

# SENATE BILL REPORT

## HB 3007

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As of February 23, 2010

**Title:** An act relating to authorizing airport operators to make airport property available at less than fair market rental value for public recreational or other community uses.

**Brief Description:** Authorizing airport operators to make airport property available at less than fair market rental value for public recreational or other community uses.

**Sponsors:** Representatives Upthegrove, Orwall, Williams and Wallace.

**Brief History:** Passed House: 2/13/10, 79-16.

**Committee Activity:** Transportation: 2/23/10.

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### SENATE COMMITTEE ON TRANSPORTATION

**Staff:** Amanda Cecil (786-7429)

**Background:** Cities, towns, and port districts that own airports are granted specific powers related to airport operations, including the authority to lease property and to determine the charges, terms, and conditions under which the property may be used.

**Summary of Bill:** Cities, towns, and port districts that have airports are authorized to make airport property available for public recreational or other community uses at less than fair market rental value if the following requirements are met:

- the lease or license of the property enhances public acceptance of the airport;
- the property is put to a desired public recreational or other community use;
- the desired community use and the community goodwill that would be generated by the community use serves the business interest of the airport in ways that can be articulated and demonstrated;
- the lease or other contract for community use must be used by nonprofits and must not benefit private individuals; and
- the lease or other contract for community use must contain a provision allowing for a readjustment of the rent every five years after the initial ten-year term if the terms of the lease is for a period that exceeds ten years.

**Appropriation:** None.

**Fiscal Note:** Not requested.

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*This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.*

**Committee/Commission/Task Force Created:** No.

**Effective Date:** Ninety days after adjournment of session in which bill is passed.

**Staff Summary of Public Testimony:** PRO: This will allow SeaTac to make space available as little league fields, and conforms with federal law.

**Persons Testifying:** PRO: Clare Gallagher, Port of Seattle.