
ENGROSSED SUBSTITUTE SENATE BILL 5425

State of Washington

53rd Legislature

1993 Regular Session

By Senate Committee on Transportation (originally sponsored by Senator Fraser; by request of Department of Transportation)

Read first time 02/19/93.

1 AN ACT Relating to scenic and recreational highways; amending RCW
2 47.17.001, 47.39.020, 47.42.020, 47.42.025, 47.42.040, 47.42.100, and
3 47.42.140; adding a new section to chapter 47.39 RCW; and creating a
4 new section.

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

6 **Sec. 1.** RCW 47.17.001 and 1990 c 233 s 1 are each amended to read
7 as follows:

8 In considering whether to make additions, deletions, or other
9 changes to the state highway system, the legislature shall be guided by
10 the following criteria as contained in the Road Jurisdiction Committee
11 Phase I report to the legislature dated January 1987:

12 (1) A rural highway route should be designated as a state highway
13 if it meets any of the following criteria:

14 (a) Is designated as part of the national system of interstate and
15 defense highways (popularly called the interstate system); or

16 (b) Is designated as part of the system of numbered United States
17 routes; or

18 (c) Contains an international border crossing that is open twelve
19 or more hours each day.

1 (2) A rural highway route may be designated as a state highway if
2 it is part of an integrated system of roads and:

3 (a) Carries in excess of three hundred thousand tons annually and
4 provides primary access to a rural port or intermodal freight terminal;

5 (b) Provides a major cross-connection between existing state
6 highways; or

7 (c) Connects places exhibiting one or more of the following
8 characteristics:

9 (i) A population center of one thousand or greater;

10 (ii) An area or aggregation of areas having a population
11 equivalency of one thousand or more, such as, but not limited to,
12 recreation areas, military installations, and so forth;

13 (iii) A county seat;

14 (iv) A major commercial-industrial terminal in a rural area with a
15 population equivalency of one thousand or greater.

16 (d) Is designated as a scenic and recreational highway.

17 (3) An urban highway route that meets any of the following criteria
18 should be designated as part of the state highway system:

19 (a) Is designated as part of the interstate system;

20 (b) Is designated as part of the system of numbered United States
21 routes;

22 (c) Is an urban extension of a rural state highway into or through
23 an urban area and is necessary to form an integrated system of state
24 highways;

25 (d) Is a principal arterial that is a connecting link between two
26 state highways and serves regionally oriented through traffic in
27 urbanized areas with a population of fifty thousand or greater, or is
28 a spur that serves regionally oriented traffic in urbanized areas.

29 (4) The following guidelines are intended to be used as a basis for
30 interpreting and applying the criteria to specific routes:

31 (a) For any route wholly within one or more contiguous
32 jurisdictions which would be proposed for transfer to the state highway
33 system under these criteria, if local officials prefer, responsibility
34 will remain at the local level.

35 (b) State highway routes maintain continuity of the system by being
36 composed of routes that join other state routes at both ends or to
37 arterial routes in the states of Oregon and Idaho and the Province of
38 British Columbia.

1 (c) Public facilities may be considered to be served if they are
2 within approximately two miles of a state highway.

3 (d) Exceptions may be made to include:

4 (i) Rural spurs as state highways if they meet the criteria
5 relative to serving population centers of one thousand or greater
6 population or activity centers with population equivalencies or an
7 aggregated population of one thousand or greater;

8 (ii) Urban spurs as state highways that provide needed access to
9 Washington state ferry terminals, state parks, major seaports, and
10 trunk airports; and

11 (iii) Urban connecting links as state highways that function as
12 needed bypass routing of regionally oriented through traffic and
13 benefit truck routing, capacity alternative, business congestion, and
14 geometric deficiencies.

15 (e) In urban and urbanized areas:

16 (i) Unless they are significant regional traffic generators, public
17 facilities such as state hospitals, state correction centers, state
18 universities, ferry terminals, and military bases do not constitute a
19 criteria for establishment of a state highway; and

20 (ii) There may be no more than one parallel nonaccess controlled
21 facility in the same corridor as a freeway or limited access facility
22 as designated by the metropolitan planning organization.

23 (f) When there is a choice of two or more routes between population
24 centers, the state route designation shall normally be based on the
25 following considerations:

26 (i) The ability to handle higher traffic volumes;

27 (ii) The higher ability to accommodate further development or
28 expansion along the existing alignment;

29 (iii) The most direct route and the lowest travel time;

30 (iv) The route that serves traffic with the most interstate, state-
31 wide, and interregional significance;

32 (v) The route that provides the optimal spacing between other state
33 routes; and

34 (vi) The route that best serves the comprehensive plan for
35 community development in those areas where such a plan has been
36 developed and adopted.

37 (5) A route designated in chapter 47.39 RCW as a scenic and
38 recreational highway is not eligible for removal from the scenic and

1 recreational system without the prior consent of the local jurisdiction
2 in which the highway is located.

3 **Sec. 2.** RCW 47.39.020 and 1992 c 26 s 2 are each amended to read
4 as follows:

5 The following portions of highways are designated as part of the
6 scenic and recreational highway system:

7 (1) State route number 2, beginning at the crossing of Woods creek
8 at the east city limits of Monroe, thence in an easterly direction by
9 way of Stevens pass to a junction with state route number 97 in the
10 vicinity of Peshastin; also

11 Beginning at the junction with state route number 17, in the
12 vicinity of Coulee City, thence easterly to the junction with state
13 route number 155;

14 (2) State route number 3, beginning at a junction with state route
15 number ~~((106 in the vicinity of Belfair, thence in a northeasterly~~
16 ~~direction to a junction with Arsenal Way south of Bremerton; also~~

17 Beginning at a junction of Erlands Point Road north of Bremerton
18 thence northeasterly)) 101 in the vicinity of Shelton, thence
19 northeasterly and northerly to a junction with state route number 104
20 in the vicinity of Port Gamble;

21 (3) State route number ~~((8, beginning at a junction with state~~
22 ~~route number 12 in the vicinity of Elma, thence easterly to a junction~~
23 ~~with state route number 101 near Tumwater)) 4, beginning at the~~
24 junction with state route number 101, thence easterly through Cathlamet
25 to Coal Creek road, approximately .5 miles west of the Longview city
26 limits;

27 (4) State route number 6, beginning at the junction with state
28 route number 101 in Raymond, thence easterly to the junction with state
29 route number 5, in the vicinity of Chehalis;

30 (5) State route number 7, beginning at the junction with state
31 route number 12 in Morton, thence northerly to the junction with state
32 route number 507;

33 (6) State route number 8, beginning at a junction with state route
34 number 12 in the vicinity of Elma, thence easterly to a junction with
35 state route number 101 near Tumwater;

36 (7) State route number 9, beginning at the junction with state
37 route number 530 in Arlington, thence northerly to the end of the route
38 at the Canadian border;

1 (8) State route number 10, beginning at Teanaway junction, thence
2 easterly to a junction with state route number 97 west of Ellensburg;
3 ~~((+5))~~ (9) State route number 11, beginning at the junction with
4 state route number 5 in the vicinity of Burlington, thence in a
5 northerly direction to the junction with state route number 5;
6 (10) State route number 12, beginning at a junction with a county
7 road approximately 2.8 miles west of the crossing of the Wynooche river
8 which is approximately 1.2 miles west of Montesano, thence in an
9 easterly direction to a junction with state route number 8 in the
10 vicinity of Elma; also
11 ~~((Beginning at the Burlington Northern Railroad bridge~~
12 ~~approximately 3.4 miles west of Dixie, thence in a northerly and~~
13 ~~easterly direction by way of Dayton, Dodge, and Pomeroy))~~ Beginning at
14 a junction with state route number 5, thence easterly by way of Morton,
15 Randle, and Packwood to the junction with state route number 410,
16 approximately 3.5 miles west of Naches; also
17 Beginning at the junction with state route number 124 in the
18 vicinity of the Tri-Cities, thence easterly through Wallula and Touchet
19 to a junction with a county road approximately 2.4 miles west of a
20 junction with state route number 129 at Clarkston;
21 ~~((+6))~~ (11) State route number 14, beginning at the crossing of
22 Gibbons creek approximately 0.9 miles east of Washougal, ~~((thence in an~~
23 ~~easterly direction by way of Stevenson to a westerly junction with~~
24 ~~state route number 97 in the vicinity of Maryhill; also~~
25 ~~Beginning at the easterly junction with state route number 97 in~~
26 ~~the vicinity of Maryhill,))~~ thence easterly along the north bank of the
27 Columbia river to a point in the vicinity of Plymouth;
28 ~~((+7))~~ (12) State route number 17, beginning at a junction with
29 state route number 395 in the vicinity of ~~((Eltopia))~~ Mesa, thence ~~((in~~
30 ~~a northwesterly direction to the south end of the overcrossing of state~~
31 ~~route number 90, in the vicinity of Moses Lake; also~~
32 ~~Beginning at a junction with Grape Drive in the vicinity of Moses~~
33 ~~Lake, thence northwesterly and northerly by way of Soap Lake to a~~
34 ~~junction with state route number 2 west of Coulee City))~~ northerly to
35 the junction with state route number 97 in the vicinity of Brewster;
36 ~~((+8))~~ (13) State route number 19, the Chimacum-Beaver Valley
37 road, beginning at the junction with state route number 104, thence
38 northerly to the junction with state route number 20;

1 (14) State route number 20, beginning at the junction with state
2 route number 101 to the ferry zone in Port Townsend; also
3 Beginning at the Keystone ferry slip on Whidbey Island, thence
4 ((easterly—and)) northerly and easterly to a junction with
5 ((Rhododendron road in the vicinity east of Coupeville; also
6 Beginning at a junction with Sherman road in the vicinity west of
7 Coupeville, generally northerly to a junction with Miller road in the
8 vicinity southwest of Oak Harbor; also
9 Beginning at a junction with Torpedo road in the vicinity northeast
10 of Oak Harbor, thence northerly by way of Deception Pass to a junction
11 with state route number 20 north in the vicinity southeast of
12 Anacortes; also
13 Beginning at the crossing of Hanson creek approximately 6.0 miles
14 west of Lyman, thence easterly by way of Concrete, Marblemount, Diablo
15 Dam, and Twisp to a junction with)) state route number 153 southeast of
16 Twisp; also
17 Beginning at a junction with state route number ((21 approximately
18 three miles east of Republic, thence in an easterly direction to a
19 junction with state route number 395 at the west end of the crossing
20 over the Columbia river at Kettle Falls; also
21 Beginning at a junction with a county road 2.76 miles east of the
22 junction with state route number 395 in Colville, thence in a
23 northeasterly direction to a junction with state route number 31 at
24 Tiger; thence in a southerly direction)) 97 near Tonasket, thence
25 easterly and southerly to a junction with state route number 2 at
26 Newport;
27 ((9) State route number 21, beginning at the Keller ferry slip on
28 the north side of Roosevelt lake, thence in a northerly direction to
29 the crossing of Granite creek approximately fifty four miles north of
30 the Keller ferry;
31 (10)) (15) State route number 25, beginning at the Spokane river
32 bridge, thence northerly through Cedonia, Gifford, Kettle Falls, and
33 Northport, to the Canadian border;
34 (16) State route number 31, beginning at the junction with state
35 route number 20 in Tiger, thence northerly to the Canadian border;
36 (17) State route number 82, beginning at the junction with state
37 route number 395 south of the Tri-Cities area, thence southerly to the
38 end of the route at the Oregon border;

1 ~~((18))~~ State route number 90, beginning at the ~~((CMSTPP railroad~~
2 ~~overcrossing approximately 2.3 miles southeast of North Bend, thence in~~
3 ~~an easterly direction by way of Snoqualmie pass to the crossing of the~~
4 ~~Cle Elum river approximately 2.6 miles west of Cle Elum)) junction with~~
5 ~~East Sunset Way in the vicinity east of Issaquah, thence easterly to~~
6 ~~Thorp road 9.0 miles west of Ellensburg;~~

7 ~~((11))~~ ~~((19))~~ State route number 97, beginning at the ~~((crossing of~~
8 ~~the Columbia river at Biggs Rapids, thence in a northerly direction to~~
9 ~~the westerly junction with state route number 14 in the vicinity of~~
10 ~~Maryhill)) Oregon border, in a northerly direction through Toppenish~~
11 ~~and Wapato to the junction with state route number 82 at Union Gap;~~
12 ~~also~~

13 ~~Beginning at the junction with state route number 10, 2.5 miles~~
14 ~~north of Ellensburg, in a northerly direction to the junction with~~
15 ~~state route number 2, 4.0 miles east of Leavenworth;~~

16 ~~((20))~~ State route number 97 alternate, beginning at the junction
17 ~~with state route number 2 in the vicinity of Monitor, thence northerly~~
18 ~~to the junction with state route number 97, approximately 5.0 miles~~
19 ~~north of Chelan;~~

20 ~~((12))~~ ~~((21))~~ State route number 101, beginning at ~~the Astoria-~~
21 ~~Megler bridge, thence north to Fowler street in Raymond; also~~

22 ~~Beginning at a junction with state route number 109 in the vicinity~~
23 ~~of Queets, thence in a northerly, northeasterly, and easterly direction~~
24 ~~by way of Forks to the ((west boundary of the Olympic national park in~~
25 ~~the vicinity of Lake Crescent; also~~

26 ~~Beginning at Sequim Bay state park, thence in a southeasterly and~~
27 ~~southerly direction to a)) junction with ((the Airport road north of~~
28 ~~Shelton; also~~

29 ~~Beginning at a junction with state route number 3 south of Shelton,~~
30 ~~thence in a southerly and southeasterly direction to the west end of~~
31 ~~the Black Lake road overcrossing in the vicinity northeast of~~
32 ~~Fumwater)) state route number 5 in the vicinity of Olympia;~~

33 ~~((13))~~ ~~((22))~~ State route number 104, beginning at a junction with
34 ~~state route number 101 in the vicinity south of Discovery bay, thence~~
35 ~~in a southeasterly direction to the ((vicinity of Shine on Hood Canal;~~
36 ~~also~~

37 ~~Beginning at a junction with state route number 3 east of the Hood~~
38 ~~Canal crossing, thence northeasterly to Port Gamble)) Kingston ferry~~
39 ~~crossing;~~

1 (~~(14)~~) (23) State route number 105, beginning at a junction with
2 state route number 101 at Raymond, thence westerly and northerly by way
3 of Tokeland and North Cove to the shore of Grays Harbor north of
4 Westport; also

5 Beginning at a junction with state route number 105 in the vicinity
6 south of Westport, thence northeasterly to a junction with state route
7 number 101 at Aberdeen;

8 (~~(15)~~) ~~State route number 106, beginning at a junction with state~~
9 ~~route number 101 in the vicinity of Union, thence northeasterly to a~~
10 ~~junction with state route number 3 in the vicinity of Belfair;~~

11 (~~16~~) (24) State route number 109, beginning at a junction with
12 ((a county road approximately 3.0 miles northwest of the junction with
13 state route number 101 in Hoquiam, thence in a northwesterly direction
14 by way of Ocean City, Copalis, Pacific Beach, and Moclips)) state route
15 number 101 in Hoquiam to a junction with state route number 101 in the
16 vicinity of Queets;

17 (~~(17)~~) (25) State route number 112, beginning at the easterly
18 boundary of the Makah Indian reservation, thence in an easterly
19 direction to the vicinity of Laird's corner on state route number 101;

20 (~~(18)~~) (26) State route number 116, beginning at the junction
21 with the Chimacum-Beaver Valley road, thence in an easterly direction
22 to Fort Flagler State Park;

23 (27) State route number 119, beginning at the junction with state
24 route number 101 at Hoodspert, thence northwesterly to the Mount Rose
25 development intersection;

26 (28) State route number 122, Harmony road, between the junction
27 with state route number 12 near Mayfield dam and the junction with
28 state route number 12 in Mossyrock;

29 (29) State route number 123, beginning at the junction with state
30 route number 12 in the vicinity of Morton, thence northerly to the
31 junction with state route number 410;

32 (30) State route number 129, beginning at the Oregon border, thence
33 northerly to the junction with state route number 12 in Clarkston;

34 (31) State route number 141, beginning at the junction with state
35 route number 14 in Bingen, thence northerly to the end of the route at
36 the Skamania county line;

37 (32) State route number 142, beginning at the junction with state
38 route number 14 in Lyle, thence northeasterly to the junction with
39 state route number 97, .5 miles from Goldendale;

1 (33) State route number 153, beginning at a junction with state
2 route number 97 in the vicinity of Pateros, thence in a northerly
3 direction to a junction with state route number 20 in the vicinity
4 south of Twisp;

5 (~~(19)~~) (34) State route number 155, beginning at a junction with
6 state route number 2 in the vicinity north of Coulee City, thence ((in
7 a northeasterly direction to the boundary of the federal reservation at
8 the Grand Coulee dam; also

9 Beginning at a junction with a county road 2.07 miles north of the
10 junction with 12th street in Elmer City, thence in a northwesterly
11 direction to the west end of the crossing of Omak creek east of Omak;

12 (20) State route number 206, Mt. Spokane Park Drive, beginning at
13 a junction with state route number 2 near the north line of section 3,
14 township 26 N, range 43 E, thence northeasterly to a point in section
15 28, township 28 N, range 45 E at the entrance to Mt. Spokane state
16 park;

17 (21)) northerly and westerly to the junction with state route
18 number 215;

19 (35) State route number 194, beginning at the Port of Almota to the
20 junction with state route number 195 in the vicinity of Pullman;

21 (36) State route number 202, beginning at the junction with state
22 route number 522, thence in an easterly direction to the junction with
23 state route number 90 in the vicinity of North Bend;

24 (37) State route number 211, beginning at the junction with state
25 route number 2, thence northerly to the junction with state route
26 number 20 in the vicinity of Uski;

27 (38) State route number 231, beginning at the junction with state
28 route number 23, in the vicinity of Sprague, thence in a northerly
29 direction to the junction with state route number 2, approximately 2.5
30 miles west of Reardan;

31 (39) State route number 261, beginning at the junction with state
32 route number 12 in the vicinity of Delaney, thence northwesterly to the
33 junction with state route number 260;

34 (40) State route number 262, beginning at the junction with state
35 route number 26, thence northeasterly to the junction with state route
36 number 17 between Moses Lake and Othello;

37 (41) State route number 272, beginning at the junction with state
38 route number 195 in Colfax, thence easterly to the Idaho state line,
39 approximately 1.5 miles east of Palouse;

1 (42) State route number 305, beginning at the Winslow ferry dock to
2 the junction with state route number 3 approximately 1.0 mile north of
3 Poulsbo;

4 (43) State route number 395, beginning at ((a point approximately
5 2.6 miles north of Pasco thence in a northerly direction to a junction
6 with state route number 17 in the vicinity of Eltopia; also

7 Beginning at)) the north end of the crossing of Mill creek in the
8 vicinity of Colville, thence in a northwesterly direction to a junction
9 with state route number 20 at the west end of the crossing over the
10 Columbia river at Kettle Falls;

11 ~~((22))~~ (44) State route number 401, beginning at a junction with
12 state route number 101 at Point Ellice, thence easterly and northerly
13 to a junction with state route number 4 in the vicinity north of
14 Naselle;

15 ~~((23))~~ (45) State route number 410, beginning 4.0 miles east of
16 Enumclaw, thence in an easterly direction to the junction with state
17 route number 12, approximately 3.5 miles west of Naches;

18 (46) State route number 501, beginning at the junction with state
19 route number 5 in the vicinity of Vancouver, thence northwesterly on
20 the New Lower River road around Vancouver Lake;

21 (47) State route number 503, beginning at the junction with state
22 route number 500, thence northerly by way of Battle Ground and Yale to
23 the junction with state route number 5 in the vicinity of Woodland;

24 (48) State route number 504, beginning at a junction with state
25 route number 5 ((in the vicinity north of)) at Castle Rock, ((thence in
26 an easterly direction by way of St. Helens and Spirit lake to Mt. St.
27 Helens;

28 ~~(24))~~ to the end of the route on Johnston Ridge, approximately
29 milepost 52;

30 (49) State route number 505, beginning at the junction with state
31 route number 504, thence northwesterly by way of Toledo to the junction
32 with state route number 5;

33 (50) State route number 508, beginning at the junction with state
34 route number 5, thence in an easterly direction to the junction with
35 state route number 7 in Morton;

36 (51) State route number 525, beginning at ((a junction with
37 Maxwellton road in the southern portion of Whidbey Island, thence
38 northwesterly)) the ferry toll booth on Whidbey Island to a junction
39 with state route number 20 east of the Keystone ferry slip;

1 (~~(25)~~) (52) State route number 542, beginning at the (Nugent
2 crossing over the Nooksack river approximately 7.7 miles northeast of
3 Bellingham) junction with state route number 5, thence easterly to the
4 vicinity of Austin pass in Whatcom county;

5 (~~(26)~~) (53) State route number 547, beginning at the junction
6 with state route number 542 in Kendall, thence northwesterly to the
7 junction with state route number 9 in the vicinity of the Canadian
8 border;

9 (54) State route number 706, beginning at the junction with state
10 route number 7 in Elbe, in an easterly direction to the end of the
11 route at Mt. Rainier National Park;

12 (55) State route number 821, beginning at a junction with state
13 route number 82 at the Yakima firing center interchange, thence in a
14 northerly direction to a junction with state route number 82 at the
15 Thrall road interchange;

16 (56) State route number 971, Navarre Coulee road, between the
17 junction with state route number 97 and the junction with South
18 Lakeshore road.

19 NEW SECTION. Sec. 3. Recognizing that the Intermodal Surface
20 Transportation Efficiency Act of 1991 establishes a national "Scenic
21 Byways" grant program and a new apportionment program called
22 "Transportation Enhancement Activities," the department of
23 transportation shall place high priority on obtaining funds from those
24 sources for further development of a scenic and recreational highways
25 program, including highway heritage projects on the designated scenic
26 and recreational highway system. The department shall consider the use
27 of the designated system by bicyclists and pedestrians in connection
28 with nonmotorized routes in the state trail plan, and the state bicycle
29 plan which are also eligible for ISTEA funding. Appropriate signage
30 may be used at intersections of nonmotorized and motorized systems to
31 demonstrate the access, location, and the interconnectivity of various
32 modes of travel for transportation and recreation.

33 NEW SECTION. Sec. 4. A new section is added to chapter 47.39 RCW
34 to read as follows:

35 In developing the scenic and recreational highways program, the
36 department shall consult with the department of trade and economic
37 development, the department of community development, the department of

1 natural resources, the parks and recreation commission, affected
2 cities, towns, and counties, regional transportation planning
3 organizations, and other interested parties. The scenic and
4 recreational highways program may identify entire highway loops or
5 similar tourist routes that could be developed to promote tourist
6 activity and provide concurrent economic growth while protecting the
7 scenic and recreational quality surrounding state highways.

8 **Sec. 5.** RCW 47.42.020 and 1991 c 94 s 1 are each amended to read
9 as follows:

10 The definitions set forth in this section apply throughout this
11 chapter.

12 (1) "Department" means the Washington state department of
13 transportation.

14 (2) "Erect" means to construct, build, raise, assemble, place,
15 affix, attach, create, paint, draw, or in any other way bring into
16 being or establish.

17 (3) "Interstate system" means any state highway which is or does
18 become part of the national system of interstate and defense highways
19 as described in section 103(d) of title 23, United States Code.

20 (4) "Maintain" means to allow to exist.

21 (5) "Person" means this state or any public or private corporation,
22 firm, partnership, association, as well as any individual or
23 individuals.

24 (6) "Primary system" means any state highway which is or does
25 become part of the federal-aid primary system as described in section
26 103(b) of title 23, United States Code.

27 (7) "Scenic system" means (a) any state highway within any public
28 park, federal forest area, public beach, public recreation area, or
29 national monument, (b) any state highway or portion thereof outside the
30 boundaries of any incorporated city or town designated by the
31 legislature as a part of the scenic system, or (c) any state highway or
32 portion thereof outside the boundaries of any incorporated city or town
33 designated by the legislature as a part of the scenic and recreational
34 highway system except for the sections of highways specifically
35 excluded in RCW 47.42.025 or located within areas zoned, by the
36 governing county, primarily for commercial and industrial uses, and
37 having development visible to the highway, as determined by the
38 department and set forth in the Washington administrative code..

1 (8) "Sign" means any outdoor sign, display, device, figure,
2 painting, drawing, message, placard, poster, billboard, or other thing
3 that is designed, intended, or used to advertise or inform, any part of
4 the advertising or informative contents of which is visible from any
5 place on the main-traveled way of the interstate system or other state
6 highway.

7 (9) "Commercial and industrial areas" means any area zoned
8 commercial or industrial by a county or municipal code, or if unzoned
9 or zoned for general uses by a county or municipal code, that area
10 occupied by three or more separate and distinct commercial or
11 industrial activities, or any combination thereof, within a space of
12 five hundred feet and the area within five hundred feet of such
13 activities on both sides of the highway. The area shall be measured
14 from the outer edges of the regularly used buildings, parking lots, or
15 storage or processing areas of the commercial or industrial activity
16 and not from the property lines of the parcels upon which the
17 activities are located. Measurements shall be along or parallel to the
18 edge of the main traveled way of the highway. The following shall not
19 be considered commercial or industrial activities:

20 (a) Agricultural, forestry, grazing, farming, and related
21 activities, including, but not limited to, wayside fresh produce
22 stands;

23 (b) Transient or temporary activities;

24 (c) Railroad tracks and minor sidings;

25 (d) Signs;

26 (e) Activities more than six hundred and sixty feet from the
27 nearest edge of the right of way;

28 (f) Activities conducted in a building principally used as a
29 residence.

30 If any commercial or industrial activity that has been used in defining
31 or delineating an unzoned area ceases to operate for a period of six
32 continuous months, any signs located within the former unzoned area
33 become nonconforming and shall not be maintained by any person.

34 (10) "Roadside area information panel or display" means a panel or
35 display located so as not to be readable from the main traveled way,
36 erected in a safety rest area, scenic overlook, or similar roadside
37 area, for providing motorists with information in the specific interest
38 of the traveling public.

1 (11) "Temporary agricultural directional sign" means a sign on
2 private property adjacent to state highway right of way to provide
3 directional information to places of business offering for sale
4 seasonal agricultural products on the property where the sale is taking
5 place.

6 **Sec. 6.** RCW 47.42.040 and 1991 c 94 s 2 are each amended to read
7 as follows:

8 It is declared to be the policy of the state that no signs which
9 are visible from the main traveled way of the interstate system,
10 primary system, or scenic system shall be erected or maintained except
11 the following types:

12 (1) Directional or other official signs or notices that are
13 required or authorized by law;

14 (2) Signs advertising the sale or lease of the property upon which
15 they are located;

16 (3) Signs advertising activities conducted on the property on which
17 they are located;

18 (4) Signs, not inconsistent with the policy of this chapter and the
19 national policy set forth in section 131 of title 23, United States
20 Code as codified and enacted by Public Law 85-767 and amended only by
21 section 106, Public Law 86-342, and the national standards promulgated
22 thereunder by the secretary of commerce or the secretary of
23 transportation, advertising activities being conducted at a location
24 within twelve miles of the point at which such signs are located:
25 PROVIDED, That no sign lawfully erected pursuant to this subsection
26 adjacent to the interstate system and outside commercial and industrial
27 areas shall be maintained by any person after three years from May 10,
28 1971;

29 (5) Signs, not inconsistent with the policy of this chapter and the
30 national policy set forth in section 131 of title 23, United States
31 Code as codified and enacted by Public Law 85-767 and amended only by
32 section 106, Public Law 86-342, and the regulations promulgated
33 thereunder by the secretary of commerce or the secretary of
34 transportation, designed to give information in the specific interest
35 of the traveling public: PROVIDED, That no sign lawfully erected
36 pursuant to this subsection adjacent to the interstate system and
37 outside commercial and industrial areas shall be maintained by any
38 person after three years from May 10, 1971;

1 (6) Signs lawfully in existence on October 22, 1965, determined by
2 the commission, subject to the approval of the United States secretary
3 of transportation, to be landmark signs, including signs on farm
4 structures or natural surfaces, of historic or artistic significance
5 the preservation of which would be consistent with the purposes of
6 chapter 47.42 RCW;

7 (7) Public service signs, located on school bus stop shelters,
8 which:

9 (a) Identify the donor, sponsor, or contributor of said shelters;

10 (b) Contain safety slogans or messages which occupy not less than
11 sixty percent of the area of the sign;

12 (c) Contain no other message;

13 (d) Are located on school bus shelters which are authorized or
14 approved by city, county, or state law, regulation, or ordinance, and
15 at places approved by the city, county, or state agency controlling the
16 highway involved; and

17 (e) Do not exceed thirty-two square feet in area. Not more than
18 one sign on each shelter may face in any one direction.

19 Subsection (7) of this section notwithstanding, the department of
20 transportation shall adopt regulations relating to the appearance of
21 school bus shelters, the placement, size, and public service content of
22 public service signs located thereon, and the prominence of the
23 identification of the donors, sponsors, or contributors of the
24 shelters.

25 (8) Temporary agricultural directional signs, with the following
26 restrictions:

27 (a) Signs shall be posted only during the period of time the
28 seasonal agricultural product is being sold;

29 (b) Signs shall not be placed adjacent to the interstate highway
30 system unless the sign qualifies as an on-premise sign;

31 (c) Signs shall not be placed within an incorporated city or town;

32 (d) Premises on which the seasonal agricultural products are sold
33 must be within fifteen miles of the state highway, and necessary
34 supplemental signing on local roads must be provided before the
35 installation of the signs on the state highway;

36 (e) Signs must be located so as not to restrict sight distances on
37 approaches to intersections;

1 (f) The department shall establish a permit system and fee schedule
2 and rules for the manufacturing, installation, and maintenance of these
3 signs in accordance with the policy of this chapter;

4 (g) Signs in violation of these provisions shall be removed in
5 accordance with the procedures in RCW 47.42.080;

6 (9) Temporary political signs are signs that do not exceed eight
7 square feet in area, are on private property, and solicit votes for
8 candidates or ballot propositions at a scheduled election. Temporary
9 political signs visible to the primary system and scenic system may be
10 erected or maintained without a permit issued by the department.
11 Temporary political signs shall not be erected or maintained outside
12 city limits or zoned commercial and industrial areas having development
13 visible to the highway as determined by the department prior to
14 September 1st during a campaign for a general election, and must be
15 removed within seven days after the election. When the candidate or
16 proposition will be voted upon in a primary or special election,
17 temporary political signs may not be erected or maintained more than 30
18 days prior to the election, and must be removed within seven days after
19 the election. If temporary political signs are not removed within
20 seven days after any election, the department is authorized to remove
21 them. This subsection provides the exclusive means for posting
22 temporary political signs which are visible from the main traveled way
23 of the primary system and scenic system. The department may adopt
24 rules to implement this subsection.

25 Only signs of types 1, 2, 3, 7, ~~((and))~~ 8, and 9 may be erected or
26 maintained within view of the scenic system. Signs of types 7 and 8
27 may also be erected or maintained within view of the federal aid
28 primary system.

29 **Sec. 7.** RCW 47.42.100 and 1974 ex.s. c 154 s 3 are each amended to
30 read as follows:

31 (1) No sign lawfully erected in a protected area as defined by
32 section 2, chapter 96, Laws of 1961 (before the amendment thereof),
33 prior to March 11, 1961, within a commercial or industrial zone within
34 the boundaries of any city or town, as such boundaries existed on
35 September 21, 1959, wherein the use of real property adjacent to the
36 interstate system is subject to municipal regulation or control but
37 which does not comply with the provisions of this chapter or any

1 regulations promulgated hereunder, shall be maintained by any person
2 after March 11, 1965.

3 (2) No sign lawfully erected in a protected area as defined by
4 section 2, chapter 96, Laws of 1961 (before the amendment thereof),
5 prior to March 11, 1961, other than within a commercial or industrial
6 zone within the boundaries of a city or town as such boundaries existed
7 on September 21, 1959, wherein the use of real property adjacent to the
8 interstate system is subject to municipal regulation or control but
9 which does not comply with the provisions of this chapter or any
10 regulations promulgated hereunder, shall be maintained by any person
11 after three years from March 11, 1961.

12 (3) No sign lawfully erected in a scenic area as defined by section
13 2, chapter 96, Laws of 1961 (before the amendment thereof), prior to
14 the effective date of the designation of such area as a scenic area
15 shall be maintained by any person after three years from the effective
16 date of the designation of any such area as a scenic area.

17 (4) No sign visible from the main traveled way of the interstate
18 system, the primary system (other than type 3 signs along any portion
19 of the primary system within an incorporated city or town or within a
20 commercial or industrial area), or the scenic system which was there
21 lawfully maintained immediately prior to May 10, 1971, but which does
22 not comply with the provisions of chapter 47.42 RCW as now or hereafter
23 amended, shall be maintained by any person (a) after three years from
24 May 10, 1971, or (b) with respect to any highway hereafter designated
25 by the legislature as a part of the scenic system, after three years
26 from the effective date of the designation. Signs located in
27 commercial or industrial areas that do not have development visible to
28 the highway as determined by the department and were lawfully installed
29 after May 10, 1971, visible to any highway now or hereafter designated
30 by the legislature as part of the scenic system shall be allowed to be
31 maintained.

32 **Sec. 8.** RCW 47.42.140 and 1992 c 26 s 3 are each amended to read
33 as follows:

34 The following portions of state highways are designated as a part
35 of the scenic system:

36 (1) State route number 2 beginning at the crossing of Woods creek
37 at the east city limits of Monroe, thence in an easterly direction by

1 way of Stevens pass to a junction with state route number 97 in the
2 vicinity of Peshastin.

3 (2) State route number 7 beginning at a junction with state route
4 number 706 at Elbe, thence in a northerly direction to a junction with
5 state route number 507 south of Spanaway.

6 (3) State route number 11 beginning at the Blanchard overcrossing,
7 thence in a northerly direction to the limits of Larabee state park
8 (north line of section 36, township 37 north, range 2 east).

9 (4) State route number 12 beginning at Kosmos southeast of Morton,
10 thence in an easterly direction across White pass to the Oak Flat
11 junction with state route number 410 northwest of Yakima.

12 (5) State route number 90 beginning at the westerly junction with
13 West Lake Sammamish parkway in the vicinity of Issaquah, thence in an
14 easterly direction by way of North Bend and Snoqualmie pass to a
15 junction with state route number 970 at Cle Elum.

16 (6) State route number 97 beginning at a junction with state route
17 number 970 at Virden, thence via Blewett pass to a junction with state
18 route number 2 in the vicinity of Peshastin.

19 (7) State route number 106 beginning at the junction with state
20 route number 101 in the vicinity of Union, thence northeasterly to the
21 junction with state route number 3 in the vicinity of Belfair.

22 (8) State route number 123 beginning at a junction with state route
23 number 12 at Ohanapecosh junction in the vicinity west of White pass,
24 thence in a northerly direction to a junction with state route number
25 410 at Cayuse junction in the vicinity west of Chinook pass.

26 ((+8)) (9) State route number 165 beginning at the northwest
27 entrance to Mount Rainier national park, thence in a northerly
28 direction to a junction with state route number 162 east of the town of
29 South Prairie.

30 ((+9)) (10) State route number 206, Mt. Spokane Park Drive,
31 beginning at the junction with state route number 2 near the north line
32 section 3, township 26 N, range 43 E, thence northeasterly to a point
33 in section 28, township 28 N, range 45 E at the entrance to Mt. Spokane
34 state park.

35 (11) State route number 305, beginning at the ferry slip at Winslow
36 on Bainbridge Island, thence northwesterly by way of Agate Pass bridge
37 to a junction with state route number 3 approximately four miles
38 northwest of Poulsbo.

1 (~~(10)~~) (12) State route number 410 beginning at the crossing of
2 Scatter creek approximately six miles east of Enumclaw, thence in an
3 easterly direction by way of Chinook pass to a junction of state route
4 number 12 and state route number 410.

5 (~~(11)~~) (13) State route number 706 beginning at a junction with
6 state route number 7 at Elbe thence in an easterly direction to the
7 southwest entrance to Mount Rainier national park.

8 (~~(12)~~) (14) State route number 970 beginning at a junction with
9 state route number 90 in the vicinity of Cle Elum thence via Teanaway
10 to a junction with state route number 97 in the vicinity of Virden.

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