

during the daylight hours or at night when such equipment has lights that comply with the law.

Passed the House March 4, 1955.

Passed the Senate March 8, 1955.

Approved by the Governor March 18, 1955.

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## CHAPTER 266.

[ H. B. 504. ]

### CITIES AND TOWNS—SEWERAGE SYSTEMS.

AN ACT relating to systems of sewerage of cities and towns; providing for issuance of bonds; validating certain revenue bonds heretofore issued; amending section 1, chapter 193, Laws of 1941 and RCW 35.67.010 and 35.67.020; and adding two new sections to chapter 35.67 RCW.

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

SECTION 1. Section 1, chapter 193, Laws of 1941, (heretofore codified as RCW 35.67.010 and 35.67.020) is divided and amended as set forth in sections 2 and 3 of this act.

Division and amendment.

SEC. 2. (RCW 35.67.010) A "system of sewerage" means and includes:

"System of sewerage" means and includes.

- (1) Sanitary sewage disposal sewers;
- (2) Combined sanitary sewage disposal and storm or surface water sewers;
- (3) Storm or surface water sewers when the acquisition, construction, or installation, and the maintenance, conduct and operation of the same is found to be necessary by the legislative body of the city or town for the proper and efficient operation of a system of sanitary sewage disposal and treatment or the proper and efficient operation of a combined system of sanitary sewage and storm or surface water disposal and treatment;
- (4) Outfalls for storm or sanitary sewage and

works, plants, and facilities for sanitary sewage treatment and disposal, or

(5) Any combination of or part of any or all of such facilities.

"Public utility" means "system of sewerage."

The words "public utility" when used in chapter 35.67 RCW shall have the same meaning as the words "system of sewerage."

Enacted without amendment.

SEC. 3. (RCW 35.67.020) Every city and town may construct, condemn and purchase, acquire, add to, maintain, conduct, and operate systems of sewerage and systems and plants for refuse collection and disposal together with additions, extensions, and betterments thereto, within and without its limits, with full jurisdiction and authority to manage, regulate, and control them and to fix, alter, regulate, and control the rates and charges for the use thereof.

New section.

SEC. 4. There is added to chapter 35.67 RCW, a new section to read as follows:

Revenue bonds principal and interest to be paid from.

In the event revenue bonds of any city or town are issued to provide funds to pay part or all of the cost of acquiring, constructing, or installing storm or surface water sewers, or any part thereof necessary for the proper and efficient operation of a system of sanitary sewage disposal and treatment, or the proper and efficient operation of a combined system of sanitary sewage and storm or surface water disposal and treatment, the principal of and interest on such bonds may only be paid from revenues derived from charges made for sanitary sewage disposal service, and charges may not be made for storm or surface water removal. The words "system of sewerage" and "sewerage system" where the same are used in RCW 35.67.190 shall not embrace "system of sewerage" as it is defined in section 1 of this act applicable to storm or surface water sewers, or facilities therefor, only. When storm or surface water sewers only, or outfalls, or facilities

therefor, are acquired, constructed, or installed as authorized in section 1 of this act, the same may not be combined with, and made a part of, the water system of any city or town as provided in RCW 35.67-.320 through 35.67.340 unless such city or town has other sewer lines and facilities that carry, treat, or dispose of both sanitary sewage and storm or surface waters in the same lines or plant.

SEC. 5. There is added to chapter 35.67 RCW, a New section. new section to read as follows:

Any and all water, sewer, or water and sewer revenue bonds part or all of which may have been heretofore issued by any city or town for the purpose of providing funds to pay part or all of the cost of acquiring, constructing, or installing a system of storm or surface water sewers or any part thereof necessary for the proper and efficient operation of a system of sanitary sewage disposal sewers or a sanitary sewage treatment plant, the proceedings for the issuance of which were valid in all other respects, are approved, ratified and validated, and are declared to be legal and binding obligations of such city or town, both principal of and interest on which are payable only out of the revenues of the utility or utilities pledged for such payment.

Revenue bonds  
issued  
heretofore.

Passed the House February 26, 1955.

Passed the Senate March 7, 1955.

Approved by the Governor March 18, 1955.