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**SUBSTITUTE HOUSE BILL 1225**

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**State of Washington**

**65th Legislature**

**2017 Regular Session**

**By** House Environment (originally sponsored by Representatives Pike, Fitzgibbon, Manweller, Blake, Wylie, Peterson, and McDonald)

READ FIRST TIME 02/16/17.

1 AN ACT Relating to planning for the availability of mineral  
2 resources for future generations under the growth management act; and  
3 amending RCW 36.70A.020 and 36.70A.131.

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

5 **Sec. 1.** RCW 36.70A.020 and 2002 c 154 s 1 are each amended to  
6 read as follows:

7 The following goals are adopted to guide the development and  
8 adoption of comprehensive plans and development regulations of those  
9 counties and cities that are required or choose to plan under RCW  
10 36.70A.040. The following goals are not listed in order of priority  
11 and shall be used exclusively for the purpose of guiding the  
12 development of comprehensive plans and development regulations:

13 (1) Urban growth. Encourage development in urban areas where  
14 adequate public facilities and services exist or can be provided in  
15 an efficient manner.

16 (2) Reduce sprawl. Reduce the inappropriate conversion of  
17 undeveloped land into sprawling, low-density development.

18 (3) Transportation. Encourage efficient multimodal transportation  
19 systems that are based on regional priorities and coordinated with  
20 county and city comprehensive plans.

1 (4) Housing. Encourage the availability of affordable housing to  
2 all economic segments of the population of this state, promote a  
3 variety of residential densities and housing types, and encourage  
4 preservation of existing housing stock.

5 (5) Economic development. Encourage economic development  
6 throughout the state that is consistent with adopted comprehensive  
7 plans, promote economic opportunity for all citizens of this state,  
8 especially for unemployed and for disadvantaged persons, promote the  
9 retention and expansion of existing businesses and recruitment of new  
10 businesses, recognize regional differences impacting economic  
11 development opportunities, and encourage growth in areas experiencing  
12 insufficient economic growth, all within the capacities of the  
13 state's natural resources, public services, and public facilities.

14 (6) Property rights. Private property shall not be taken for  
15 public use without just compensation having been made. The property  
16 rights of landowners shall be protected from arbitrary and  
17 discriminatory actions.

18 (7) Permits. Applications for both state and local government  
19 permits should be processed in a timely and fair manner to ensure  
20 predictability.

21 (8) Natural resource industries. Maintain and enhance natural  
22 resource-based industries, including productive timber, agricultural,  
23 ~~((and))~~ fisheries, and mineral resource industries. Encourage the  
24 conservation of productive forestlands ~~((and—productive))~~,  
25 agricultural lands, and mineral resource lands, and discourage  
26 incompatible uses.

27 (9) Open space and recreation. Retain open space, enhance  
28 recreational opportunities, conserve fish and wildlife habitat,  
29 increase access to natural resource lands and water, and develop  
30 parks and recreation facilities.

31 (10) Environment. Protect the environment and enhance the state's  
32 high quality of life, including air and water quality, and the  
33 availability of water.

34 (11) Citizen participation and coordination. Encourage the  
35 involvement of citizens in the planning process and ensure  
36 coordination between communities and jurisdictions to reconcile  
37 conflicts.

38 (12) Public facilities and services. Ensure that those public  
39 facilities and services necessary to support development shall be  
40 adequate to serve the development at the time the development is

1 available for occupancy and use without decreasing current service  
2 levels below locally established minimum standards.

3 (13) Historic preservation. Identify and encourage the  
4 preservation of lands, sites, and structures, that have historical or  
5 archaeological significance.

6 **Sec. 2.** RCW 36.70A.131 and 1998 c 286 s 7 are each amended to  
7 read as follows:

8 (1) As part of the review required by RCW 36.70A.130(1), a county  
9 or city shall review its mineral resource lands designations adopted  
10 pursuant to RCW 36.70A.170 and mineral resource lands development  
11 regulations adopted pursuant to RCW 36.70A.040 and 36.70A.060. In its  
12 review, the county or city shall take into consideration:

13 ~~((1))~~ (a) New information made available since the adoption or  
14 last review of its designations or development regulations, including  
15 data available from the department of natural resources relating to  
16 mineral resource deposits; and

17 ~~((2))~~ (b) New or modified model development regulations for  
18 mineral resource lands prepared by the department of natural  
19 resources, the department of ~~((community, trade, and economic  
20 development))~~ commerce, or the Washington state association of  
21 counties.

22 (2)(a) In order to protect mineral resource lands from  
23 incompatible uses and to maintain the long-term commercial viability  
24 of mineral resource extraction, each county and city must designate  
25 as mineral resource lands all lands that have long-term significance  
26 for the extraction of minerals. Mineral resource lands of long-term  
27 significance that were previously designated as agricultural lands or  
28 forestlands are not required to be dedesignated, but must also  
29 receive an overlapping designation as mineral resource lands.

30 (b) In making designations consistent with (a) of this  
31 subsection, a county or city must consider information submitted in  
32 subsection (1)(a) and (b) of this section, as well as other relevant  
33 information known to the county or city regarding the locations of  
34 mineral resource lands of long-term significance.

35 (c) The requirement to designate mineral resource lands of long-  
36 term significance consistent with (a) of this subsection must not be  
37 limited, made contingent upon, or deferred by population growth  
38 projections or mineral resource supply or demand forecasts, including  
39 twenty-year supply threshold market analyses.

1        (d) Nothing in this chapter limits or restricts the obligation or  
2 authority of a county or city to require site-specific permits for  
3 the development of designated mineral resource lands.

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