tory act, or the application of the provision to other persons or circumstances is not affected.

Passed the House March 22, 1965.

Passed the Senate March 25, 1965.

Approved by the Governor April 6, 1965.

CHAPTER 88.

[House Bill No. 122.]

CITIES AND TOWNS—ANNEXATIONS—COMPREHENSIVE PLAN.

AN ACT relating to cities and towns; amending section 35.13.015, chapter 7, Laws of 1965 and RCW 35.13.015; amending section 35.13.020, chapter 7, Laws of 1965 and RCW 35.13-.020; amending section 35.13.030, chapter 7, Laws of 1965 and RCW 35.13.030; amending section 35.13.080, chapter 7, Laws of 1965 and RCW 35.13.080; amending section 35.13.090, chapter 7, Laws of 1965 and RCW 35.13.090; amending section 35.13.100, chapter 7, Laws of 1965 and RCW 35.13.100; amending section 35.13.110, chapter 7, Laws of 1965 and RCW 35.13.110; amending section 35.13-.125, chapter 7, Laws of 1965 and RCW 35.13.125; amending section 35.13.130, chapter 7, Laws of 1965 and RCW 35.13.130; amending section 35.13.160, chapter 7, Laws of 1965 and RCW 35.13.160; and adding new sections to chapter 35.13 RCW and to chapter 7, Laws of 1965.

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

New section.

SECTION 1. There is added to chapter 35.13 RCW and to chapter 7, Laws of 1965, a new section to read as follows:

Cities and towns—Annexation of unincorporated areas. Land use plan for area expected to be annexed—Authorized—Contents.

The legislative body of any city or town acting through a planning commission created pursuant to chapter 35.63 RCW, or pursuant to its granted powers, may prepare a comprehensive land use plan to become effective upon the annexation of any area which might reasonably be expected to be annexed by the city or town at any future time. Such com-

prehensive plan, to the extent deemed reasonably necessary by the legislative body to be in the interest of health, safety, morals and the general welfare may provide, among other things, for:

(1) The regulation and restriction within the area to be annexed of the location and the use of buildings, structures and land for residence, trade, industrial and other purposes; the height, number of stories, size, construction and design of buildings and other structures; the size of yards, courts and other open spaces on the lot or tract; the density of population; the set-back of buildings along highways, parks or public water frontages; and the subdivision and development of land;

(2) The division of the area to be annexed into districts or zones of any size or shape, and within such districts or zones regulate and restrict the erection, construction, reconstruction, alteration, repair or use of buildings, structures or land;

(3) The appointment of a board of adjustment, to make, in appropriate cases and subject to appropriate conditions and safeguards established by ordinance, special exceptions in harmony with the general purposes and intent of the comprehensive plan; and

(4) The time interval following an annexation during which the ordinance or resolution adopting any such plan or regulations, or any part thereof must remain in effect before it may be amended, supplemented or modified by subsequent ordinance or resolution adopted by the annexing city or town.

All such regulations and restrictions shall be designed, among other things, to encourage the most appropriate use of land throughout the area to be annexed; to lessen traffic congestion and accidents; to secure safety from fire; to provide adequate light and air; to prevent overcrowding of land; to avoid undue concentration of population; to promote a co-

Cities and towns—Annexation of unincorporated areas. Land use plan for area expected to be annexed.

ordinated development of the unbuilt areas; to encourage the formation of neighborhood or community units; to secure an appropriate allotment of land area in new developments for all the requirements of community life; to conserve and restore natural beauty and other natural resources; to facilitate the adequate provision of transportation, water, sewerage and other public uses and requirements.

New section.

SEC. 2. There is added to chapter 35.13 RCW and to chapter 7, Laws of 1965, a new section to read as follows:

——Hearings on—Notice—Adopted plans, maps or plats filed.

The legislative body of the city or town shall hold two or more public hearings, to be held at least 30 days apart, upon the proposed comprehensive plan, giving notice of the time and place thereof by publication in a newspaper of general circulation in the annexing city or town and the area to be annexed. A copy of the ordinance or resolution adopting or embodying such proposed plan or any part thereof or any amendment thereto, duly certified as a true copy by the clerk of the annexing city or town, shall be filed with the county auditor. A like certified copy of any map or plat referred to or adopted by the ordinance or resolution shall likewise be filed with the county auditor. The auditor shall record the ordinance or resolution and keep on file the map or plat.

RCW 35.13.015 amended.

SEC. 3. Section 35.13.015, chapter 7, Laws of 1965 and RCW 35.13.015 are each amended to read as follows:

Election method—Resolution for election—Contents of resolution.

In addition to the method prescribed by RCW 35.13.020 for the commencement of annexation proceedings, the legislative body of any city or town may, whenever it shall determine by resolution that the best interests and general welfare of such city or town would be served by the annexation of unincorporated territory contiguous to such city or town, file a certified copy of the resolution with the

board of county commissioners of the county in which said territory is located. The resolution of the city or town initiating such election shall describe the boundaries of the area to be annexed, as nearly as may be state the number of voters residing therein, pray for the calling of an election to be held among the qualified voters therein upon the question of annexation, and provide that said city or town will pay the cost of the annexation election. The resolution may require that there also be submitted to the electorate of the territory sought to be annexed a proposition that all property within the area annexed shall, upon annexation, be assessed and taxed at the same rate and on the same basis as the property of such annexing city or town is assesed and taxed to pay for any then outstanding indebtedness of the city or town to which said area is annexed, contracted prior to, or existing at, the date of annexation. Whenever a city or town has prepared and filed a comprehensive plan for the area to be annexed as provided for in sections 1 and 2 of this 1965 amendatory act, the resolution initiating the election may also provide for the simultaneous adoption of the comprehensive plan upon approval of annexation by the electorate of the area to be annexed.

RCW 35.13.020 amended.

SEC. 4. Section 35.13.020, chapter 7, Laws of 1965 and RCW 35.13.020 are each amended to read as follows:

Election method—Petition for election—Signers—Rate of assessment in annexed area for outstanding indebtedness—Adoption of land use plan—Filing and approval—Costs of election.

A petition for an election to vote upon the annexation of a portion of a county to a contiguous city or town signed by qualified voters resident in the area equal in number to twenty percent of the votes cast at the last election may be filed in the office of the board of county commissioners: *Provided,* That any such petition shall first be filed with the legislative body of the city or town to which the annexation is proposed, and such legislative body shall, by resolution entered within sixty days from the date

Cities and towns—Annexation of unincorporated areas. Election method—Petition for election—Signers—Rate of assessment in annexed area for outstanding indebtedness—Adoption of land use plan—Filing and approval—Costs of election.

of presentation, notify the petitioners, either by mail or by publication in the same manner notice of hearing is required by RCW 35.13.040 to be published, of its approval or rejection of the proposed action. In approving the proposed action, the legislative body may require that there also be submitted to the electorate of the territory to be annexed, a proposition that all property within the area to be annexed shall, upon annexation be assessed and taxed at the same rate and on the same basis as the property of such annexing city or town is assessed and taxed to pay for any then outstanding indebtedness of the city or town to which said area is annexed, contracted prior to, or existing at, the date of annexation. Whenever the legislative body has prepared and filed a comprehensive plan for the area to be annexed as provided for in sections 1 and 2 of this 1965 amendatory act, the legislative body in approving the proposed action, may require that the comprehensive plan be simultaneously adopted upon approval of annexation by the electorate of the area to be annexed. The approval of the legislative body shall be a condition precedent to the filing of such petition with the board of county commissioners as hereinafter provided. The costs of conducting such election shall be a charge against the city or town concerned.

RCW 35.13.030 amended.

SEC. 5. Section 35.13.030, chapter 7, Laws of 1965, and RCW 35.13.030 are each amended to read as follows:

Election method—Petition for election—Contents.

A petition filed with the county commissioners to call an annexation election shall particularly describe the boundaries of the area proposed to be annexed, state the number of voters residing therein as nearly as may be, state the provisions, if any there be, relating to assumption of debt by the owners of property of the area proposed to be annexed, and/or the simultaneous adoption of a comprehensive plan for the area proposed to be annexed, and shall pray for

the calling of an election to be held among the qualified voters therein upon the question of annexation.

SEC. 6. Section 35.13.080, chapter 7, Laws of 1965, and RCW 35.13.080 are each amended to read as follows: RCW 35.13.080 amended.

Notice of an annexation election shall particularly describe the boundaries of the area proposed to be annexed, state the objects of the election as prayed in the petition or as stated in the resolution and require the voters to cast ballots which shall contain the words "For annexation" and "Against annexation" or words equivalent thereto, or contain the words "For annexation and adoption of comprehensive plan" and "Against annexation and adoption of comprehensive plan" or words equivalent thereto in case the simultaneous adoption of a comprehensive plan is proposed, and which in case the assumption of indebtedness is proposed, shall contain as a separate proposition, the words "For assumption of indebtedness" and "Against assumption of indebtedness" or words equivalent thereto. The notice shall be posted for at least two weeks prior to the date of election in four public places within the area proposed to be annexed and published for at least two weeks prior to the date of election in a newspaper printed and published within the limits of the territory proposed to be annexed, or, if there is no such newspaper, in a newspaper printed and published in the city or town to which the area is proposed to be annexed, or if there is no newspaper published in the city or town, in a newspaper of general circulation in the area published and printed in the county. Such notice shall be in addition to the notice required by chapter 29.27 RCW. Election method—Notice of election.

SEC. 7. Section 35.13.090, chapter 7, Laws of 1965 and RCW 35.13.090 are each amended to read as follows: RCW 35.13.090 amended.

Cities and towns—Annexation of unincoporated areas. Election method—Canvass—Vote required for annexation—Proposition for assumption of indebtedness, adoption of land use plan —Certification.

On the Monday next succeeding the annexation election, the county canvassing board shall proceed to canvass the returns thereof and shall submit the statement of canvass to the board of county commissioners.

The proposition for or against annexation or for or against annexation and adoption of the comprehensive plan, as the case may be, shall be deemed approved if a majority of the votes cast on that proposition are cast in favor of annexation or in favor of annexation and adoption of the comprehensive plan, as the case may be. If a proposition for or against assumption of indebtedness was submitted to the electorate, it shall be deemed approved if a majority of at least three-fifths of the electors of the territory proposed to be annexed voting on such proposition vote in favor thereof, and the number of persons voting on such proposition constitutes not less than forty percent of the total number of votes cast in such territory at the last preceding general election. If either or both propositions were approved by the electors, the board shall enter a finding to that effect on its minutes, a certified copy of which shall be forthwith transmitted to and filed with the clerk of the city or town to which annexation is proposed, together with a certified abstract of the vote showing the whole number who voted at the election, the number of votes cast for annexation and the number cast against annexation or for annexation and adoption of the comprehensive plan and the number cast against annexation and adoption of the comprehensive plan, as the case may be, and if a proposition for assumption of indebtedness was submitted to the electorate, the abstract shall include the number of votes cast for assumption of indebtedness and the number of votes cast against assumption of indebtedness, together with a statement of the total number

of votes cast in such territory at the last preceding general election.

SEC. 8. Section 35.13.100, chapter 7, Laws of 1965, and RCW 35.13.100 are each amended to read as follows: RCW 35.13.100 amended.

Upon filing of the certified copy of the finding of the board of county commissioners, the clerk shall transmit it to the legislative body of the city or town at the next regular meeting or as soon thereafter as practicable. If only a proposition relating to annexation or annexation and adoption of the comprehensive plan was submitted to the voters and such proposition was approved, the legislative body shall adopt an ordinance providing for the annexation or adopt ordinances providing for the annexation and adoption of the comprehensive plan, as the case may be. If a proposition for annexation or annexation and adoption of the comprehensive plan and a proposition for assumption of indebtedness were both submitted, and both were approved, the legislative body shall adopt an ordinance providing for the annexation or annexation and adoption of the comprehensive plan including the assumption of indebtedness. If both propositions were submitted and only the annexation or annexation and adoption of the comprehensive plan proposition was approved, the legislative body may, if it deems it wise or expedient, adopt an ordinance providing for the annexation or adopt ordinances providing for the annexation and adoption of the comprehensive plan, as the case may be. Election method—Ordinance providing for annexation, adoption of land use plan, assumption of indebtedness.

SEC. 9. Section 35.13.110, chapter 7, Laws of 1965, and RCW 35.13.110 are each amended to read as follows: RCW 35.13.110 amended.

Upon the date fixed in the ordinance of annexation, the area annexed shall become a part of the city or town. Upon the date fixed in the ordinances of annexation and adoption of the comprehensive Election method—Effective date of annexation, adoption of land use plan.

Cities and towns—Annexation of unincorporated areas. Election method—Assessment, taxation of territory annexed.

plan, the area annexed shall become a part of the city or town and property in the annexed area shall be subject to and a part of the comprehensive plan, as prepared and filed as provided for in sections 1 and 2 of this 1965 amendatory act. All property within the territory hereafter annexed shall, if the proposition approved by the people so provides after June 12, 1957, be assessed and taxed at the same rate and on the same basis as the property of such annexing city is assessed and taxed to pay for any then outstanding indebtedness of the city or town to which said area is annexed, contracted prior to, or existing at, the date of annexation.

RCW 35.13.125 amended.

SEC. 10. Section 35.13.125, chapter 7, Laws of 1965, and RCW 35.13.125 are each amended to read as follows:

Petition method—Commencement of proceedings—Notice to legislative body—Meeting—Adoption of land use plan—Assumption of indebtedness.

Proceedings for the annexation of territory pursuant to RCW 35.13.130, 35.13.140, 35.13.150, 35.13-.160 and 35.13.170 shall be commenced as provided in this section. Prior to the circulation of a petition for annexation, the initiating party or parties who shall be the owners of not less than ten percent in value, according to the assessed valuation for general taxation of the property for which annexation is petitioned, shall notify the legislative body of the city or town of their intention to commence annexation proceedings. The legislative body shall set a date, not later than sixty days after the filing of the request, for a meeting with the initiating parties to determine whether the city or town will accept the proposed annexation, whether it shall require the simultaneous adoption of the comprehensive plan if such a plan has been prepared and filed for the area to be annexed as provided for in sections 1 and 2 of this 1965 amendatory act, and whether it shall require the assumption of existing city or town indebtedness by the area to be annexed. If the legislative body requires the assumption of indebtedness and/

or the adoption of a comprehensive plan, it shall record this action in its minutes and the petiton for annexation shall be so drawn as to clearly indicate this fact. There shall be no appeal from the decision of the legislative body.

RCW 35.13.130 amended.

SEC. 11. Section 35.13.130, chapter 7, Laws of 1965, and RCW 35.13.130 are each amended to read as follows:

Petition method—Petition—Signers—Content.

A petition for annexation of an area contiguous to a city or town may be made in writing addressed to and filed with the legislative body of the municipality to which annexation is desired. It must be signed by the owners of not less than seventy-five percent in value, according to the assessed valuation for general taxation of the property for which annexation is petitioned, shall set forth a description of the property according to government legal subdivisions or legal plats and shall be accompanied by a plat which outlines the boundaries of the property sought to be annexed. If the legislative body has required the assumption of city or town indebtedness by the area annexed, and/or the adoption of a comprehensive plan for the area to be annexed, these facts, together with a quotation of the minute entry of such requirement or requirements shall be set forth in the petition.

RCW 35.13.160 amended.

SEC. 12. Section 35.13.160, chapter 7, Laws of 1965, and RCW 35.13.160 are each amended to read as follows:

Petition method—Effective date of annexation, adoption of land use plan—Assessment, taxation of territory annexed.

Upon the date fixed in the ordinance of annexation the area annexed shall become part of the city or town. All property within the territory hereafter annexed shall, if the annexation petition so provided, be assessed and taxed at the same rate and on the same basis as the property of such annexing city or town is assessed and taxed to pay for any then outstanding indebtedness of the city or town to which

Cities and towns—Annexation of unincorporated areas.

said area is annexed, contracted prior to, or existing at, the date of annexation. If the annexation petition so provided, all property in the annexed area shall be subject to and a part of the comprehensive plan as prepared and filed as provided for in sections 1 and 2 of this 1965 amendatory act.

Passed the House March 22, 1965.

Passed the Senate March 25, 1965.

Approved by the Governor April 6, 1965.

CHAPTER 89.

[House Bill No. 125.]

COMMUNITY COLLEGES—POWERS OF BOARDS OF DIRECTORS.

AN ACT relating to community colleges; amending section 5, chapter 198, Laws of 1961 as last amended by section 5, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.210; and adding a new section to chapter 198, Laws of 1961 and to chapter 28.84 RCW.

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

RCW 28.84.210 amended.

SECTION 1. Section 5, chapter 198, Laws of 1961 as last amended by section 5, chapter 2, Laws of 1963 extraordinary session and RCW 28.84.210 are each amended to read as follows:

Community colleges. Powers and duties of directors—Fees.

Every board of directors operating a community college, unless otherwise specially provided by law, shall:

(1) Perform all acts necessary or appropriate to the administration of the community college consistent with statutes governing school districts and the regulations of the state board of education;

(2) Employ for a period to be fixed by the board, a president, members of the faculty, and such other administrative officers and other employees as may