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**SENATE BILL 6335**

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**State of Washington**                      **66th Legislature**                      **2020 Regular Session**

**By** Senators Salomon, Wilson, C., Nguyen, Das, and Lovelett

Read first time 01/15/20. Referred to Committee on Local Government.

1            AN ACT Relating to addressing climate change through growth  
2 management; amending RCW 36.70A.020, 36.70A.480, 36.70A.130,  
3 36.70A.210, 36.70A.100, and 47.80.030; reenacting and amending RCW  
4 36.70A.070; adding new sections to chapter 36.70A RCW; and adding a  
5 new section to chapter 43.21C RCW.

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

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

9            The following goals are adopted to guide the development and  
10 adoption of comprehensive plans and development regulations of those  
11 counties and cities that are required or choose to plan under RCW  
12 36.70A.040 and, where specified, also guide the development of  
13 regional policies, plans, and strategies adopted under RCW 36.70A.210  
14 and chapter 47.80 RCW. The following goals are not listed in order of  
15 priority and shall be used exclusively for the purpose of guiding the  
16 development of comprehensive plans (~~and~~), development regulations,  
17 and, where specified, regional plans, policies, and strategies:

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

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

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

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

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

19 (6) Property rights. Private property shall not be taken for  
20 public use without just compensation having been made. The property  
21 rights of landowners shall be protected from arbitrary and  
22 discriminatory actions.

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

26 (8) Natural resource industries. Maintain and enhance natural  
27 resource-based industries, including productive timber, agricultural,  
28 and fisheries industries. Encourage the conservation of productive  
29 forestlands and productive agricultural lands, and discourage  
30 incompatible uses.

31 (9) Open space and recreation. Retain open space, enhance  
32 recreational opportunities, conserve fish and wildlife habitat,  
33 increase access to natural resource lands and water, and develop  
34 parks and recreation facilities.

35 (10) Environment. Protect the environment and enhance the state's  
36 high quality of life, including air and water quality, and the  
37 availability of water.

38 (11) Citizen participation and coordination. Encourage the  
39 involvement of citizens in the planning process and ensure

1 coordination between communities and jurisdictions to reconcile  
2 conflicts.

3 (12) Public facilities and services. Ensure that those public  
4 facilities and services necessary to support development shall be  
5 adequate to serve the development at the time the development is  
6 available for occupancy and use without decreasing current service  
7 levels below locally established minimum standards.

8 (13) Historic preservation. Identify and encourage the  
9 preservation of lands, sites, and structures, that have historical or  
10 archaeological significance.

11 (14) Climate change. Ensure that comprehensive plans, development  
12 regulations, and regional policies, plans, and strategies under RCW  
13 36.70A.210 and chapter 47.80 RCW adapt to and mitigate the effects of  
14 a changing climate, support state greenhouse emission reduction  
15 requirements and state vehicle miles traveled goals, build resilient  
16 infrastructure, and nurture environmental, economic, and human  
17 health.

18 **Sec. 2.** RCW 36.70A.480 and 2010 c 107 s 2 are each amended to  
19 read as follows:

20 (1) For shorelines of the state, the goals and policies of the  
21 shoreline management act as set forth in RCW 90.58.020 are added as  
22 one of the goals of this chapter as set forth in RCW 36.70A.020  
23 without creating an order of priority among the (~~fourteen~~) fifteen  
24 goals. The goals and policies of a shoreline master program for a  
25 county or city approved under chapter 90.58 RCW shall be considered  
26 an element of the county or city's comprehensive plan. All other  
27 portions of the shoreline master program for a county or city adopted  
28 under chapter 90.58 RCW, including use regulations, shall be  
29 considered a part of the county or city's development regulations.

30 (2) The shoreline master program shall be adopted pursuant to the  
31 procedures of chapter 90.58 RCW rather than the goals, policies, and  
32 procedures set forth in this chapter for the adoption of a  
33 comprehensive plan or development regulations.

34 (3) (a) The policies, goals, and provisions of chapter 90.58 RCW  
35 and applicable guidelines shall be the sole basis for determining  
36 compliance of a shoreline master program with this chapter except as  
37 the shoreline master program is required to comply with the internal  
38 consistency provisions of RCW 36.70A.070, 36.70A.040(4), 35.63.125,  
39 and 35A.63.105.

1 (b) Except as otherwise provided in (c) of this subsection,  
2 development regulations adopted under this chapter to protect  
3 critical areas within shorelines of the state apply within shorelines  
4 of the state until the department of ecology approves one of the  
5 following: A comprehensive master program update, as defined in RCW  
6 90.58.030; a segment of a master program relating to critical areas,  
7 as provided in RCW 90.58.090; or a new or amended master program  
8 approved by the department of ecology on or after March 1, 2002, as  
9 provided in RCW 90.58.080. The adoption or update of development  
10 regulations to protect critical areas under this chapter prior to  
11 department of ecology approval of a master program update as provided  
12 in this subsection is not a comprehensive or segment update to the  
13 master program.

14 (c)(i) Until the department of ecology approves a master program  
15 or segment of a master program as provided in (b) of this subsection,  
16 a use or structure legally located within shorelines of the state  
17 that was established or vested on or before the effective date of the  
18 local government's development regulations to protect critical areas  
19 may continue as a conforming use and may be redeveloped or modified  
20 if: (A) The redevelopment or modification is consistent with the  
21 local government's master program; and (B) the local government  
22 determines that the proposed redevelopment or modification will  
23 result in no net loss of shoreline ecological functions. The local  
24 government may waive this requirement if the redevelopment or  
25 modification is consistent with the master program and the local  
26 government's development regulations to protect critical areas.

27 (ii) For purposes of this subsection (3)(c), an agricultural  
28 activity that does not expand the area being used for the  
29 agricultural activity is not a redevelopment or modification.  
30 "Agricultural activity," as used in this subsection (3)(c), has the  
31 same meaning as defined in RCW 90.58.065.

32 (d) Upon department of ecology approval of a shoreline master  
33 program or critical area segment of a shoreline master program,  
34 critical areas within shorelines of the state are protected under  
35 chapter 90.58 RCW and are not subject to the procedural and  
36 substantive requirements of this chapter, except as provided in  
37 subsection (6) of this section. Nothing in chapter 321, Laws of 2003  
38 or chapter 107, Laws of 2010 is intended to affect whether or to what  
39 extent agricultural activities, as defined in RCW 90.58.065, are  
40 subject to chapter 36.70A RCW.

1 (e) The provisions of RCW 36.70A.172 shall not apply to the  
2 adoption or subsequent amendment of a local government's shoreline  
3 master program and shall not be used to determine compliance of a  
4 local government's shoreline master program with chapter 90.58 RCW  
5 and applicable guidelines. Nothing in this section, however, is  
6 intended to limit or change the quality of information to be applied  
7 in protecting critical areas within shorelines of the state, as  
8 required by chapter 90.58 RCW and applicable guidelines.

9 (4) Shoreline master programs shall provide a level of protection  
10 to critical areas located within shorelines of the state that assures  
11 no net loss of shoreline ecological functions necessary to sustain  
12 shoreline natural resources as defined by department of ecology  
13 guidelines adopted pursuant to RCW 90.58.060.

14 (5) Shorelines of the state shall not be considered critical  
15 areas under this chapter except to the extent that specific areas  
16 located within shorelines of the state qualify for critical area  
17 designation based on the definition of critical areas provided by RCW  
18 36.70A.030(~~((5))~~) (6) and have been designated as such by a local  
19 government pursuant to RCW 36.70A.060(2).

20 (6) If a local jurisdiction's master program does not include  
21 land necessary for buffers for critical areas that occur within  
22 shorelines of the state, as authorized by RCW 90.58.030(2)(~~((f))~~)  
23 (d), then the local jurisdiction shall continue to regulate those  
24 critical areas and their required buffers pursuant to RCW  
25 36.70A.060(2).

26 NEW SECTION. **Sec. 3.** A new section is added to chapter 36.70A  
27 RCW to read as follows:

28 The climate change and natural hazards resiliency planning  
29 requirements of RCW 36.70A.070 shall be required only of counties and  
30 the cities within those counties that meet any of the following  
31 criteria:

32 (1) Greater than one hundred thousand in population in 2019 as  
33 determined by the office of financial management population estimates  
34 and that are located west of the crest of the Cascade mountain range;

35 (2) Greater than two hundred thousand in population in 2019 as  
36 determined by the office of financial management population  
37 estimates, but with an unincorporated population of less than forty  
38 thousand, and that are located east of the crest of the Cascade  
39 mountain range;

1 (3) Greater than ninety thousand in population as determined by  
2 the office of financial management population estimates, but with an  
3 unincorporated population of less than fifteen thousand, and that are  
4 located east of the crest of the Cascade mountain range; or

5 (4) Greater than five hundred thousand as determined by the  
6 office of financial management population estimates and that are  
7 located east of the crest of the Cascade mountain range.

8 **Sec. 4.** RCW 36.70A.070 and 2017 3rd sp.s. c 18 s 4 and 2017 3rd  
9 sp.s. c 16 s 4 are each reenacted and amended to read as follows:

10 The comprehensive plan of a county or city that is required or  
11 chooses to plan under RCW 36.70A.040 shall consist of a map or maps,  
12 and descriptive text covering objectives, principles, and standards  
13 used to develop the comprehensive plan. The plan shall be an  
14 internally consistent document and all elements shall be consistent  
15 with the future land use map. A comprehensive plan shall be adopted  
16 and amended with public participation as provided in RCW 36.70A.140.  
17 Each comprehensive plan shall include a plan, scheme, or design for  
18 each of the following:

19 (1) A land use element designating the proposed general  
20 distribution and general location and extent of the uses of land,  
21 where appropriate, for agriculture, timber production, housing,  
22 commerce, industry, recreation, open spaces, general aviation  
23 airports, public utilities, public facilities, and other land uses.  
24 The land use element shall include population densities, building  
25 intensities, and estimates of future population growth. The land use  
26 element shall provide for protection of the quality and quantity of  
27 groundwater used for public water supplies. Wherever possible, the  
28 land use element should consider utilizing urban planning approaches  
29 that promote physical activity. Where applicable, the land use  
30 element shall review drainage, flooding, and stormwater runoff in the  
31 area and nearby jurisdictions and provide guidance for corrective  
32 actions to mitigate or cleanse those discharges that pollute waters  
33 of the state, including Puget Sound or waters entering Puget Sound.

34 (2) A housing element ensuring the vitality and character of  
35 established residential neighborhoods that: (a) Includes an inventory  
36 and analysis of existing and projected housing needs that identifies  
37 the number of housing units necessary to manage projected growth; (b)  
38 includes a statement of goals, policies, objectives, and mandatory  
39 provisions for the preservation, improvement, and development of

1 housing, including single-family residences; (c) identifies  
2 sufficient land for housing, including, but not limited to,  
3 government-assisted housing, housing for low-income families,  
4 manufactured housing, multifamily housing, and group homes and foster  
5 care facilities; and (d) makes adequate provisions for existing and  
6 projected needs of all economic segments of the community. In  
7 counties and cities subject to the review and evaluation requirements  
8 of RCW 36.70A.215, any revision to the housing element shall include  
9 consideration of prior review and evaluation reports and any  
10 reasonable measures identified.

11 (3) A capital facilities plan element consisting of: (a) An  
12 inventory of existing capital facilities owned by public entities,  
13 showing the locations and capacities of the capital facilities; (b) a  
14 forecast of the future needs for such capital facilities; (c) the  
15 proposed locations and capacities of expanded or new capital  
16 facilities; (d) at least a six-year plan that will finance such  
17 capital facilities within projected funding capacities and clearly  
18 identifies sources of public money for such purposes; and (e) a  
19 requirement to reassess the land use element if probable funding  
20 falls short of meeting existing needs and to ensure that the land use  
21 element, capital facilities plan element, and financing plan within  
22 the capital facilities plan element are coordinated and consistent.  
23 Park and recreation facilities shall be included in the capital  
24 facilities plan element.

25 (4) A utilities element consisting of the general location,  
26 proposed location, and capacity of all existing and proposed  
27 utilities, including, but not limited to, electrical lines,  
28 telecommunication lines, and natural gas lines.

29 (5) Rural element. Counties shall include a rural element  
30 including lands that are not designated for urban growth,  
31 agriculture, forest, or mineral resources. The following provisions  
32 shall apply to the rural element:

33 (a) Growth management act goals and local circumstances. Because  
34 circumstances vary from county to county, in establishing patterns of  
35 rural densities and uses, a county may consider local circumstances,  
36 but shall develop a written record explaining how the rural element  
37 harmonizes the planning goals in RCW 36.70A.020 and meets the  
38 requirements of this chapter.

39 (b) Rural development. The rural element shall permit rural  
40 development, forestry, and agriculture in rural areas. The rural

1 element shall provide for a variety of rural densities, uses,  
2 essential public facilities, and rural governmental services needed  
3 to serve the permitted densities and uses. To achieve a variety of  
4 rural densities and uses, counties may provide for clustering,  
5 density transfer, design guidelines, conservation easements, and  
6 other innovative techniques that will accommodate appropriate rural  
7 economic advancement, densities, and uses that are not characterized  
8 by urban growth and that are consistent with rural character.

9 (c) Measures governing rural development. The rural element shall  
10 include measures that apply to rural development and protect the  
11 rural character of the area, as established by the county, by:

12 (i) Containing or otherwise controlling rural development;

13 (ii) Assuring visual compatibility of rural development with the  
14 surrounding rural area;

15 (iii) Reducing the inappropriate conversion of undeveloped land  
16 into sprawling, low-density development in the rural area;

17 (iv) Protecting critical areas, as provided in RCW 36.70A.060,  
18 and surface water and groundwater resources; and

19 (v) Protecting against conflicts with the use of agricultural,  
20 forest, and mineral resource lands designated under RCW 36.70A.170.

21 (d) Limited areas of more intensive rural development. Subject to  
22 the requirements of this subsection and except as otherwise  
23 specifically provided in this subsection (5)(d), the rural element  
24 may allow for limited areas of more intensive rural development,  
25 including necessary public facilities and public services to serve  
26 the limited area as follows:

27 (i) Rural development consisting of the infill, development, or  
28 redevelopment of existing commercial, industrial, residential, or  
29 mixed-use areas, whether characterized as shoreline development,  
30 villages, hamlets, rural activity centers, or crossroads  
31 developments.

32 (A) A commercial, industrial, residential, shoreline, or mixed-  
33 use area are subject to the requirements of (d)(iv) of this  
34 subsection, but are not subject to the requirements of (c)(ii) and  
35 (iii) of this subsection.

36 (B) Any development or redevelopment other than an industrial  
37 area or an industrial use within a mixed-use area or an industrial  
38 area under this subsection (5)(d)(i) must be principally designed to  
39 serve the existing and projected rural population.

1 (C) Any development or redevelopment in terms of building size,  
2 scale, use, or intensity shall be consistent with the character of  
3 the existing areas. Development and redevelopment may include changes  
4 in use from vacant land or a previously existing use so long as the  
5 new use conforms to the requirements of this subsection (5);

6 (ii) The intensification of development on lots containing, or  
7 new development of, small-scale recreational or tourist uses,  
8 including commercial facilities to serve those recreational or  
9 tourist uses, that rely on a rural location and setting, but that do  
10 not include new residential development. A small-scale recreation or  
11 tourist use is not required to be principally designed to serve the  
12 existing and projected rural population. Public services and public  
13 facilities shall be limited to those necessary to serve the  
14 recreation or tourist use and shall be provided in a manner that does  
15 not permit low-density sprawl;

16 (iii) The intensification of development on lots containing  
17 isolated nonresidential uses or new development of isolated cottage  
18 industries and isolated small-scale businesses that are not  
19 principally designed to serve the existing and projected rural  
20 population and nonresidential uses, but do provide job opportunities  
21 for rural residents. Rural counties may allow the expansion of small-  
22 scale businesses as long as those small-scale businesses conform with  
23 the rural character of the area as defined by the local government  
24 according to RCW 36.70A.030(~~((+16))~~) (20). Rural counties may also  
25 allow new small-scale businesses to utilize a site previously  
26 occupied by an existing business as long as the new small-scale  
27 business conforms to the rural character of the area as defined by  
28 the local government according to RCW 36.70A.030(~~((+16))~~) (20). Public  
29 services and public facilities shall be limited to those necessary to  
30 serve the isolated nonresidential use and shall be provided in a  
31 manner that does not permit low-density sprawl;

32 (iv) A county shall adopt measures to minimize and contain the  
33 existing areas or uses of more intensive rural development, as  
34 appropriate, authorized under this subsection. Lands included in such  
35 existing areas or uses shall not extend beyond the logical outer  
36 boundary of the existing area or use, thereby allowing a new pattern  
37 of low-density sprawl. Existing areas are those that are clearly  
38 identifiable and contained and where there is a logical boundary  
39 delineated predominately by the built environment, but that may also  
40 include undeveloped lands if limited as provided in this subsection.

1 The county shall establish the logical outer boundary of an area of  
2 more intensive rural development. In establishing the logical outer  
3 boundary, the county shall address (A) the need to preserve the  
4 character of existing natural neighborhoods and communities, (B)  
5 physical boundaries, such as bodies of water, streets and highways,  
6 and land forms and contours, (C) the prevention of abnormally  
7 irregular boundaries, and (D) the ability to provide public  
8 facilities and public services in a manner that does not permit low-  
9 density sprawl;

10 (v) For purposes of (d) of this subsection, an existing area or  
11 existing use is one that was in existence:

12 (A) On July 1, 1990, in a county that was initially required to  
13 plan under all of the provisions of this chapter;

14 (B) On the date the county adopted a resolution under RCW  
15 36.70A.040(2), in a county that is planning under all of the  
16 provisions of this chapter under RCW 36.70A.040(2); or

17 (C) On the date the office of financial management certifies the  
18 county's population as provided in RCW 36.70A.040(5), in a county  
19 that is planning under all of the provisions of this chapter pursuant  
20 to RCW 36.70A.040(5).

21 (e) Exception. This subsection shall not be interpreted to permit  
22 in the rural area a major industrial development or a master planned  
23 resort unless otherwise specifically permitted under RCW 36.70A.360  
24 and 36.70A.365.

25 (6) A transportation element that implements, and is consistent  
26 with, the land use element.

27 (a) The transportation element shall include the following  
28 subelements:

29 (i) Land use assumptions used in estimating travel;

30 (ii) Estimated traffic impacts to state-owned transportation  
31 facilities resulting from land use assumptions to assist the  
32 department of transportation in monitoring the performance of state  
33 facilities, to plan improvements for the facilities, and to assess  
34 the impact of land-use decisions on state-owned transportation  
35 facilities;

36 (iii) Facilities and services needs, including:

37 (A) An inventory of air, water, and ground transportation  
38 facilities and services, including transit alignments and general  
39 aviation airport facilities, to define existing capital facilities  
40 and travel levels as a basis for future planning. This inventory must

1 include state-owned transportation facilities within the city or  
2 county's jurisdictional boundaries;

3 (B) Level of service standards for all locally owned arterials  
4 and transit routes to serve as a gauge to judge performance of the  
5 system. These standards should be regionally coordinated;

6 (C) For state-owned transportation facilities, level of service  
7 standards for highways, as prescribed in chapters 47.06 and 47.80  
8 RCW, to gauge the performance of the system. The purposes of  
9 reflecting level of service standards for state highways in the local  
10 comprehensive plan are to monitor the performance of the system, to  
11 evaluate improvement strategies, and to facilitate coordination  
12 between the county's or city's six-year street, road, or transit  
13 program and the office of financial management's ten-year investment  
14 program. The concurrency requirements of (b) of this subsection do  
15 not apply to transportation facilities and services of statewide  
16 significance except for counties consisting of islands whose only  
17 connection to the mainland are state highways or ferry routes. In  
18 these island counties, state highways and ferry route capacity must  
19 be a factor in meeting the concurrency requirements in (b) of this  
20 subsection;

21 (D) Specific actions and requirements for bringing into  
22 compliance locally owned transportation facilities or services that  
23 are below an established level of service standard;

24 (E) Forecasts of traffic for at least ten years based on the  
25 adopted land use plan to provide information on the location, timing,  
26 and capacity needs of future growth;

27 (F) Identification of state and local system needs to meet  
28 current and future demands. Identified needs on state-owned  
29 transportation facilities must be consistent with the statewide  
30 multimodal transportation plan required under chapter 47.06 RCW;

31 (iv) Finance, including:

32 (A) An analysis of funding capability to judge needs against  
33 probable funding resources;

34 (B) A multiyear financing plan based on the needs identified in  
35 the comprehensive plan, the appropriate parts of which shall serve as  
36 the basis for the six-year street, road, or transit program required  
37 by RCW 35.77.010 for cities, RCW 36.81.121 for counties, and RCW  
38 35.58.2795 for public transportation systems. The multiyear financing  
39 plan should be coordinated with the ten-year investment program

1 developed by the office of financial management as required by RCW  
2 47.05.030;

3 (C) If probable funding falls short of meeting identified needs,  
4 a discussion of how additional funding will be raised, or how land  
5 use assumptions will be reassessed to ensure that level of service  
6 standards will be met;

7 (v) Intergovernmental coordination efforts, including an  
8 assessment of the impacts of the transportation plan and land use  
9 assumptions on the transportation systems of adjacent jurisdictions;

10 (vi) Demand-management strategies;

11 (vii) Pedestrian and bicycle component to include collaborative  
12 efforts to identify and designate planned improvements for pedestrian  
13 and bicycle facilities and corridors that address and encourage  
14 enhanced community access and promote healthy lifestyles.

15 (b) After adoption of the comprehensive plan by jurisdictions  
16 required to plan or who choose to plan under RCW 36.70A.040, local  
17 jurisdictions must adopt and enforce ordinances which prohibit  
18 development approval if the development causes the level of service  
19 on a locally owned transportation facility to decline below the  
20 standards adopted in the transportation element of the comprehensive  
21 plan, unless transportation improvements or strategies to accommodate  
22 the impacts of development are made concurrent with the development.  
23 These strategies may include increased public transportation service,  
24 ride-sharing programs, demand management, and other transportation  
25 systems management strategies. For the purposes of this subsection  
26 (6), "concurrent with the development" means that improvements or  
27 strategies are in place at the time of development, or that a  
28 financial commitment is in place to complete the improvements or  
29 strategies within six years. If the collection of impact fees is  
30 delayed under RCW 82.02.050(3), the six-year period required by this  
31 subsection (6)(b) must begin after full payment of all impact fees is  
32 due to the county or city.

33 (c) The transportation element described in this subsection (6),  
34 the six-year plans required by RCW 35.77.010 for cities, RCW  
35 36.81.121 for counties, and RCW 35.58.2795 for public transportation  
36 systems, and the ten-year investment program required by RCW  
37 47.05.030 for the state, must be consistent.

38 (7) An economic development element establishing local goals,  
39 policies, objectives, and provisions for economic growth and vitality  
40 and a high quality of life. A city that has chosen to be a

1 residential community is exempt from the economic development element  
2 requirement of this subsection.

3 (8) A park and recreation element that implements, and is  
4 consistent with, the capital facilities plan element as it relates to  
5 park and recreation facilities. The element shall include: (a)  
6 Estimates of park and recreation demand for at least a ten-year  
7 period; (b) an evaluation of facilities and service needs; and (c) an  
8 evaluation of intergovernmental coordination opportunities to provide  
9 regional approaches for meeting park and recreational demand.

10 (9) (a) For the jurisdictions specified in section 3 of this act,  
11 a climate change and natural hazards resiliency element that draws  
12 upon the land use and transportation elements of the comprehensive  
13 plan and that is designed to:

14 (i) Result in reductions in greenhouse gas emissions generated by  
15 the transportation and land use systems within the jurisdiction  
16 consistent with the share of emission reductions assigned to the  
17 jurisdiction by the department of commerce under RCW 36.70A.130 to  
18 allow the state to achieve the state emission limits in RCW  
19 70.235.020;

20 (ii) Result in reductions in per capita vehicle miles traveled  
21 consistent with the state goals established in RCW 47.01.440; and

22 (iii) Avoid and build resiliency to the worst impacts of climate  
23 change on people, property, and ecological systems through specific  
24 actions consistent with the best available science that institute  
25 adaptation or resiliency measures. Specific actions may include, but  
26 are not limited to, those designed to address natural hazards created  
27 or aggravated by climate change, including sea level rise,  
28 landslides, flooding, drought, heat, smoke, wildfire, and other  
29 effects of reasonably anticipated changes to temperature and  
30 precipitation practices.

31 (b) The climate change and natural hazards resiliency element  
32 must be finalized no later than two years prior to the comprehensive  
33 plan review and revision deadlines specified in RCW 36.70A.130.

34 (c) Jurisdictions not specified in section 3 of this act,  
35 including those planning under chapter 36.70 RCW rather than chapter  
36 36.70A RCW, are encouraged but not required to develop a climate  
37 change and natural hazards resiliency element of the jurisdiction's  
38 comprehensive plan.

39 (10) It is the intent that new or amended elements required after  
40 January 1, 2002, be adopted concurrent with the scheduled update

1 provided in RCW 36.70A.130. Requirements to incorporate any such new  
2 or amended elements shall be null and void until funds sufficient to  
3 cover applicable local government costs are appropriated and  
4 distributed by the state at least two years before local government  
5 must update comprehensive plans as required in RCW 36.70A.130.

6 NEW SECTION. **Sec. 5.** A new section is added to chapter 36.70A  
7 RCW to read as follows:

8 (1)(a) The department, in consultation with the department of  
9 ecology, the department of health, and the department of  
10 transportation, must develop calculations of the proportionate shares  
11 of state emissions attributable to transportation and land use  
12 activities within:

13 (i) Each region in which multiple counties identified in section  
14 3 of this act plan under this chapter cooperatively and through  
15 formal governance structures; or

16 (ii) Each county and city identified in section 3 of this act,  
17 for counties that do not participate in multiple county planning  
18 under this chapter cooperatively and through formal governance  
19 structures.

20 (b) The proportionate shares must rely upon 2017 emissions data  
21 as the baseline for establishing the proportionate share.

22 (c) Relative to the baseline established in (b) of this  
23 subsection the department shall establish for each county or  
24 multicounty region of the state a share of emission reductions that  
25 each county or multicounty region would need to achieve by 2035 and  
26 2050 to allow the state to achieve the emissions limits established  
27 in RCW 70.235.020. Each county or multicounty region shall allocate  
28 to each county and city within its boundaries a portion of the  
29 regional or countywide proportionate share assigned by the  
30 department. Such allocation shall be achieved pursuant to the  
31 requirements of RCW 36.70A.210 and, where appropriate, through  
32 adopted governance procedures for multiple county planning under this  
33 chapter.

34 (2) As part of the department's technical assistance program  
35 under RCW 36.70A.190, the department must develop and adopt by rule  
36 guidance that creates a model climate change and natural hazards  
37 resiliency element that may be used by counties, cities, and multiple  
38 county planning regions for developing and implementing climate  
39 change and natural hazards resiliency plans and policies required by

1 RCW 36.70A.070(9) and 36.70A.210(3)(h). The model element may  
2 establish minimum requirements or include model options for  
3 fulfilling the requirements of RCW 36.70A.070(9) and  
4 36.70A.210(3)(h), or both.

5 (3) Until January 1, 2029, a county or county that implements in  
6 full the guidance adopted by the department under subsection (2) of  
7 this section shall be deemed to be in compliance with the  
8 requirements of RCW 36.70A.070(9) and 36.70A.210(3)(h).

9 **Sec. 6.** RCW 36.70A.130 and 2012 c 191 s 1 are each amended to  
10 read as follows:

11 (1)(a) Each comprehensive land use plan and development  
12 regulations shall be subject to continuing review and evaluation by  
13 the county or city that adopted them. Except as otherwise provided, a  
14 county or city shall take legislative action to review and, if  
15 needed, revise its comprehensive land use plan and development  
16 regulations to ensure the plan and regulations comply with the  
17 requirements of this chapter according to the deadlines in  
18 subsections (4) and (5) of this section.

19 (b) Except as otherwise provided, a county or city not planning  
20 under RCW 36.70A.040 shall take action to review and, if needed,  
21 revise its policies and development regulations regarding critical  
22 areas and natural resource lands adopted according to this chapter to  
23 ensure these policies and regulations comply with the requirements of  
24 this chapter according to the deadlines in subsections (4) and (5) of  
25 this section. Legislative action means the adoption of a resolution  
26 or ordinance following notice and a public hearing indicating at a  
27 minimum, a finding that a review and evaluation has occurred and  
28 identifying the revisions made, or that a revision was not needed and  
29 the reasons therefor.

30 (c) The review and evaluation required by this subsection shall  
31 include, but is not limited to, consideration of critical area  
32 ordinances and, if planning under RCW 36.70A.040, an analysis of the  
33 population allocated to a city or county from the most recent ten-  
34 year population forecast by the office of financial management.

35 (d) Any amendment of or revision to a comprehensive land use plan  
36 shall conform to this chapter. Any amendment of or revision to  
37 development regulations shall be consistent with and implement the  
38 comprehensive plan.

1 (2) (a) Each county and city shall establish and broadly  
2 disseminate to the public a public participation program consistent  
3 with RCW 36.70A.035 and 36.70A.140 that identifies procedures and  
4 schedules whereby updates, proposed amendments, or revisions of the  
5 comprehensive plan are considered by the governing body of the county  
6 or city no more frequently than once every year, except that, until  
7 December 31, 2015, the program shall provide for consideration of  
8 amendments of an urban growth area in accordance with RCW 36.70A.1301  
9 once every year. "Updates" means to review and revise, if needed,  
10 according to subsection (1) of this section, and the deadlines in  
11 subsections (4) and (5) of this section or in accordance with the  
12 provisions of subsection (6) of this section. Amendments may be  
13 considered more frequently than once per year under the following  
14 circumstances:

15 (i) The initial adoption of a subarea plan. Subarea plans adopted  
16 under this subsection (2) (a) (i) must clarify, supplement, or  
17 implement jurisdiction-wide comprehensive plan policies, and may only  
18 be adopted if the cumulative impacts of the proposed plan are  
19 addressed by appropriate environmental review under chapter 43.21C  
20 RCW;

21 (ii) The development of an initial subarea plan for economic  
22 development located outside of the one hundred year floodplain in a  
23 county that has completed a state-funded pilot project that is based  
24 on watershed characterization and local habitat assessment;

25 (iii) The adoption or amendment of a shoreline master program  
26 under the procedures set forth in chapter 90.58 RCW;

27 (iv) The amendment of the capital facilities element of a  
28 comprehensive plan that occurs concurrently with the adoption or  
29 amendment of a county or city budget; or

30 (v) The adoption of comprehensive plan amendments necessary to  
31 enact a planned action under RCW ((43.21C.031)) 43.21C.440(2),  
32 provided that amendments are considered in accordance with the public  
33 participation program established by the county or city under this  
34 subsection (2) (a) and all persons who have requested notice of a  
35 comprehensive plan update are given notice of the amendments and an  
36 opportunity to comment.

37 (b) Except as otherwise provided in (a) of this subsection, all  
38 proposals shall be considered by the governing body concurrently so  
39 the cumulative effect of the various proposals can be ascertained.  
40 However, after appropriate public participation a county or city may

1 adopt amendments or revisions to its comprehensive plan that conform  
2 with this chapter whenever an emergency exists or to resolve an  
3 appeal of a comprehensive plan filed with the growth management  
4 hearings board or with the court.

5 (3) (a) Each county that designates urban growth areas under RCW  
6 36.70A.110 shall review, according to the schedules established in  
7 subsection (5) of this section, its designated urban growth area or  
8 areas, and the densities permitted within both the incorporated and  
9 unincorporated portions of each urban growth area. In conjunction  
10 with this review by the county, each city located within an urban  
11 growth area shall review the densities permitted within its  
12 boundaries, and the extent to which the urban growth occurring within  
13 the county has located within each city and the unincorporated  
14 portions of the urban growth areas.

15 (b) The county comprehensive plan designating urban growth areas,  
16 and the densities permitted in the urban growth areas by the  
17 comprehensive plans of the county and each city located within the  
18 urban growth areas, shall be revised to accommodate the urban growth  
19 projected to occur in the county for the succeeding twenty-year  
20 period. The review required by this subsection may be combined with  
21 the review and evaluation required by RCW 36.70A.215.

22 (4) Except as provided in subsection (6) of this section,  
23 counties and cities shall take action to review and, if needed,  
24 revise their comprehensive plans and development regulations to  
25 ensure the plan and regulations comply with the requirements of this  
26 chapter as follows:

27 (a) On or before December 1, 2004, for Clallam, Clark, Jefferson,  
28 King, Kitsap, Pierce, Snohomish, Thurston, and Whatcom counties and  
29 the cities within those counties;

30 (b) On or before December 1, 2005, for Cowlitz, Island, Lewis,  
31 Mason, San Juan, Skagit, and Skamania counties and the cities within  
32 those counties;

33 (c) On or before December 1, 2006, for Benton, Chelan, Douglas,  
34 Grant, Kittitas, Spokane, and Yakima counties and the cities within  
35 those counties; and

36 (d) On or before December 1, 2007, for Adams, Asotin, Columbia,  
37 Ferry, Franklin, Garfield, Grays Harbor, Klickitat, Lincoln,  
38 Okanogan, Pacific, Pend Oreille, Stevens, Wahkiakum, Walla Walla, and  
39 Whitman counties and the cities within those counties.

1 (5) Except as otherwise provided in subsections (6) and (8) of  
2 this section, following the review of comprehensive plans and  
3 development regulations required by subsection (4) of this section,  
4 counties and cities shall take action to review and, if needed,  
5 revise their comprehensive plans and development regulations to  
6 ensure the plan and regulations comply with the requirements of this  
7 chapter as follows:

8 (a) On or before June 30, (~~(2015)~~) 2025, and every eight years  
9 thereafter, for King, Pierce, and Snohomish counties and the cities  
10 within those counties;

11 (b) On or before June 30, (~~(2016)~~) 2025, and every eight years  
12 thereafter, for Clallam, Clark, Island, Jefferson, Kitsap, Mason, San  
13 Juan, Skagit, Thurston, and Whatcom counties and the cities within  
14 those counties;

15 (c) On or before June 30, 2017, and every eight years thereafter,  
16 for Benton, Chelan, Cowlitz, Douglas, Kittitas, Lewis, Skamania,  
17 Spokane, and Yakima counties and the cities within those counties;  
18 and

19 (d) On or before June 30, 2018, and every eight years thereafter,  
20 for Adams, Asotin, Columbia, Ferry, Franklin, Garfield, Grant, Grays  
21 Harbor, Klickitat, Lincoln, Okanogan, Pacific, Pend Oreille, Stevens,  
22 Wahkiakum, Walla Walla, and Whitman counties and the cities within  
23 those counties.

24 (6)(a) Nothing in this section precludes a county or city from  
25 conducting the review and evaluation required by this section before  
26 the deadlines established in subsections (4) and (5) of this section.  
27 Counties and cities may begin this process early and may be eligible  
28 for grants from the department, subject to available funding, if they  
29 elect to do so.

30 (b) A county that is subject to a deadline established in  
31 subsection (4)(b) through (d) of this section and meets the following  
32 criteria may comply with the requirements of this section at any time  
33 within the thirty-six months following the deadline established in  
34 subsection (4) of this section: The county has a population of less  
35 than fifty thousand and has had its population increase by no more  
36 than seventeen percent in the ten years preceding the deadline  
37 established in subsection (4) of this section as of that date.

38 (c) A city that is subject to a deadline established in  
39 subsection (4)(b) through (d) of this section and meets the following  
40 criteria may comply with the requirements of this section at any time

1 within the thirty-six months following the deadline established in  
2 subsection (4) of this section: The city has a population of no more  
3 than five thousand and has had its population increase by the greater  
4 of either no more than one hundred persons or no more than seventeen  
5 percent in the ten years preceding the deadline established in  
6 subsection (4) of this section as of that date.

7 (d) A county or city that is subject to a deadline established in  
8 subsection (4)(d) of this section and that meets the criteria  
9 established in (b) or (c) of this subsection may comply with the  
10 requirements of subsection (4)(d) of this section at any time within  
11 the thirty-six months after the extension provided in (b) or (c) of  
12 this subsection.

13 (e) A county that is subject to a deadline established in  
14 subsection (5)(b) through (d) of this section and meets the following  
15 criteria may comply with the requirements of this section at any time  
16 within the twenty-four months following the deadline established in  
17 subsection (5) of this section: The county has a population of less  
18 than fifty thousand and has had its population increase by no more  
19 than seventeen percent in the ten years preceding the deadline  
20 established in subsection (5) of this section as of that date.

21 (f) A city that is subject to a deadline established in  
22 subsection (5)(b) through (d) of this section and meets the following  
23 criteria may comply with the requirements of this section at any time  
24 within the twenty-four months following the deadline established in  
25 subsection (5) of this section: The city has a population of no more  
26 than five thousand and has had its population increase by the greater  
27 of either no more than one hundred persons or no more than seventeen  
28 percent in the ten years preceding the deadline established in  
29 subsection (5) of this section as of that date.

30 (g) State agencies are encouraged to provide technical assistance  
31 to the counties and cities in the review of critical area ordinances,  
32 comprehensive plans, and development regulations.

33 (7)(a) The requirements imposed on counties and cities under this  
34 section shall be considered "requirements of this chapter" under the  
35 terms of RCW 36.70A.040(1). Only those counties and cities that meet  
36 the following criteria may receive grants, loans, pledges, or  
37 financial guarantees under chapter 43.155 or 70.146 RCW:

38 (i) Complying with the deadlines in this section;

1 (ii) Demonstrating substantial progress towards compliance with  
2 the schedules in this section for development regulations that  
3 protect critical areas; or

4 (iii) Complying with the extension provisions of subsection  
5 (6)(b), (c), or (d) of this section.

6 (b) A county or city that is fewer than twelve months out of  
7 compliance with the schedules in this section for development  
8 regulations that protect critical areas is making substantial  
9 progress towards compliance. Only those counties and cities in  
10 compliance with the schedules in this section may receive preference  
11 for grants or loans subject to the provisions of RCW 43.17.250.

12 (8)(a) Except as otherwise provided in (c) of this subsection, if  
13 a participating watershed is achieving benchmarks and goals for the  
14 protection of critical areas functions and values, the county is not  
15 required to update development regulations to protect critical areas  
16 as they specifically apply to agricultural activities in that  
17 watershed.

18 (b) A county that has made the election under RCW 36.70A.710(1)  
19 may only adopt or amend development regulations to protect critical  
20 areas as they specifically apply to agricultural activities in a  
21 participating watershed if:

22 (i) A work plan has been approved for that watershed in  
23 accordance with RCW 36.70A.725;

24 (ii) The local watershed group for that watershed has requested  
25 the county to adopt or amend development regulations as part of a  
26 work plan developed under RCW 36.70A.720;

27 (iii) The adoption or amendment of the development regulations is  
28 necessary to enable the county to respond to an order of the growth  
29 management hearings board or court;

30 (iv) The adoption or amendment of development regulations is  
31 necessary to address a threat to human health or safety; or

32 (v) Three or more years have elapsed since the receipt of  
33 funding.

34 (c) Beginning ten years from the date of receipt of funding, a  
35 county that has made the election under RCW 36.70A.710(1) must review  
36 and, if necessary, revise development regulations to protect critical  
37 areas as they specifically apply to agricultural activities in a  
38 participating watershed in accordance with the review and revision  
39 requirements and timeline in subsection (5) of this section. This  
40 subsection (8)(c) does not apply to a participating watershed that

1 has determined under RCW 36.70A.720(2)(c)(ii) that the watershed's  
2 goals and benchmarks for protection have been met.

3 **Sec. 7.** RCW 36.70A.210 and 2009 c 121 s 2 are each amended to  
4 read as follows:

5 (1) The legislature recognizes that counties are regional  
6 governments within their boundaries, and cities are primary providers  
7 of urban governmental services within urban growth areas. For the  
8 purposes of this section, a "countywide planning policy" is a written  
9 policy statement or statements used solely for establishing a  
10 countywide framework from which county and city comprehensive plans  
11 are developed and adopted pursuant to this chapter. This framework  
12 shall ensure that city and county comprehensive plans are consistent  
13 as required in RCW 36.70A.100. Nothing in this section shall be  
14 construed to alter the land-use powers of cities.

15 (2) The legislative authority of a county that plans under RCW  
16 36.70A.040 shall adopt a countywide planning policy in cooperation  
17 with the cities located in whole or in part within the county as  
18 follows:

19 (a) No later than sixty calendar days from July 16, 1991, the  
20 legislative authority of each county that as of June 1, 1991, was  
21 required or chose to plan under RCW 36.70A.040 shall convene a  
22 meeting with representatives of each city located within the county  
23 for the purpose of establishing a collaborative process that will  
24 provide a framework for the adoption of a countywide planning policy.  
25 In other counties that are required or choose to plan under RCW  
26 36.70A.040, this meeting shall be convened no later than sixty days  
27 after the date the county adopts its resolution of intention or was  
28 certified by the office of financial management.

29 (b) The process and framework for adoption of a countywide  
30 planning policy specified in (a) of this subsection shall determine  
31 the manner in which the county and the cities agree to all procedures  
32 and provisions including but not limited to desired planning  
33 policies, deadlines, ratification of final agreements and  
34 demonstration thereof, and financing, if any, of all activities  
35 associated therewith.

36 (c) If a county fails for any reason to convene a meeting with  
37 representatives of cities as required in (a) of this subsection, the  
38 governor may immediately impose any appropriate sanction or sanctions  
39 on the county from those specified under RCW 36.70A.340.

1 (d) If there is no agreement by October 1, 1991, in a county that  
2 was required or chose to plan under RCW 36.70A.040 as of June 1,  
3 1991, or if there is no agreement within one hundred twenty days of  
4 the date the county adopted its resolution of intention or was  
5 certified by the office of financial management in any other county  
6 that is required or chooses to plan under RCW 36.70A.040, the  
7 governor shall first inquire of the jurisdictions as to the reason or  
8 reasons for failure to reach an agreement. If the governor deems it  
9 appropriate, the governor may immediately request the assistance of  
10 the department (~~of community, trade, and economic development~~) to  
11 mediate any disputes that preclude agreement. If mediation is  
12 unsuccessful in resolving all disputes that will lead to agreement,  
13 the governor may impose appropriate sanctions from those specified  
14 under RCW 36.70A.340 on the county, city, or cities for failure to  
15 reach an agreement as provided in this section. The governor shall  
16 specify the reason or reasons for the imposition of any sanction.

17 (e) No later than July 1, 1992, the legislative authority of each  
18 county that was required or chose to plan under RCW 36.70A.040 as of  
19 June 1, 1991, or no later than fourteen months after the date the  
20 county adopted its resolution of intention or was certified by the  
21 office of financial management the county legislative authority of  
22 any other county that is required or chooses to plan under RCW  
23 36.70A.040, shall adopt a countywide planning policy according to the  
24 process provided under this section and that is consistent with the  
25 agreement pursuant to (b) of this subsection, and after holding a  
26 public hearing or hearings on the proposed countywide planning  
27 policy.

28 (3) A countywide planning policy shall at a minimum, address the  
29 following:

30 (a) Policies to implement RCW 36.70A.110;

31 (b) Policies for promotion of contiguous and orderly development  
32 and provision of urban services to such development;

33 (c) Policies for siting public capital facilities of a countywide  
34 or statewide nature, including transportation facilities of statewide  
35 significance as defined in RCW 47.06.140;

36 (d) Policies for countywide transportation facilities and  
37 strategies;

38 (e) Policies that consider the need for affordable housing, such  
39 as housing for all economic segments of the population and parameters  
40 for its distribution;

1 (f) Policies for joint county and city planning within urban  
2 growth areas;

3 (g) Policies for countywide economic development and employment,  
4 which must include consideration of the future development of  
5 commercial and industrial facilities; (~~and~~)

6 (h) In counties identified in section 3 of this act, policies for  
7 reducing greenhouse gas emissions and mitigating the effects of  
8 climate change to implement the comprehensive plan elements  
9 identified in RCW 36.70A.070(9), consistent with the share of  
10 emission reductions assigned to the jurisdiction under section 5 of  
11 this act; and

12 (i) An analysis of the fiscal impact.

13 (4) Federal agencies and Indian tribes may participate in and  
14 cooperate with the countywide planning policy adoption process.  
15 Adopted countywide planning policies shall be adhered to by state  
16 agencies.

17 (5) Failure to adopt a countywide planning policy that meets the  
18 requirements of this section may result in the imposition of a  
19 sanction or sanctions on a county or city within the county, as  
20 specified in RCW 36.70A.340. In imposing a sanction or sanctions, the  
21 governor shall specify the reasons for failure to adopt a countywide  
22 planning policy in order that any imposed sanction or sanctions are  
23 fairly and equitably related to the failure to adopt a countywide  
24 planning policy.

25 (6) Cities and the governor may appeal an adopted countywide  
26 planning policy to the growth management hearings board within sixty  
27 days of the adoption of the countywide planning policy.

28 (7) Multicounty planning policies shall be adopted by two or more  
29 counties, each with a population of four hundred fifty thousand or  
30 more, with contiguous urban areas and may be adopted by other  
31 counties, according to the process established under this section or  
32 other processes agreed to among the counties and cities within the  
33 affected counties throughout the multicounty region.

34 NEW SECTION. **Sec. 8.** A new section is added to chapter 43.21C  
35 RCW to read as follows:

36 The following actions taken before January 1, 2029, are not  
37 subject to administrative or judicial appeals under this chapter:

38 (1) The adoption of a climate change and natural hazards  
39 resiliency comprehensive plan element specified in RCW 36.70A.070(9)

1 that implements the guidance adopted by the department of commerce  
2 under section 5 of this act or development regulations to implement  
3 that element;

4 (2) The adoption or update of countywide policies to implement  
5 the requirements of RCW 36.70A.210(3)(h) that implements the guidance  
6 adopted by the department of commerce under section 5 of this act; or

7 (3) The adoption of a regional emissions and vehicle miles  
8 reduction plan by a regional transportation planning organization  
9 under RCW 47.80.030(2).

10 NEW SECTION. **Sec. 9.** A new section is added to chapter 36.70A  
11 RCW to read as follows:

12 Until January 1, 2029, the following are not subject to  
13 administrative or judicial appeals under this chapter:

14 (1) The adoption of a climate change and natural hazards  
15 resiliency comprehensive plan element under RCW 36.70A.070(9) that  
16 implements the guidance adopted by the department under section 5 of  
17 this act or development regulations to implement that element;

18 (2) The adoption of countywide planning policies under RCW  
19 36.70A.210(3)(h) that implement the guidance adopted by the  
20 department under section 5 of this act; and

21 (3) The amendment of a transportation element of a comprehensive  
22 plan to be in compliance with RCW 47.80.030(2).

23 **Sec. 10.** RCW 36.70A.100 and 1990 1st ex.s. c 17 s 10 are each  
24 amended to read as follows:

25 The comprehensive plan of each county or city (~~that is~~) adopted  
26 pursuant to RCW 36.70A.040 shall be (~~coordinated~~):

27 (1) Coordinated with, and consistent with, the comprehensive  
28 plans adopted pursuant to RCW 36.70A.040 of other counties or cities  
29 with which the county or city has, in part, common borders or related  
30 regional issues; and

31 (2) Consistent with the regional transportation plans required  
32 under RCW 47.80.030 for the region within which the county or city is  
33 located.

34 **Sec. 11.** RCW 47.80.030 and 2005 c 328 s 2 are each amended to  
35 read as follows:

36 (1) Each regional transportation planning organization shall  
37 develop in cooperation with the department of transportation,

1 providers of public transportation and high capacity transportation,  
2 ports, and local governments within the region, adopt, and  
3 periodically update a regional transportation plan that:

4 (a) Is based on a least cost planning methodology that identifies  
5 the most cost-effective facilities, services, and programs;

6 (b) Identifies existing or planned transportation facilities,  
7 services, and programs, including but not limited to major roadways  
8 including state highways and regional arterials, transit and  
9 nonmotorized services and facilities, multimodal and intermodal  
10 facilities, marine ports and airports, railroads, and noncapital  
11 programs including transportation demand management that should  
12 function as an integrated regional transportation system, giving  
13 emphasis to those facilities, services, and programs that exhibit one  
14 or more of the following characteristics:

15 (i) Crosses member county lines;

16 (ii) Is or will be used by a significant number of people who  
17 live or work outside the county in which the facility, service, or  
18 project is located;

19 (iii) Significant impacts are expected to be felt in more than  
20 one county;

21 (iv) Potentially adverse impacts of the facility, service,  
22 program, or project can be better avoided or mitigated through  
23 adherence to regional policies;

24 (v) Transportation needs addressed by a project have been  
25 identified by the regional transportation planning process and the  
26 remedy is deemed to have regional significance; and

27 (vi) Provides for system continuity;

28 (c) Establishes level of service standards for state highways and  
29 state ferry routes, with the exception of transportation facilities  
30 of statewide significance as defined in RCW 47.06.140. These  
31 regionally established level of service standards for state highways  
32 and state ferries shall be developed jointly with the department of  
33 transportation, to encourage consistency across jurisdictions. In  
34 establishing level of service standards for state highways and state  
35 ferries, consideration shall be given for the necessary balance  
36 between providing for the free interjurisdictional movement of people  
37 and goods and the needs of local commuters using state facilities;

38 (d) Includes a financial plan demonstrating how the regional  
39 transportation plan can be implemented, indicating resources from  
40 public and private sources that are reasonably expected to be made

1 available to carry out the plan, and recommending any innovative  
2 financing techniques to finance needed facilities, services, and  
3 programs;

4 (e) Assesses regional development patterns, capital investment  
5 and other measures necessary to:

6 (i) Ensure the preservation of the existing regional  
7 transportation system, including requirements for operational  
8 improvements, resurfacing, restoration, and rehabilitation of  
9 existing and future major roadways, as well as operations,  
10 maintenance, modernization, and rehabilitation of existing and future  
11 transit, railroad systems and corridors, and nonmotorized facilities;  
12 and

13 (ii) Make the most efficient use of existing transportation  
14 facilities to relieve vehicular congestion and maximize the mobility  
15 of people and goods;

16 (f) Sets forth a proposed regional transportation approach,  
17 including capital investments, service improvements, programs, and  
18 transportation demand management measures to guide the development of  
19 the integrated, multimodal regional transportation system. For  
20 regional growth centers, the approach must address transportation  
21 concurrency strategies required under RCW 36.70A.070 and include a  
22 measurement of vehicle level of service for off-peak periods and  
23 total multimodal capacity for peak periods; and

24 (g) Where appropriate, sets forth the relationship of high  
25 capacity transportation providers and other public transit providers  
26 with regard to responsibility for, and the coordination between,  
27 services and facilities.

28 (2) Each regional transportation planning organization  
29 encompassing at least one jurisdiction described in section 3 of this  
30 act must adopt a regional emission and vehicle miles reduction plan  
31 that addresses all jurisdictions comprising the organization and  
32 that:

33 (a) Implements the goals adopted under RCW 47.01.440 to reduce  
34 annual per capita vehicle miles traveled; and

35 (b) Will reduce greenhouse gas emissions, in aggregate, from the  
36 transportation sector consistent with the share of emission  
37 reductions assigned by the department of commerce under section 5 of  
38 this act to the jurisdictions comprising the organization.

39 (3) The organization shall review the regional transportation  
40 plan biennially for currency and forward the adopted plan along with

1 documentation of the biennial review to the state department of  
2 transportation.

3       (~~(3)~~) (4) All transportation projects, programs, and  
4 transportation demand management measures within the region that have  
5 an impact upon regional facilities or services must be consistent  
6 with the plan and with the adopted regional growth and transportation  
7 strategies.

--- END ---