

CHAPTER 179

[Substitute House Bill No. 972]

ANNEXATION OF CITIES AND TOWNS TO FIRE PROTECTION DISTRICTS

AN ACT Relating to fire protection; amending section 1, chapter 34, Laws of 1939 as last amended by section 1, chapter 237, Laws of 1959 and RCW 52.04.020; amending section 6, chapter 237, Laws of 1959 and RCW 52.22.030; and adding new sections to chapter 52.04 RCW.

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

NEW SECTION. Section 1. There is added to chapter 52.04 RCW a new section to read as follows:

A city or town lying contiguous to a fire protection district may be annexed to such district if at the time of the initiation of annexation the population of the city or town is 10,000 or less. The legislative authority of the city or town may initiate annexation by the adoption of an ordinance stating an intent to join the fire protection district and finding that the public interest will be served thereby. If the board of fire commissioners of the fire protection district shall concur in the annexation, notification thereof shall be transmitted to the legislative authority or authorities of the counties in which the city or town and the district are situated.

NEW SECTION. Sec. 2. There is added to chapter 52.04 RCW a new section to read as follows:

The county legislative authority or authorities shall by resolution call a special election to be held in such city or town and in the fire protection district at the next date provided in RCW 29.13.010 but not less than forty-five days from the date of the declaration of such finding, and shall cause notice of such election to be given as provided for in RCW 29.27.080.

The election on the annexation of the city or town into the fire protection district shall be conducted by the auditor of the county or counties in which the city or town and the fire protection district are located in accordance with the general election laws of the state and the results thereof shall be canvassed by the canvassing board of the county or counties. No person shall be entitled to vote at such election unless he or she is registered to vote in said city or town or unless he or she is residing within the boundaries of the fire protection district and is registered to vote in a county in which all or a portion of such district is located for at least thirty days preceding the date of the election. The ballot proposition shall be in substantially the following form:

"Shall the city or town of be annexed to and be a part of fire protection district?"

YES _____
NO _____"

If a majority of the persons voting on the proposition in the city or town and a majority of the persons voting on the proposition in the fire protection district shall vote in favor thereof, the city or town shall thereupon be annexed and shall be a part of such fire protection district.

NEW SECTION. Sec. 3. There is added to chapter 52.04 RCW a new section to read as follows:

The legislative body of such a city or town which has annexed to such a fire protection district, may, by resolution, present to the voters of such city or town a proposition to withdraw from said fire protection district at any general election held at least three years following the annexation to the fire protection district. If the voters approve such a proposition to withdraw from said fire protection district, the city or town shall have a vested right in the capital assets of the district proportionate to the taxes levied within the corporate boundaries of the city or town and utilized by the fire district to acquire such assets.

NEW SECTION. Sec. 4. There is added to chapter 52.04 RCW a new section to read as follows:

The annual tax levies authorized by chapter 52.16 RCW shall be imposed throughout the fire protection district, including any city or town annexed thereto. Any city or town annexed to a fire protection district shall be entitled to levy up to three dollars and sixty cents per thousand dollars of assessed valuation less any regular levy made by the fire protection district or by a library district pursuant to the provisions of RCW 27.12.390 in the incorporated area, notwithstanding any other provision of law: **PROVIDED,** That the limitations upon regular property taxes imposed by chapter 84.55 RCW shall apply.

Sec. 5. Section 1, chapter 34, Laws of 1939 as last amended by section 1, chapter 237, Laws of 1959 and RCW 52.04.020 are each amended to read as follows:

Fire protection districts for the elimination of fire hazards and for the protection of life and property in territories outside of cities and towns, except where such cities and towns have been annexed into a fire protection district, are hereby authorized to be established as in this act provided.

Sec. 6. Section 6, chapter 237, Laws of 1959 and RCW 52.22.030 are each amended to read as follows:

Effective January 1, 1960, every city or town, or portion thereof, which is situated within the boundaries of a fire protection district shall become automatically removed from such fire protection district, and no fire protection district shall thereafter include any city or town, or portion thereof,

within its boundaries except as provided for in sections 1 through 4 of this 1979 act and RCW 52.04.020.

- Passed the House April 25, 1979.
- Passed the Senate April 19, 1979.
- Approved by the Governor May 14, 1979.
- Filed in Office of Secretary of State May 14, 1979.

CHAPTER 180

[Substitute House Bill No. 1032]

STATE ROUTE 90—COMPLETION CONSTRUCTION BOND ISSUE—
APPROPRIATION

AN ACT Relating to state highway bonds; adding new sections to chapter 47.10 RCW; making appropriations; and declaring an emergency.

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

NEW SECTION. Section 1. In order to provide funds for the location, design, right of way, and construction of selected interstate highway improvements, there shall be issued and sold upon the request of the Washington state transportation commission, a total of one hundred million dollars of general obligation bonds of the state of Washington to pay the state's share of costs for completion of state route 90 (state route 5 to state route 405) and other related state highway projects eligible for regular federal interstate funding.

NEW SECTION. Sec. 2. Upon request being made by the transportation commission, the state finance committee shall supervise and provide for the issuance, sale, and retirement of the bonds authorized by section 1 of this 1979 act in accordance with the provisions of chapter 39.42 RCW. The amount of such bonds issued and sold under the provisions of sections 1 through 9 of this 1979 act in any biennium may not exceed the amount of a specific appropriation therefor. Such bonds may be sold from time to time in such amounts as may be necessary for the orderly progress of the state highway improvements specified in section 1 of this 1979 act.

NEW SECTION. Sec. 3. The proceeds from the sale of the bonds authorized by section 1 of this 1979 act shall be deposited in the motor vehicle fund and such proceeds shall be available only for the purposes enumerated in section 1 of this 1979 act, for the payment of bond anticipation notes, if any, and for the payment of the expense incurred in the drafting, printing, issuance, and sale of such bonds.

NEW SECTION. Sec. 4. Bonds issued under the provisions of section 1 of this 1979 act shall distinctly state that they are a general obligation of the state of Washington, shall pledge the full faith and credit of the state to the payment of the principal thereof and the interest thereon, and shall contain an unconditional promise to pay such principal and interest as the