

shall be empowered to execute with the director any such contract during the term of any previously executed contract authorized by this section.

Passed the House February 22, 1967.

Passed the Senate March 7, 1967.

Approved by the Governor March 21, 1967.

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CHAPTER 182.

[House Bill No. 926.]

AERONAUTICS—AIRPORTS.

AN ACT relating to aeronautics and airports; and amending section 11, chapter 182, Laws of 1945, as amended by section 1, chapter 120, Laws of 1949 and RCW 14.08.200.

*Be it enacted by the Legislature of the State of Washington:*

RCW 14.08.200  
amended.

Section 1. Section 11, chapter 182, Laws of 1945 as last amended by section 1, chapter 120, Laws of 1949 and RCW 14.08.200 are each amended to read as follows:

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operation.

(1) All powers, rights and authority granted to any municipality in this chapter may be exercised and enjoyed by two or more municipalities, or by this state and one or more municipalities therein, acting jointly, either within or without the territorial limits of either or any of said municipalities and within or without this state, or by this state or any municipality therein acting jointly with any other state or municipality therein, either within or without this state: *Provided*, The laws of such other state permit such joint action.

(2) For the purposes of this section only, unless another intention clearly appears or the context otherwise requires, this state shall be included in the term "municipality," and all the powers conferred upon municipalities in this chapter, if not otherwise

conferred by law, are hereby conferred upon this state when acting jointly with any municipality or municipalities. Where reference is made to the "governing body" of a municipality, that term shall mean, as to the state, its director of aeronautics.

(3) Any two or more municipalities may enter into agreements with each other, duly authorized by ordinances or resolution, as may be appropriate, for joint action pursuant to the provisions of this section. Concurrent action by the governing bodies of the municipalities involved shall constitute joint action.

(4) Each such agreement shall specify its terms; the proportionate interest which each municipality shall have in the property, facilities and privileges involved, and the proportion of preliminary costs, cost of acquisition, establishment, construction, enlargement, improvement and equipment, and of expenses of maintenance, operation and regulation to be borne by each, and make such other provisions as may be necessary to carry out the provisions of this section. It shall provide for amendments thereof and for conditions and methods of termination; for the disposition of all or any part of the property, facilities and privileges jointly owned if said property, facilities and privileges, or any part thereof, shall cease to be used for the purposes herein provided or if the agreement shall be terminated, and for the distribution of the proceeds received upon any such disposition, and of any funds or other property jointly owned and undisposed of, and the assumption or payment of any indebtedness arising from the joint venture which remains unpaid, upon any such disposition or upon a termination of the agreement.

(5) Municipalities acting jointly as herein authorized shall create a board from the inhabitants of such municipalities for the purpose of acquiring

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property for, establishing, constructing, enlarging, improving, maintaining, equipping, operating and regulating the airports and other air navigation facilities and airport protection privileges to be jointly acquired, controlled, and operated. Such board shall consist of members to be appointed by the governing body of each municipality involved, the number to be appointed by each to be provided for by the agreement for the joint venture. Each member shall serve for such time and upon such terms as to compensation, if any, as may be provided for in the agreement.

(6) Each such board shall organize, select officers for terms to be fixed by the agreement, and adopt and from time to time amend rules of procedure.

(7) Such board may exercise, on behalf of the municipalities acting jointly by which it is appointed, all the powers of each of such municipalities granted by this chapter, except as herein provided. Real property, airports, restricted landing areas, air protection privileges, or personal property costing in excess of a sum to be fixed by the joint agreement, may be acquired, and condemnation proceedings may be instituted, only by approval of the governing bodies of each of the municipalities involved; upon the approval of the governing body, or if no approval be necessary then upon the board's own determination, such property may be acquired by private negotiation under such terms and conditions as to the board may seem just and proper. The total amount of expenditures to be made by the board for any purpose in any calendar year shall be determined by the municipalities involved by the approval by each on or before the preceding December 1st, of a budget for the ensuing calendar year, which budget may be amended or supplemented by joint resolution of the municipalities involved during the

calendar year for which the original budget was approved. Rules and regulations provided for by RCW 14.08.120(2) shall become effective only upon approval of each of the appointing governing bodies. No real property and no airport, other navigation facility, or air protection privilege, owned jointly, shall be disposed of by the board by sale except by authority of all the appointing governing bodies, but the board may lease space, land area or improvements and grant concessions on airports for aeronautical purposes, or other purposes which will not interfere with the aeronautical purposes of such airport, air navigation facility or air protection privilege by private negotiation under such terms and conditions as to the board may seem just and proper, subject to the provisions of RCW 14.08.120(4). Subject to the provisions of the agreement for the joint venture, and when it shall appear to the board to be in the best interests of the municipalities involved, the board may sell any personal property by private negotiations under such terms and conditions as to the board may seem just and proper.

(8) Each municipality, acting jointly with another, pursuant to the provisions of this section is authorized and empowered to enact, concurrently with the other municipalities involved, such ordinances as are provided for by RCW 14.08.120(2), and to fix by such ordinances penalties for the violation thereof, which ordinances when so concurrently adopted, shall have the same force and effect within the municipalities and on any property jointly controlled by them or adjacent thereto, whether within or without the territorial limits of either or any of them, as ordinances of each municipality involved, and may be enforced in any one of said municipalities in like manner as are its individual ordinances. The consent of the state director of aeronautics to any such ordinance, where the state is a party to the

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joint venture, shall be equivalent to the enactment of the ordinance by a municipality. The publication provided for in RCW 14.08.120(2), aforesaid, shall be made in each municipality involved in the manner provided by law or charter for publication of its individual ordinances.

(9) Condemnation proceedings shall be instituted, in the names of the municipalities jointly, and the property acquired shall be held by the municipalities as tenants in common. The provisions of RCW 14.08.030(2) shall apply to such proceedings.

(10) For the purpose of providing funds for necessary expenditures in carrying out the provisions of this section, a joint fund shall be created and maintained, into which each of the municipalities involved shall deposit its proportionate share as provided by the joint agreement, such funds to be provided for by bond issues, tax levies and appropriations made by each municipality in the same manner as though it were acting separately under the authority of this chapter, and into which shall be paid the revenues obtained from the ownership, control and operation of the airports and other air navigation facilities jointly controlled, to be expended as provided in this chapter; revenues in excess of cost of maintenance and operating expenses of the joint properties to be divided or allowed to accumulate for future anticipated expenditures as may be provided in the original agreement, or amendments thereto, for the joint venture. The action of municipalities involved in heretofore permitting such revenues to so accumulate is declared to be legal and valid.

(11) All disbursements from such fund shall be made by order of the board in accordance with such rules and regulations and for such purposes as the appointing governing bodies, acting jointly, shall prescribe.

(12) Specific performance of the provisions of any joint agreement entered into as provided for in this section may be enforced as against any party thereto by the other party or parties thereto.

Passed the House March 2, 1967.

Passed the Senate March 7, 1967.

Approved by the Governor March 21, 1967.

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### CHAPTER 183.

[Engrossed House Bill No. 716.]

#### COMMUNITY COLLEGES—STUDY.

AN ACT relating to education.

*Be it enacted by the Legislature of the State of Washington:*

Section 1. The state board for community college education is hereby directed to make a study of the priorities heretofore determined by the State Board of Education for establishing four new community colleges as follows: Lower Yakima Valley Community College, Spokane Valley Community College, Puyallup Community College, and Lake Washington Community College. In order to prepare the study and to carry out the provisions of this act, the state board for community college education is directed to obtain and consider all information compiled by the state board of education for the purpose of determining the priority to be applied with respect to the above proposed community colleges. The state board of education is hereby directed to assist the state board for community college education by making available to the latter board all information compiled by the state board of education relative to the priority to be assigned to each location. The study by the state board for community college education shall be completed by September 1, 1967.

Community colleges—  
Study of  
priorities for  
new locations.