

the state government and its existing public institutions, and shall take effect immediately.

Passed the House February 6, 1981.

Passed the Senate March 19, 1981.

Approved by the Governor March 20, 1981.

Filed in Office of Secretary of State March 20, 1981.

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## CHAPTER 17

[Senate Bill No. 3213]

### ELECTRIFIED PUBLIC STREETCAR LINES—LOCAL IMPROVEMENTS

AN ACT Relating to electrified public streetcar lines; amending section 35.43.040, chapter 7, Laws of 1965 as amended by section 1, chapter 258, Laws of 1969 ex. sess. and RCW 35.43.040; and declaring an emergency.

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

Section 1. Section 35.43.040, chapter 7, Laws of 1965 as amended by section 1, chapter 258, Laws of 1969 ex. sess. and RCW 35.43.040 are each amended to read as follows:

Whenever the public interest or convenience may require, the legislative authority of any city or town may order the whole or any part of any local improvement including but not restricted to those, or any combination thereof, listed below to be constructed, reconstructed, repaired, or renewed and landscaping including but not restricted to the planting, setting out, cultivating, maintaining, and renewing of shade or ornamental trees and shrubbery thereon; may order any and all work to be done necessary for completion thereof; and may levy and collect special assessments on property specially benefited thereby to pay the whole or any part of the expense thereof, viz:

(1) Alleys, avenues, boulevards, lanes, park drives, parkways, public places, public squares, public streets, their grading, regrading, planking, replanking, paving, repaving, macadamizing, remacadamizing, graveling, re-graveling, piling, repiling, capping, recapping, or other improvement; if the management and control of park drives, parkways, and boulevards is vested in a board of park commissioners, the plans and specifications for their improvement must be approved by the board of park commissioners before their adoption;

(2) Auxiliary water systems;

(3) Auditoriums, field houses, gymnasiums, swimming pools, or other recreational or playground facilities or structures;

(4) Bridges, culverts, and trestles and approaches thereto;

(5) Bulkheads and retaining walls;

(6) Dikes and embankments;

(7) Drains, sewers and sewer appurtenances which as to trunk sewers shall include as nearly as possible all the territory which can be drained through the trunk sewer and subsewers connected thereto;

(8) Escalators or moving sidewalks together with the expense of operation and maintenance;

(9) Parks and playgrounds;

(10) Sidewalks, curbing, and crosswalks;

(11) Street lighting systems together with the expense of furnishing electrical energy, maintenance, and operation;

(12) Underground utilities transmission lines;

(13) Water mains, hydrants and appurtenances which as to trunk water mains shall include as nearly as possible all the territory in the zone or district to which water may be distributed from the trunk water mains through lateral service and distribution mains and services;

(14) Fences, culverts, syphons, or coverings or any other feasible safeguards along, in place of, or over open canals or ditches to protect the public from the hazards thereof;

(15) Roadbeds, trackage, signalization, storage facilities for rolling stock, overhead and underground wiring, and any other stationary equipment reasonably necessary for the operation of an electrified public street-car line.

NEW SECTION. Sec. 2. This 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.

Passed the Senate February 12, 1981.

Passed the House March 30, 1981.

Approved by the Governor April 3, 1981.

Filed in Office of Secretary of State April 3, 1981.

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## CHAPTER 18

[Substitute Senate Bill No. 3076]

### SALES TAX—VENDING MACHINE FOOD SALES

AN ACT Relating to revenue and taxation; and amending section 49, chapter 37, Laws of 1980 as amended by section 3, chapter 86, Laws of 1980 and RCW 82.08.0284.

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

Section 1. Section 49, chapter 37, Laws of 1980 as amended by section 3, chapter 86, Laws of 1980 and RCW 82.08.0284 are each amended to read as follows:

(1) The tax levied by RCW 82.08.020 shall not apply to sales of food products for human consumption.