

SSB 6532 - S AMD 44

By Senator Jacobsen and Haugen

ADOPTED 02/15/2008

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 79.105  
4 RCW to read as follows:

5 (1)(a) A city with a population between twenty thousand and twenty-  
6 five thousand on the effective date of this section and that currently  
7 operates a publicly owned marina may enter into a reduced fee lease  
8 authorizing the city to use state-owned aquatic lands for the purpose  
9 of operating a publicly owned marina. The office of financial  
10 management's population estimate must be used to determine a city's  
11 population for purposes of this section. The lease period may not  
12 exceed twenty years.

13 (b) No rent is due the state for the use of state-owned aquatic  
14 lands for the first ten years under such a lease. During subsequent  
15 years under such a lease, rent is due for only those lands that have  
16 been included under a previous aquatic land lease for the marina. The  
17 lease may not be renewed, extended, or put into holdover.

18 (2) A city choosing to enter into a lease as provided in subsection  
19 (1) of this section must do so within one year of the effective date of  
20 this section. Prior to entering into such a lease, the city must be in  
21 good standing with the department and must have paid all amounts owed  
22 the department including any accrued interest.

23 (3) State-owned aquatic lands that may be included in the lease are  
24 limited only to those lands included in the most recent expired lease  
25 with the city for the marina, along with any state-owned aquatic lands  
26 immediately adjacent to those lands. Only those marina operations  
27 conducted directly by the city may be included within the leased area.

28 (4) If a city chooses to enter into an agreement as provided in  
29 subsection (1) of this section, the city is not eligible to apply for

1 grants from the aquatic lands enhancement account created under RCW  
2 79.105.150 for the first ten years of the lease.

3 (5) Upon expiration of the twenty-year lease, the city may enter  
4 into a new lease for the use of state-owned aquatic lands or vacate the  
5 lands as agreed to in the expiring lease. To ensure the consistent  
6 state-wide application of aquatic land management principles, the new  
7 lease must be completed in accordance with all applicable sections of  
8 this title.

9 (6) This section expires July 1, 2029."

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10 On page 1, line 2 of the title, after "marina;" strike the  
11 remainder of the title and insert "adding a new section to chapter  
12 79.105 RCW; and providing an expiration date."

**EFFECT:** Provides that no rent is due for the first 10 years of  
the 20 year lease. During the next 10 years of the lease, rent is due  
only for lands subject to a previous aquatic land lease. Makes a city  
eligible to receive aquatic lands enhancement account grants during the  
second 10 years of the lease. Makes technical changes and removes  
intent language.

**--- END ---**