

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1750

Chapter 202, Laws of 2001

57th Legislature
2001 Regular Legislative Session

STREET VACATIONS

EFFECTIVE DATE: 7/22/01

Passed by the House April 18, 2001
Yeas 93 Nays 0

FRANK CHOPP
Speaker of the House of Representatives

CLYDE BALLARD
Speaker of the House of Representatives

Passed by the Senate April 12, 2001
Yeas 40 Nays 6

BRAD OWEN
President of the Senate

Approved May 7, 2001

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

We, Timothy A. Martin and Cynthia Zehnder, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1750** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER
Chief Clerk

TIMOTHY A. MARTIN
Chief Clerk

FILED

May 7, 2001 - 1:44 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 1750

AS AMENDED BY THE SENATE

Passed Legislature - 2001 Regular Session

State of Washington 57th Legislature 2001 Regular Session

By Representatives Fisher, Mitchell, Simpson, Schindler, Wood, Hurst
and Ogden

Read first time 02/05/2001. Referred to Committee on Transportation.

1 AN ACT Relating to street vacations; and amending RCW 35.79.030.

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

3 **Sec. 1.** RCW 35.79.030 and 1987 c 228 s 1 are each amended to read
4 as follows:

5 The hearing on such petition may be held before the legislative
6 authority, or before a committee thereof upon the date fixed by
7 resolution or at the time said hearing may be adjourned to. If the
8 hearing is before such a committee the same shall, following the
9 hearing, report its recommendation on the petition to the legislative
10 authority which may adopt or reject the recommendation. If such
11 hearing be held before such a committee it shall not be necessary to
12 hold a hearing on the petition before such legislative authority. If
13 the legislative authority determines to grant said petition or any part
14 thereof, such city or town shall be authorized and have authority by
15 ordinance to vacate such street, or alley, or any part thereof, and the
16 ordinance may provide that it shall not become effective until the
17 owners of property abutting upon the street or alley, or part thereof
18 so vacated, shall compensate such city or town in an amount which does
19 not exceed one-half the appraised value of the area so vacated((7

1 ~~except in the event the subject property or portions thereof were~~
2 ~~acquired at public expense, compensation may be required in an amount~~
3 ~~equal to the full appraised value of the vacation: PROVIDED, That~~
4 ~~such)).~~ If the street or alley has been part of a dedicated public
5 right-of-way for twenty-five years or more, the city or town may
6 require the owners of the property abutting the street or alley to
7 compensate the city or town in an amount that does not exceed the full
8 appraised value of the area vacated. The ordinance may provide that
9 the city retain an easement or the right to exercise and grant
10 easements in respect to the vacated land for the construction, repair,
11 and maintenance of public utilities and services. A certified copy of
12 such ordinance shall be recorded by the clerk of the legislative
13 authority and in the office of the auditor of the county in which the
14 vacated land is located. One-half of the revenue received by the city
15 or town as compensation for the area vacated, must be dedicated to the
16 acquisition, improvement, development, and related maintenance of
17 public open space or transportation capital projects within the city or
18 town.

Passed the House April 18, 2001.

Passed the Senate April 12, 2001.

Approved by the Governor May 7, 2001.

Filed in Office of Secretary of State May 7, 2001.