

SSB 5694 - S AMD 541  
By Senator Padden

ADOPTED 02/11/2016

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

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 35.21  
4 RCW to read as follows:

5 (1) A city or town that exercises its authority under chapter  
6 7.48 RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable  
7 law to abate a nuisance which threatens health or safety must provide  
8 prior notice to the property owner that abatement is pending and a  
9 special assessment may be levied on the property for the expense of  
10 abatement. Such special assessment authority is supplemental to any  
11 existing authority of a city or town to levy an assessment or obtain  
12 a lien for costs of abatement. The notice must be sent by regular  
13 mail.

14 (2) A city or town that exercises its authority under chapter  
15 7.48 RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable  
16 law to declare a nuisance, abate a nuisance, or impose fines or costs  
17 upon persons who create, continue, or maintain a nuisance may levy a  
18 special assessment on the land or premises where the nuisance is  
19 situated to reimburse the city or town for the expense of abatement.  
20 A city or town must, before levying a special assessment, notify the  
21 property owner and any identifiable mortgage holder that a special  
22 assessment will be levied on the property and provide the estimated  
23 amount of the special assessment. The notice must be sent by regular  
24 mail.

25 (3) The special assessment authorized by this section constitutes  
26 a lien against the property and is binding upon successors in title  
27 only from the date the lien is recorded in the county where the  
28 affected real property is located. Up to two thousand dollars of the  
29 recorded lien is of equal rank with state, county, and municipal  
30 taxes.

31 (4) A city or town levying a special assessment under this  
32 section may contract with the county treasurer to collect the special  
33 assessment in accordance with RCW 84.56.035.

1        NEW SECTION.    **Sec. 2.**    A new section is added to chapter 35A.21  
2    RCW to read as follows:

3        (1) A code city that exercises its authority under chapter 7.48  
4    RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable law  
5    to abate a nuisance which threatens health or safety must provide  
6    prior notice to the property owner that abatement is pending and a  
7    special assessment may be levied on the property for the expense of  
8    abatement. Such special assessment authority is supplemental to any  
9    existing authority of a code city to levy an assessment or obtain a  
10    lien for costs of abatement. The notice must be sent by regular mail.

11        (2) A code city that exercises its authority under chapter 7.48  
12    RCW, RCW 35.22.280, 35.23.440, or 35.27.410, or other applicable law  
13    to declare a nuisance, abate a nuisance, or impose fines or costs  
14    upon persons who create, continue, or maintain a nuisance may levy a  
15    special assessment on the land or premises where the nuisance is  
16    situated to reimburse the code city for the expense of abatement. A  
17    code city must, before levying a special assessment, notify the  
18    property owner and any identifiable mortgage holder that a special  
19    assessment will be levied on the property and provide the estimated  
20    amount of the special assessment. The notice must be sent by regular  
21    mail.

22        (3) The special assessment authorized by this section constitutes  
23    a lien against the property and is binding upon successors in title  
24    only from the date the lien is recorded in the county where the  
25    affected real property is located. Up to two thousand dollars of the  
26    recorded lien is of equal rank with state, county, and municipal  
27    taxes.

28        (4) A code city levying a special assessment under this section  
29    may contract with the county treasurer to collect the special  
30    assessment in accordance with RCW 84.56.035."

**SSB 5694** - S AMD **541**  
By Senator Padden

**ADOPTED 02/11/2016**

31        On page 1, line 2 of the title, after "towns;" strike the  
32    remainder of the title and insert "adding a new section to chapter  
33    35.21 RCW; and adding a new section to chapter 35A.21 RCW."

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