

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1915**

Chapter 150, Laws of 1993

53rd Legislature  
1993 Regular Session

AIRCRAFT NOISE ABATEMENT--ASSISTANCE TO INDIVIDUAL PROPERTIES

EFFECTIVE DATE: 7/25/93

Passed by the House March 8, 1993  
Yeas 97 Nays 0

BRIAN EBERSOLE  
**Speaker of the  
House of Representatives**

Passed by the Senate April 15, 1993  
Yeas 38 Nays 6

JOEL PRITCHARD  
**President of the Senate**

Approved April 30, 1993

MIKE LOWRY  
**Governor of the State of Washington**

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1915** as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON  
**Chief Clerk**

FILED

April 30, 1993 - 2:03 p.m.

**Secretary of State  
State of Washington**

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Passed Legislature - 1993 Regular Session

**State of Washington                      53rd Legislature                      1993 Regular Session**

**By** House Committee on Local Government (originally sponsored by  
Representatives Patterson, H. Myers, Brough and Valle)

Read first time 03/01/93.

1            AN ACT Relating to aircraft noise abatement; and amending RCW  
2 53.54.030.

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

4            **Sec. 1.** RCW 53.54.030 and 1985 c 115 s 1 are each amended to read  
5 as follows:

6            For the purposes of this chapter, in developing a remedial program,  
7 the port commission may utilize one or more of the following programs:

8            (1) Acquisition of property or property rights within the impacted  
9 area, which shall be deemed necessary to accomplish a port purpose.  
10 The port district may purchase such property or property rights by time  
11 payment notwithstanding the time limitations provided for in RCW  
12 53.08.010. The port district may mortgage or otherwise pledge any such  
13 properties acquired to secure such transactions. The port district may  
14 assume any outstanding mortgages.

15            (2) Transaction assistance programs, including assistance with real  
16 estate fees and mortgage assistance, and other neighborhood remedial  
17 programs as compensation for impacts due to aircraft noise and noise  
18 associated conditions. Any such programs shall be in connection with

1 properties located within an impacted area and shall be provided upon  
2 terms and conditions as the port district shall determine appropriate.

3 (3) Programs of soundproofing structures located within an impacted  
4 area. Such programs may be executed without regard to the ownership,  
5 provided the owner waives ((all)) damages and conveys ((a full and  
6 unrestricted)) an easement for the operation of ((all)) aircraft, and  
7 for ((all)) noise and noise associated conditions therewith, to the  
8 port district.

9 (4) Mortgage insurance of private owners of lands or improvements  
10 within such noise impacted area where such private owners are unable to  
11 obtain mortgage insurance solely because of noise impact. In this  
12 regard, the port district may establish reasonable regulations and may  
13 impose reasonable conditions and charges upon the granting of such  
14 mortgage insurance: PROVIDED, That such fees and charges shall at no  
15 time exceed fees established for federal mortgage insurance programs  
16 for like service.

17 (5) An individual property may be provided benefits by the port  
18 district under each of the programs described in subsections (1)  
19 through (4) of this section. However, an individual property may not  
20 be provided benefits under any one of these programs more than once,  
21 unless the property is subjected to increased aircraft noise or  
22 differing aircraft noise impacts that would have afforded different  
23 levels of mitigation, even if the property owner had waived all damages  
24 and conveyed a full and unrestricted easement.

25 (6) Management of all lands, easements, or development rights  
26 acquired, including but not limited to the following:

27 (a) Rental of any or all lands or structures acquired;

28 (b) Redevelopment of any such lands for any economic use consistent  
29 with airport operations, local zoning and the state environmental  
30 policy;

31 (c) Sale of such properties for cash or for time payment and  
32 subjection of such property to mortgage or other security transaction:  
33 PROVIDED, That any such sale shall reserve to the port district by  
34 covenant an unconditional right of easement for the operation of all  
35 aircraft and for all noise or noise conditions associated therewith.

36 (7) A property shall be considered within the impacted area if any  
37 part thereof is within the impacted area.

Passed the House March 8, 1993.  
Passed the Senate April 15, 1993.  
Approved by the Governor April 30, 1993.  
Filed in Office of Secretary of State April 30, 1993.