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SENATE BILL 5913

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State of Washington

60th Legislature

2007 Regular Session

By Senators Kline, Swecker, Jacobsen, Hatfield, Pflug, Clements, Tom, Kilmer, Marr, Delvin, Parlette, McCaslin, Rockefeller, Benton, Franklin, Shin, Sheldon, Rasmussen and Holmquist

Read first time 02/07/2007. Referred to Committee on Government Operations & Elections.

1 AN ACT Relating to growth management planning related to the  
2 development of population projections; and amending RCW 36.70A.210 and  
3 43.62.035.

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

5 **Sec. 1.** RCW 36.70A.210 and 1998 c 171 s 4 are each amended to read  
6 as follows:

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

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

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

11 (b) The process and framework for adoption of a countywide planning  
12 policy specified in (a) of this subsection shall determine the manner  
13 in which the county and the cities agree to all procedures and  
14 provisions including but not limited to desired planning policies,  
15 deadlines, ratification of final agreements and demonstration thereof,  
16 and financing, if any, of all activities associated therewith.

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

21 (d) If there is no agreement by October 1, 1991, in a county that  
22 was required or chose to plan under RCW 36.70A.040 as of June 1, 1991,  
23 or if there is no agreement within one hundred twenty days of the date  
24 the county adopted its resolution of intention or was certified by the  
25 office of financial management in any other county that is required or  
26 chooses to plan under RCW 36.70A.040, the governor shall first inquire  
27 of the jurisdictions as to the reason or reasons for failure to reach  
28 an agreement. If the governor deems it appropriate, the governor may  
29 immediately request the assistance of the department of community,  
30 trade, and economic development to mediate any disputes that preclude  
31 agreement. If mediation is unsuccessful in resolving all disputes that  
32 will lead to agreement, the governor may impose appropriate sanctions  
33 from those specified under RCW 36.70A.340 on the county, city, or  
34 cities for failure to reach an agreement as provided in this section.  
35 The governor shall specify the reason or reasons for the imposition of  
36 any sanction.

37 (e) No later than July 1, 1992, the legislative authority of each  
38 county that was required or chose to plan under RCW 36.70A.040 as of

1 June 1, 1991, or no later than fourteen months after the date the  
2 county adopted its resolution of intention or was certified by the  
3 office of financial management the county legislative authority of any  
4 other county that is required or chooses to plan under RCW 36.70A.040,  
5 shall adopt a countywide planning policy according to the process  
6 provided under this section and that is consistent with the agreement  
7 pursuant to (b) of this subsection, and after holding a public hearing  
8 or hearings on the proposed countywide planning policy.

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

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

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

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

17 (d) Policies for countywide transportation facilities and  
18 strategies;

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

22 (f) Policies for joint county and city planning within urban growth  
23 areas;

24 (g) Policies for countywide economic development and employment;  
25 (~~and~~)

26 (h) Policies that provide for a supply of housing within the  
27 regional housing market sufficient to accommodate employment growth and  
28 demand for all types of residential living, including part-time,  
29 retirement, and second homes; and

30 (i) An analysis of the fiscal impact.

31 (4) Federal agencies and Indian tribes may participate in and  
32 cooperate with the countywide planning policy adoption process.  
33 Adopted countywide planning policies shall be adhered to by state  
34 agencies.

35 (5) Failure to adopt a countywide planning policy that meets the  
36 requirements of this section may result in the imposition of a sanction  
37 or sanctions on a county or city within the county, as specified in RCW  
38 36.70A.340. In imposing a sanction or sanctions, the governor shall

1 specify the reasons for failure to adopt a countywide planning policy  
2 in order that any imposed sanction or sanctions are fairly and  
3 equitably related to the failure to adopt a countywide planning policy.

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

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

13 **Sec. 2.** RCW 43.62.035 and 1997 c 429 s 26 are each amended to read  
14 as follows:

15 (1) The office of financial management shall determine the  
16 population of each county of the state annually as of April 1st of each  
17 year and on or before July 1st of each year shall file a certificate  
18 with the secretary of state showing its determination of the population  
19 for each county. The office of financial management also shall  
20 determine the percentage increase in population for each county over  
21 the preceding ten-year period, as of April 1st, and shall file a  
22 certificate with the secretary of state by July 1st showing its  
23 determination. At least once every five years or upon the availability  
24 of decennial census data, whichever is (~~later~~) sooner, the office of  
25 financial management shall prepare twenty-year growth management  
26 planning population projections required by RCW 36.70A.110 for each  
27 county that adopts a comprehensive plan under RCW 36.70A.040 and shall  
28 review these projections with such counties and the cities in those  
29 counties before final adoption. The projections shall be based on a  
30 determination of the anticipated economic and job growth for these  
31 counties and shall rely on relevant data concerning the critical  
32 components of the local economy and relevant market factors at the  
33 national, state, and local levels. The projections shall account for  
34 anticipated migrations within the state by retirees and telecommuters.  
35 In recognition of the typical length of planning cycles, and of the  
36 planning cycles for local governments, the office shall provide

1 supplemental twenty-year growth projections on an annual basis to  
2 ensure economic and job growth together with population growth are  
3 accommodated by the jurisdictions.

4 (2) Population projections for each county shall be based on:

5 (a) Projected growth statewide and the share of state growth  
6 historically accommodated by the county;

7 (b) Projected natural population changes caused by births and  
8 deaths within the county;

9 (c) A determination of the anticipated economic and job growth  
10 within the county, using relevant data concerning the critical  
11 components of the local economy and relevant market factors at the  
12 national, state, and local levels;

13 (d) Projected natural population increase, economic growth, and job  
14 growth in adjacent counties that may result in spillover housing  
15 demand;

16 (e) Projected net migration into the county, including an  
17 assessment of the degree to which population growth will be affected by  
18 the county's popularity as a location for telecommuting, vacation  
19 homes, and retirement living; and

20 (f) Other factors determined to be relevant and consistent with  
21 accepted demographic techniques.

22 (3) The county and its cities, and other interested parties, may  
23 provide to the office such information as they deem relevant to the  
24 office's projection, and the office shall consider and comment on such  
25 information before adoption. Each projection shall be expressed as a  
26 reasonable range (~~developed within the standard state high and low~~  
27 ~~projection~~)). The ((middle)) range shall represent the office's  
28 estimate of the most likely population projection for the county. If  
29 any city or county believes that a projection will not accurately  
30 reflect actual population growth in a county, it may petition the  
31 office to revise the projection accordingly. ((The office shall  
32 complete the first set of ranges for every county by December 31,  
33 1995.))

34 (4) A comprehensive plan adopted or amended before December 31,  
35 1995, shall not be considered to be in noncompliance with the twenty-  
36 year growth management planning population projection if the projection

1 used in the comprehensive plan is in compliance with the range later  
2 adopted under this section.

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