

HOUSE BILL REPORT

SSB 6037

As Passed House - Amended:

April 13, 2005

Title: An act relating to connection of limited areas of more intensive rural development for recreational or tourist use to existing public facilities.

Brief Description: Changing provisions relating to limited development of rural areas.

Sponsors: By Senate Committee on Government Operations & Elections (originally sponsored by Senators Sheldon and Rockefeller).

Brief History:

Committee Activity:

Local Government: 3/28/05, 3/30/05 [DP].

Floor Activity:

Passed House - Amended: 4/13/05, 51-45.

Brief Summary of Substitute Bill (As Amended by House)

- Modifies Growth Management Act provisions for public services and facilities in qualifying limited areas of more intensive rural development.

HOUSE COMMITTEE ON LOCAL GOVERNMENT

Majority Report: Do pass. Signed by 6 members: Representatives Simpson, Chair; Clibborn, Vice Chair; Schindler, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Takko and Woods.

Staff: Ethan Moreno (786-7386).

Background:

Enacted in 1990 and 1991, the Growth Management Act (GMA) establishes a comprehensive land use planning framework for county and city governments in Washington. The GMA specifies numerous provisions for jurisdictions fully planning under the Act (planning jurisdictions) and establishes a reduced number of compliance requirements for all local governments

Comprehensive Land Use Plans

Among other requirements, planning jurisdictions must adopt internally consistent comprehensive land use plans (comprehensive plans), which are generalized, coordinated land

use policy statements of the governing body. Comprehensive plans must satisfy mandates for specified planning elements, such as land use and housing, each of which is a subset of a comprehensive plan. Counties fully planning under the GMA must also include a rural element within their comprehensive plan.

The rural element must specify provisions for lands not designated for urban growth, agriculture, forest, or mineral resources. Such provisions include:

- allowing counties to consider local circumstances when establishing patterns of rural densities and uses;
- permitting specific development, varieties of densities, uses, essential public facilities, and rural government services;
- requiring measures governing rural development, including measures to protect an area's rural character; and
- permitting limited areas of more intensive rural development (LAMIRDs), including necessary public facilities and public services to serve limited areas.

"Public facilities" are defined in the GMA to include streets, roads, highways, sidewalks, street and road lighting systems, traffic signals, domestic water systems, storm and sanitary sewer systems, parks and recreational facilities, and schools. "Public services" are similarly defined to include fire protection and suppression, law enforcement, public health, education, recreation, environmental protection, and other governmental services.

Limited Areas of More Intensive Rural Development

Subject to statutory requirements, counties may permit three types of LAMIRDs providing for the following:

- *rural development* - allowing the infill, development, or redevelopment of existing commercial, industrial, residential, or mixed-use areas;
- *recreational and tourist uses* - allowing intensification of development on lots containing, or new development of, small-scale recreational or tourists uses; and
- *nonresidential/cottage industry* - allowing intensification of development on lots containing isolated nonresidential uses or new development of isolated cottage industries and isolated small-scale businesses.

In addition to other provisions governing LAMIRDs, the GMA specifies that public services and public facilities within recreational and tourist use LAMIRDs must be limited to those necessary to serve the recreation or tourist use and must be provided in a manner that does not permit low-density sprawl.

Summary of Amended Bill:

Growth Management Act provisions for public services and facilities in qualifying limited areas of more intensive rural development (LAMIRDs) are modified. Until August 31, 2005, an example of a public service or facility that is permitted within recreational and tourist use

LAMIRDs is a connection to an existing sewer line where the connection serves only the recreational or tourist use and is not available to adjacent nonrecreational or nontourist use parcels.

Appropriation: None.

Fiscal Note: Not requested.

Effective Date of Amended Bill: The bill includes an emergency clause and takes effect immediately.

Testimony For: None.

Testimony Against: None.

Persons Testifying: None.

Persons Signed In To Testify But Not Testifying: None.