financial management certifies that
7 the population of a county that previously had not been required to
8 plan under subsection (1) or (2) of this section has changed
9 sufficiently to meet either of the ~~((requirements of))~~ sets of criteria
10 specified under subsection (1) of this section, and where applicable,
11 the county legislative authority has not adopted a resolution removing
12 the county from these requirements as provided in subsection (1) of
13 this section, the county and each city within such county shall
14 ~~((adopt))~~ take actions under this chapter as follows: (a) The county
15 legislative authority shall adopt a county-wide planning policy under
16 RCW 36.70A.210; (b) the county and each city shall adopt development
17 regulations under RCW 36.70A.060 conserving agricultural lands, forest
18 lands, and mineral resource lands it designated within one year of the
19 certification by the office of financial management; ~~((b))~~ (c) the
20 county shall designate and take other actions related to urban growth
21 areas under RCW 36.70A.110; and (d) the county and each city shall
22 adopt a comprehensive land use plan ~~((under this chapter))~~ and
23 development regulations that are consistent with and implement the
24 comprehensive plan within ~~((three))~~ four years of the certification by
25 the office of financial management ~~((; and (c) development regulations~~
26 ~~pursuant to this chapter within one year of having adopted its~~
27 ~~comprehensive land use plan))~~, but a county or city may obtain an
28 additional six months before it is required to have adopted its
29 development regulations by submitting a letter notifying the department
30 of community development of its need prior to the deadline for adopting
31 both a comprehensive plan and development regulations.

32 (6) A copy of each document that is required under this section
33 shall be submitted to the department at the time of its adoption."

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4 On page 6, line 4 of the amendment, after "cities." insert "The
5 exercise of the right of the people to petition for referendum is
6 protected under RCW 4.24.500 through 4.24.520."

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10 On page 8, line 17 of the amendment, after "county" insert "or
11 city"

12 On page 8, line 24 of the amendment, after "lands" insert ", forest
13 lands, or mineral resource lands by the date such action was required
14 to have been taken"

15 On page 8, line 33 of the amendment, after "act." insert "A delay
16 caused by an initiative or referendum on subjects covered in chapter
17 ..., Laws of 1993 (this act) is not an unreasonable delay."

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