

CHAPTER 54.

[H. B. 156.]

LIMITED ACCESS HIGHWAYS.

AN ACT relating to limited access highways; amending sections 6 and 11, chapter 167, Laws of 1951 and RCW 47.52.072 and 47.52.080.

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

Amendment.

SECTION 1. Section 6, chapter 167, Laws of 1951 and RCW 47.52.072 are each amended to read as follows:

Notice of proposal and hearing.

(RCW 47.52.072) No existing highway, road or street, or portion of an existing highway, road or street may be established as a limited access facility until the owners or reputed owners of the abutting property of the section affected, as indicated in the tax rolls of the county be given notice of such proposal and an opportunity to be heard thereon.

Service.

Such notice shall be served upon such owners or reputed owners by United States mail in writing and shall designate the existing highway, road or street or portion thereof, which it is proposed shall be designated as a limited access facility and shall set a time for hearing as to such proposal which time shall be not less than thirty days after mailing of such notice. Such notice shall indicate a suitable location in the county affected where plans for such proposal may be inspected by any party affected or their representatives. When the owners of abutting property are unknown or cannot be located, such notice may be served by publication in the county or by posting a copy thereof at some conspicuous place upon the right of way or proposed right of way of such highway, road or street where it abuts upon the property of such owners. Notice given as herein provided shall be deemed sufficient as to any owner or reputed owner or to any unknown owner or owner who cannot be located for all purposes under

Contents.

Service by publication.

Posting.

this chapter: *Provided*, That any property owner or owners may waive in writing the requirements of said hearing as set forth herein as may affect ownership of property abutting on said proposed limited access highway.

Waiver of hearing.

SEC. 2. Section 11, chapter 167, Laws of 1951 and RCW 47.52.080 are amended to read as follows:

Amendment.

No existing public highway, road or street shall be constructed as a limited access facility except upon the waiver, purchase, or condemnation of the abutting owner's right of access thereto as herein provided. In cases involving existing highways, if the abutting property is used for business at the time the notice is given as provided in RCW 47.52.072, the owner of such property shall be entitled to compensation for the loss of adequate ingress to or egress from such property as business property in its existing condition at the time of the notice provided in RCW 47.52.072 as for the taking or damaging of property for public use.

Waiver, purchase, or condemnation of rights of access required.

Passed the House February 3, 1955.

Passed the Senate February 18, 1955.

Approved by the Governor March 1, 1955.