

CERTIFICATION OF ENROLLMENT  
**SUBSTITUTE SENATE BILL 5219**

Chapter 250, Laws of 1999

56th Legislature  
1999 Regular Session

PORT DISTRICTS LESS THAN COUNTY-WIDE--ANNEXATION

EFFECTIVE DATE: 7/25/99

Passed by the Senate April 20, 1999  
YEAS 44 NAYS 0

BRAD OWEN  
**President of the Senate**

Passed by the House April 6, 1999  
YEAS 92 NAYS 0

CLYDE BALLARD  
**Speaker of the  
House of Representatives**

FRANK CHOPP  
**Speaker of the  
House of Representatives**

Approved May 10, 1999

GARY LOCKE  
**Governor of the State of Washington**

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5219** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK  
**Secretary**

FILED

May 10, 1999 - 4:40 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5219**

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AS AMENDED BY THE HOUSE

Passed Legislature - 1999 Regular Session

**State of Washington                      56th Legislature                      1999 Regular Session**

**By** Senate Committee on State & Local Government (originally sponsored by Senators Swecker, Zarelli, T. Sheldon and Snyder)

Read first time 02/11/99.

1            AN ACT Relating to annexations by less than county-wide port  
2 districts in areas having no registered voters; and creating new  
3 sections.

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

5            NEW SECTION.    **Sec. 1.**    The legislature intends annexation  
6 procedures set forth in sections 2 through 5 of this act to be  
7 alternative methods available to port districts that are less than  
8 county-wide.    The legislature does not intend the alternative  
9 procedures to supersede any other method authorized by chapter 53.04  
10 RCW or other law for annexation of territory to a port district.

11           NEW SECTION.    **Sec. 2.**    A port district that is less than county-  
12 wide, and that is located in a county with a population of less than  
13 ninety thousand and located in the Interstate 5 corridor, may petition  
14 for annexation of an area that is contiguous to its boundaries, is not  
15 located within the boundaries of any other port district, and contains  
16 no registered voters.    The petition must be in writing, addressed to  
17 and filed with the port commission, and signed by the owners of not  
18 less than seventy-five percent of the property value in the area to be

1 annexed, according to the assessed value for general taxation. The  
2 petition must contain a legal description of the property according to  
3 government legal subdivisions or legal plats, or a sufficient metes and  
4 bounds description, and must be accompanied by a plat outlining the  
5 boundaries of the property to be annexed.

6 NEW SECTION. **Sec. 3.** If a petition meeting the requirements set  
7 forth in section 2 of this act is filed with the commission, the  
8 commission shall determine a date, time, and location for a hearing on  
9 the petition and shall provide public notice of that hearing and its  
10 nature by publishing the notice in one issue of a newspaper of general  
11 circulation in the district and by posting the notice in three public  
12 places within the territory proposed for annexation. The commission  
13 may require proof of a petition's authenticity before complying with  
14 notice requirements imposed by this section and may require the signers  
15 of a petition to bear the costs of publishing and posting notice.

16 NEW SECTION. **Sec. 4.** At the hearing, the commission may determine  
17 to annex all or any portion of the proposed area described in the  
18 petition. Following the hearing, the commission shall by resolution  
19 approve or disapprove annexation. Upon passage of the resolution, the  
20 commission shall file, with the board of county commissioners of the  
21 county in which the annexed property is located, a certified copy of  
22 the resolution. On the date fixed in the resolution, the area annexed  
23 becomes part of the district.

24 NEW SECTION. **Sec. 5.** (1) By a majority vote of the commission,  
25 and with the written consent of all the owners of the property to be  
26 annexed, a port commission of a district that is less than county-wide,  
27 and that is located in a county with a population of less than ninety  
28 thousand and located in the Interstate 5 corridor, may annex, for  
29 industrial development or other port district purposes, property  
30 contiguous to the district's boundaries and not located within the  
31 boundaries of any other port district.

32 (2) The written consent required by subsection (1) of this section  
33 must contain a full and correct legal description of the property to be  
34 annexed, must include the signature of all owners of the property to be  
35 annexed, and must be addressed to and filed with the commission.

1 (3) If the commission approves annexation under this section, it  
2 shall do so by resolution and shall file a certified copy of the  
3 resolution with the board of county commissioners of the county in  
4 which the annexed property is located. Upon the date fixed in the  
5 resolution, the area annexed becomes part of the district.

6 NEW SECTION. **Sec. 6.** No property within the territory annexed  
7 under sections 2 through 5 of this act may be taxed or assessed for the  
8 payment of any outstanding indebtedness of the port district as it  
9 existed before the annexation unless another law requires the tax or  
10 assessment.

Passed the Senate April 20, 1999.

Passed the House April 6, 1999.

Approved by the Governor May 10, 1999.

Filed in Office of Secretary of State May 10, 1999.