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SENATE BILL 6479

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State of Washington                      61st Legislature                      2010 Regular Session

By Senators Morton, Swecker, Holmquist, Hewitt, Schoesler, and Delvin

Read first time 01/15/10.      Referred to Committee on Government Operations & Elections.

1            AN ACT Relating to standing when filing a petition with a growth  
2 management hearings board; and amending RCW 36.70A.280.

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

4            **Sec. 1.** RCW 36.70A.280 and 2008 c 289 s 5 are each amended to read  
5 as follows:

6            (1) A growth management hearings board shall hear and determine  
7 only those petitions alleging either:

8            (a) That, except as provided otherwise by this subsection, a state  
9 agency, county, or city planning under this chapter is not in  
10 compliance with the requirements of this chapter, chapter 90.58 RCW as  
11 it relates to the adoption of shoreline master programs or amendments  
12 thereto, or chapter 43.21C RCW as it relates to plans, development  
13 regulations, or amendments, adopted under RCW 36.70A.040 or chapter  
14 90.58 RCW. Nothing in this subsection authorizes a board to hear  
15 petitions alleging noncompliance with RCW 36.70A.5801; or

16            (b) That the twenty-year growth management planning population  
17 projections adopted by the office of financial management pursuant to  
18 RCW 43.62.035 should be adjusted.

1 (2) A petition may be filed only by: (a) The state, or a county or  
2 city that plans under this chapter; (b) ~~((a person who has participated~~  
3 ~~orally or in writing before the county or city regarding the matter on~~  
4 ~~which a review is being requested; (c))~~ a person who is certified by  
5 the governor within sixty days of filing the request with the board; or  
6 ~~((d))~~ (c) a person qualified pursuant to RCW 34.05.530.

7 (3) For purposes of this section "person" means any individual,  
8 partnership, corporation, association, state agency, governmental  
9 subdivision or unit thereof, or public or private organization or  
10 entity of any character.

11 (4) ~~((To establish participation standing under subsection (2)(b)~~  
12 ~~of this section, a person must show that his or her participation~~  
13 ~~before the county or city was reasonably related to the person's issue~~  
14 ~~as presented to the board.~~

15 ~~(5))~~ When considering a possible adjustment to a growth management  
16 planning population projection prepared by the office of financial  
17 management, a board shall consider the implications of any such  
18 adjustment to the population forecast for the entire state.

19 The rationale for any adjustment that is adopted by a board must be  
20 documented and filed with the office of financial management within ten  
21 working days after adoption.

22 If adjusted by a board, a county growth management planning  
23 population projection shall only be used for the planning purposes set  
24 forth in this chapter and shall be known as a "board adjusted  
25 population projection". None of these changes shall affect the  
26 official state and county population forecasts prepared by the office  
27 of financial management, which shall continue to be used for state  
28 budget and planning purposes.

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