

CHAPTER 304.

[ H. B. 125. ]

PARK AND RECREATION DISTRICTS.

AN ACT relating to county recreation districts; amending sections 1, 2, 3, 7, 13, 14, 20 and 33, chapter 58, Laws of 1957 and RCW 36.69.010, 36.69.020, 36.69.030, 36.69.070, 36.69.130, 36.69.140, 36.69.190 and 36.69.900; amending section 3, chapter 23, Laws of 1951 second extraordinary session, as last amended by section 1, chapter 32, Laws of 1957 and RCW 84.52.052; and repealing section 15, chapter 58, Laws of 1957.

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

RCW 36.69.010 amended.

SECTION 1. Section 1, chapter 58, Laws of 1957 and RCW 36.69.010 are each amended to read as follows:

Park and recreation districts authorized.

Park and recreation districts are hereby authorized to be formed in Class AA counties and in counties of the second, eighth or ninth class as municipal corporations for the purpose of providing leisure time activities and facilities, including swimming pools, of a nonprofit nature as a public service to the residents of the geographical areas included within their boundaries.

RCW 36.69.020 amended.

SEC. 2. Section 2, chapter 58, Laws of 1957 and RCW 36.69.020 are each amended to read as follows:

Formation of district by petition—Procedure.

The formation of a park and recreation district in Class AA counties or in counties of the second, eighth or ninth class shall be initiated by a petition designating the boundaries thereof by metes and bounds, or by describing the land to be included therein by townships, ranges and legal subdivisions. Such petition shall set forth the object of the district and state that it will be conducive to the public welfare and convenience, and that it will be a benefit to the area therein. Such petition shall be signed by not less than fifteen percent of the registered voters within the area so described. No person sign-

ing the petition may withdraw his name therefrom after filing.

The petition shall be filed with the auditor of the county within which the proposed district is located, accompanied by an obligation signed by two or more petitioners, agreeing to pay the cost of the publication of the notice provided for in RCW 36.69.040. The county auditor shall, within thirty days from the date of filing the petition, examine the signatures and certify to the sufficiency or insufficiency thereof; and for that purpose shall have access to all registration books or records in the possession of the registration officers of the election precincts included, in whole or in part, within the proposed district. Such books and records shall be prima facie evidence of the truth of the certificate.

If the petition is found to contain a sufficient number of signatures of qualified persons, the auditor shall transmit it, together with his certificate of sufficiency attached thereto, to the county commissioners who shall by resolution entered upon their minutes, receive it and fix a day and hour when they will publicly hear the petition, as provided in RCW 36.69.040.

SEC. 3. Section 3, chapter 58, Laws of 1957 and RCW 36.69.030 are each amended to read as follows:

RCW 36.69.030  
amended.

A park and recreation district in Class AA counties and in counties of the second, eighth or ninth class may include any unincorporated area in the state and, when any part of the proposed district lies within the corporate limits of any city or town, said petition shall be accompanied by a certified copy of a resolution of the governing body of said city or town, approving inclusion of the area within the corporate limits of the city or town.

Area included  
—Resolution.

SEC. 4. Section 7, chapter 58, Laws of 1957 and RCW 36.69.070 are each amended to read as follows:

RCW 36.69.070  
amended.

Elections—  
Procedure.

All elections pursuant to this chapter regardless of county classification shall be conducted in accordance with the provisions of chapter 29.13 RCW as for Class AA counties: *Provided*, That a special election for the formation of any park and recreation district may be held at such time as may be ordered by the board of county commissioners. Notices of the election for the formation of the park and recreation district shall state generally and briefly the purpose thereof and shall give the boundaries of the proposed district, define the election precincts, designate the polling place of each, give the names of the five nominated park and recreation commissioner candidates of the proposed district, and name the day of the election and the hours during which the polls will be open. The proposition to be submitted to the voters shall be stated in such manner that the voters may indicate yes or no upon the proposition of forming the proposed park and recreation district. The ballot shall be so arranged that voters may vote for the five nominated candidates or may write in the names of other candidates.

RCW 36.69.130  
amended.

SEC. 5. Section 13, chapter 58, Laws of 1957 and RCW 36.69.130 are each amended to read as follows:

Powers of  
district.

Park and recreation districts in Class AA counties and in counties of the second, eighth or ninth class shall have such powers as are necessary to carry out the purpose for which they are created, including, but not being limited to, the power: (1) To acquire and hold real and personal property; (2) to dispose of real and personal property only by unanimous vote of the district commissioners; (3) to make contracts; (4) to sue and be sued; (5) to borrow money to the extent and in the manner authorized by this chapter; (6) to grant concessions; (7) to make charges for the use of facilities or for participation; (8) to make and enforce rules

and regulations governing the use of property, facilities or equipment and the conduct of persons thereon; (9) to contract with any municipal corporation, governmental or private agencies for the conduct of park and recreation programs; (10) to operate jointly with other governmental units any facilities or property including participation in the acquisition; (11) to hold in trust or manage public property useful to the accomplishment of their objectives; (12) to establish cumulative reserve funds in the manner and for the purposes prescribed by law for cities; and, (13) to make improvements or to acquire property by the local improvement method in the manner prescribed by this chapter: *Provided*, That such improvement or acquisition is within the scope of the purposes granted to such park and recreation district.

SEC. 6. Section 14, chapter 58, Laws of 1957 and RCW 36.69.140 are each amended to read as follows:

RCW 36.69.140  
amended.

A park and recreation district in Class AA counties or in counties of the second, eighth or ninth class shall not have power to levy an annual authorized levy, but it shall have the power to levy a tax upon the property included within the district, in the manner prescribed for cities for the purpose of exceeding the limitations established by Article VII, section 2, as amended by Amendment 17, of the Constitution and by RCW 84.52.052. Such special, voted levy may be either for operating funds or for capital outlay, or for a cumulative reserve fund. A park and recreation district may issue general obligation bonds for capital purposes only, not to exceed an amount, together with any outstanding general obligation indebtedness equal to one and one-half percent of the assessed valuation of the taxable property within such district, and may provide for the retirement thereof by levies in excess

Special levies  
authorized—  
Bonds.

of millage limitations in accordance with the provisions of RCW 84.52.056.

RCW 36.69.190 amended.

SEC. 7. Section 20, chapter 58, Laws of 1957 and RCW 36.69.190 are each amended to read as follows:

Additional area may be added to district.

After a park and recreation district in Class AA counties or in counties of the second, eighth or ninth class has been organized, an additional area may be added by the same procedure within the proposed additional area as is provided herein for the organization of a park and recreation district, except that no first commissioners shall be nominated by the board of county commissioners or elected, and all electors within both the organized park and recreation district and the proposed additional territory shall vote upon the proposition for enlargement.

RCW 84.52.052 amended.

SEC. 8. Section 3, chapter 23, Laws of 1951 second extraordinary session, as last amended by section 1, chapter 32, Laws of 1957 and RCW 84.52.052 are each amended to read as follows:

Excess levies authorized—When—Procedure.

The limitations imposed by RCW 84.52.050 through 84.52.056, shall not prevent the levy of additional taxes, not in excess of five mills a year and without anticipation of delinquencies in payment of taxes, in an amount equal to the interest and principal payable in the next succeeding year on general obligation bonds, outstanding on December 6, 1934, issued by or through the agency of the state, or any county, city, town, or school district, or the levy of additional taxes to pay interest on or toward the reduction, at the rates provided by statute, of the principal of county, city, town, or school district warrants outstanding on December 6, 1932; but this millage limitation with respect to general obligation bonds shall not apply to any taxing district in which a larger levy is necessary in order to prevent the impairment of the obligation of contracts. Any county, school district,

metropolitan park district, park and recreation district in Class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, inter-county rural library district, fire protection district, city or town may levy taxes at a rate in excess of the rate specified in RCW 84.52.050 through 84.52.056, when authorized so to do by the electors of such county, school district, metropolitan park district, park and recreation district in Class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, inter-county rural library district, fire protection district, city or town by a three-fifth majority of those voting on the proposition at a special election, to be held in the year in which the levy is made, and not oftener than twice in such year, in the manner provided by law for holding general elections, at such time as may be fixed by the body authorized to call the same, which special election may be called by the board of county commissioners, board of school directors, or council, board of commissioners, or other governing body of any metropolitan park district, park and recreation district in Class AA counties and counties of the second, eighth and ninth class, sewer district, water district, public hospital district, rural county library district, inter-county rural library district, fire protection district, city or town, by giving notice thereof by publication in the manner provided by law for giving notices of general elections, at which special election the proposition of authorizing such excess levy shall be submitted in such form as to enable the voters favoring the proposition to vote "Yes," and those opposed thereto to vote "No": *Provided*, That the total number of persons voting on an excess levy for school district purposes at

any such special election of any school district must constitute not less than forty percent of the voters in said taxing district who voted at the last preceding general state election: *Provided further*, That the total number of persons voting on an excess levy for school district purposes at any such special election of any school district must constitute not less than forty percent of the voters in said taxing district who voted at the last preceding general election in such district.

*Note.* See also section 1, chapter 290, Laws of 1959.

RCW 36.69.900 amended.

SEC. 9. Section 33, chapter 58, Laws of 1957 and RCW 36.69.900 are each amended to read as follows:

Short title.

This chapter may be cited as the "Recreation Districts Act for Class AA counties and for counties of the second, eighth or ninth class."

Repeal.

SEC. 10. Section 15, chapter 58, Laws of 1957 is hereby repealed.

Passed the House February 14, 1959.

Passed the Senate March 9, 1959.

Approved by the Governor March 24, 1959.

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CHAPTER 305.

[ H. B. 272. ]

BOXING AND WRESTLING.

AN ACT relating to boxing and wrestling; amending sections 2, 4, 8, 12, 14, and 16, chapter 184, Laws of 1933 and RCW 43.48.020, 43.48.040, 67.08.020, 67.08.060, 67.08.080, and 67.08.100; and amending section 22, chapter 184, Laws of 1933 as amended by section 1, chapter 48, Laws of 1951 and RCW 67.08.140.

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

RCW 43.48.020 amended.

SECTION 1. Section 2, chapter 184, Laws of 1933 and RCW 43.48.020 are each amended to read as follows: