

CHAPTER 141

[Engrossed Substitute Senate Bill No. 2956]

OUTDOOR ADVERTISING—REMOVAL—COMPENSATION

AN ACT Relating to outdoor advertising; and adding a new section to chapter 47.42 RCW; and declaring an emergency.

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

NEW SECTION. Section 1. There is added to chapter 47.42 RCW a new section to read as follows:

(1) Just compensation shall be paid upon the removal of any existing sign pursuant to the provisions of any resolution or ordinance of any county, city, or town of the state of Washington by such county, city, or town if:

(a) Such sign was lawfully in existence on May 10, 1971 (the effective date of the Scenic Vistas Act of 1971); or

(b) Such sign was erected subsequent to May 10, 1971 (the effective date of the Scenic Vistas Act of 1971), in compliance with existing state and local law.

(2) Such compensation shall be paid in the same manner as specified in RCW 47.42.102(2) for the following:

(a) The taking from the owner of such sign, display, or device of all right, title, leasehold, and interest in such sign, display, or device; and

(b) The taking from the owner of the real property on which the sign, display, or device is located, of the right to erect and maintain such signs, displays, and devices thereon.

NEW SECTION. Sec. 2. If any provision of this 1977 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

***NEW SECTION.** Sec. 3. *This 1977 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.*

*Sec. 3. was vetoed, see message at end of chapter.

Passed the Senate May 24, 1977.

Passed the House May 23, 1977.

Approved by the Governor June 1, 1977, with the exception of section 3 which is vetoed.

Filed in Office of Secretary of State June 1, 1977.

Note: Governor's explanation of partial veto is as follows:

"I am returning to you herewith without my approval as to one section, Substitute Senate Bill No. 2956, entitled:

"AN ACT Relating to outdoor advertising; and adding a new section to chapter 47.42 RCW; and declaring an emergency."

Section 3 of the bill declares an emergency and provides for the act to take effect immediately. Under the Constitution, Article II, Sections 1(b) and 41, the use of an emergency clause should be restricted to those instances where the use is clearly warranted due to the urgency of the situation.

Although the intent of this bill requires compensation to be paid in those situations where signs are removed, there is no true emergency involved. For these reasons, I have vetoed this section.

With the exception of section 3, which I have vetoed, the remainder of Substitute Senate Bill No. 2956 is approved."

CHAPTER 142

[Substitute House Bill No. 165]

PUBLIC WATER SYSTEM COORDINATION ACT OF 1977

AN ACT Relating to public water system coordination; and adding a new chapter to Title 70 RCW.

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

NEW SECTION. Section 1. The legislature hereby finds that an adequate supply of potable water for domestic, commercial, and industrial use is vital to the health and well-being of the people of the state. Readily available water for use in public water systems is limited and should be developed and used efficiently with a minimum of loss or waste.

In order to maximize efficient and effective development of the state's public water supply systems, the department of social and health services shall assist water purveyors by providing a procedure to coordinate the planning of the public water supply systems.

NEW SECTION. Sec. 2. The purposes of this chapter are:

- (1) To provide for the establishment of critical water supply service areas related to water utility planning and development;
- (2) To provide for the development of minimum planning and design standards for critical water supply service areas to insure that water systems developed in these areas are consistent with regional needs;
- (3) To assist in the orderly and efficient administration of state financial assistance programs for public water systems; and
- (4) To assist public water systems to meet reasonable standards of quality, quantity and pressure.

NEW SECTION. Sec. 3. Unless the context clearly requires otherwise, the following terms when used in this chapter shall be defined as follows:

(1) "Coordinated water system plan" means a plan for public water systems within a critical water supply service area which identifies the present and future needs of the systems and sets forth means for meeting those needs in the most efficient manner possible. Such a plan shall include provisions for subsequently updating the plan. In areas where more than one water system exists, a coordinated plan may consist of either: (a) A new plan developed for the area following its designation as a critical water supply service area; or (b) a compilation of compatible water system plans existing at the time of such designation and containing such supplementary provisions as are necessary to satisfy the requirements of this chapter. Any such coordinated plan must include provisions regarding: Future service area designations; assessment of the feasibility of shared source, transmission, and storage facilities; emergency inter-ties; design standards; and other concerns related to the construction and operation of the water system facilities.

(2) "Critical water supply service area" means a geographical area which is characterized by a proliferation of small, inadequate water systems, or by water supply problems which threaten the present or future water quality or reliability of