

act as a whole, or any section, provision or part thereof not adjudged to be invalid or unconstitutional, and its application to other persons or circumstances shall not be affected.

**Emergency.**

Sec. 33. This act is hereby declared to be necessary for the public peace, health, safety and welfare and declared to be a county purpose and that the bonds and special assessments authorized hereby are found to be for a public purpose.

Passed the House February 18, 1967.

Passed the Senate March 8, 1967.

Approved by the Governor March 21, 1967.

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CHAPTER 73.

[Engrossed House Bill No. 115.]

CITIES AND TOWNS—COMMUNITY MUNICIPAL  
CORPORATIONS.

AN ACT relating to cities and towns; providing for the creation of community municipal corporations and consolidations and annexations thereto; establishing the powers, duties and functions of community municipal corporations; prescribing procedures therefor; amending section 35.13.015, chapter 7, Laws of 1965, as amended by section 3, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.015; amending section 35.13.020, chapter 7, Laws of 1965, as amended by section 4, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.020; amending section 35.13.030, chapter 7, Laws of 1965, as amended by section 5, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.030; amending section 35.13.080, chapter 7, Laws of 1965, as amended by section 6, chapter 88, Laws of 1965, extraordinary session, and RCW 35.13.080; amending section 35.13.090, chapter 7, Laws of 1965, as amended by section 7, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.090; amending section 35.13.100, chapter 7, Laws of 1965, as amended by section 8, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.100; amending section 35.13.110, chapter 7, Laws of 1965, as amended by section 9, chapter 88, Laws of 1965 extraordinary session, and RCW 35.13.110; amend-

ing section 35.10.210, chapter 7, Laws of 1965 and RCW 35.10.210; amending section 35.10.220, chapter 7, Laws of 1965 and RCW 35.10.220; amending section 35.10.230, chapter 7, Laws of 1965 and RCW 35.10.230; amending section 35.10.240, chapter 7, Laws of 1965 and RCW 35.10.240; amending section 35.10.260, chapter 7, Laws of 1965 and RCW 35.10.260; amending section 35.10.270, chapter 7, Laws of 1965 and RCW 35.10.270; amending section 35.10.280, chapter 7, Laws of 1965 and RCW 35.10.280; and amending section 35.10.290, chapter 7, Laws of 1965 and RCW 35.10.290.

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

Section 1. Whenever cities are consolidated or cities of the third or fourth classes are annexed pursuant to the provisions of chapter 35.10 RCW, or unincorporated territory is annexed by a city pursuant to the provisions of chapter 35.13 RCW, community municipal corporations may be organized in the manner provided for in this 1967 amendatory act for the following service areas:

Cities and towns—Annexation—Consolidation. Creation of community municipal corporations.

(1) The entire territory within the boundaries of the least populous of two cities consolidated pursuant to chapter 35.10 RCW;

(2) The entire territory within the boundaries of any city of the third or fourth class which has become annexed to a city of the first class pursuant to chapter 35.10 RCW; and

(3) The territory comprised of all or a part of an unincorporated area annexed to a city pursuant to chapter 35.13 RCW, if (a) the service area is such as would be eligible for incorporation as a city or town or (b) the service area has a minimum population of not less than three hundred inhabitants and ten percent of the population of the annexing city or (c) the service area has a minimum population of not less than one thousand inhabitants.

No territory shall be included in the service area of more than one community municipal corporation. Whenever a new community municipal corporation

is formed embracing all of the territory of an existing community municipal corporation, the prior existing community municipal corporation shall be deemed to be dissolved on the effective date of the new corporation.

Community  
municipal cor-  
porations—  
Community  
council—Com-  
position.

Sec. 2. A community municipal corporation shall be governed by a community council composed as follows:

(1) As to a service area comprising the territory within the boundaries of the least populous of two consolidated cities, the members of the city council or commission of the least populous of the two cities shall be the members of the original community council. If the voters within the service area have elected to continue the community municipal corporation in existence as provided for in section 6 of this 1967 amendatory act, the membership of any such subsequent council shall be the same in number as the original council and such subsequent members shall be elected to consecutively numbered positions at the continuation election from qualified electors residing within the service area.

(2) As to a service area comprising the territory within a city of the third or fourth class annexed to a city of the first class, the members of the city council or commission of the third or fourth class city shall be the members of the original community council. If the voters within the service area have elected to continue the community municipal corporation in existence as provided for in section 6 of this 1967 amendatory act, the membership of any such subsequent council shall be the same in number as the original council and such subsequent members shall be elected to consecutively numbered positions at the continuation election from qualified electors residing within the service area.

(3) As to a service area comprising all or part of an unincorporated area annexed to a city, the com-

munity council shall consist of five members. Initial council members shall be elected concurrently with the annexation election to consecutively numbered positions from qualified electors residing within the service area. Declarations of candidacy and withdrawals shall be in the same manner as is provided for members of the city council or other legislative body of the city to which annexation is proposed. Subsequent council membership shall be the same in number as the initial council and such members shall be elected to consecutively numbered positions at the continuation election pursuant to section 6 of this 1967 amendatory act from qualified electors residing within the service area.

(4) Terms of original council members shall be coexistent with the original term of existence of the community municipal corporation and until their successors are elected and qualified. Vacancies in any council shall be filled for the remainder of the unexpired term by a majority vote of the remaining members.

Sec. 3. Each community council shall be staffed by a deputy to the city clerk of the city with which the service area is consolidated or annexed and shall be provided with such other clerical and technical assistance and a properly equipped office as may be necessary to carry out its functions.

Community  
municipal  
corporations.  
Community  
council—Staff  
—Officers—  
Meetings.

Each community council shall elect a chairman and vice chairman from its membership. A majority of the council shall constitute a quorum. Each action of the community municipal corporation shall be by resolution approved by vote of the majority of all the members of the community council. Meetings shall be held at such times and places as provided in the rules of the community council. Members of the community council shall receive no compensation.

The necessary expenses of the community council shall be budgeted and paid by the city.

Cities and towns—Community council approval of municipal actions—Effect of disapproval.

Sec. 4. The adoption, approval, enactment, amendment, granting or authorization by the city council or commission of any ordinance or resolution applying to land, buildings or structures within any community council corporation shall become effective within such community municipal corporation either on approval by the community council, or by failure of the community council to disapprove within sixty days of final enactment, with respect to the following:

- (1) Comprehensive plan;
- (2) Zoning ordinance;
- (3) Conditional use permit, special exception or variance;
- (4) Subdivision ordinance;
- (5) Subdivision plat;
- (6) Planned unit development.

Disapproval by the community council shall not affect the application of any ordinance or resolution affecting areas outside the community municipal corporation.

Upon annexation or consolidation, pending the effective enactment or amendment of a zoning or land use control ordinance, without disapproval of the community municipal corporation, affecting land, buildings, or structures within a community municipal corporation, the zoning ordinance, resolution or land use controls applicable to the annexed or consolidated area, prior to the annexation or consolidation, shall remain in effect within the community municipal corporation and be enforced by the city to which the area is annexed or consolidated.

Whenever the comprehensive plan of the city, insofar as it affects the area of the community municipal corporation has been submitted as part of an annexation proposition and approved by the voters of the area proposed for annexation pursuant to chapter 88, Laws of 1965 extraordinary session, such

action shall have the same force and effect as approval by the community council of the comprehensive plan, zoning ordinance and subdivision ordinance.

Sec. 5. In addition to powers and duties relating to approval of zoning regulations and restrictions as set forth in section 4 of this 1967 amendatory act, a community municipal corporation acting through its community council may:

Community  
municipal  
councils—  
Powers and  
duties.

(1) Make recommendations concerning any proposed comprehensive plan or other proposal which directly or indirectly affects the use of property or land within the service area;

(2) Provide a forum for consideration of the conservation, improvement or development of property or land within the service area; and

(3) Advise, consult, and cooperate with the legislative authority of the city on any local matters directly or indirectly affecting the service area.

Sec. 6. The original terms of existence of any community municipal corporation shall be for at least four years and until the first Monday in January next following a regular municipal election held in the city.

Term of com-  
munity mu-  
nicipal council  
—Continuation  
of existence—  
Election proce-  
dure.

Any such community municipal corporation may be continued thereafter for additional periods of four years' duration with the approval of the voters at an election held and conducted in the manner provided for in this section.

Authorization for a community municipal corporation to continue its term of existence for each additional period of four years may be initiated pursuant to a resolution or a petition in the following manner:

(1) A resolution praying for such continuation may be adopted by the community council and shall be filed not less than seven months prior to the end

Term of community municipal council—Continuation of existence—Election procedure.

of the term of existence of such corporation with the city council or other legislative body of the city in which the service area is located.

(2) A petition for continuation shall be signed by at least ten percent of the registered voters residing within the service area and shall be filed not less than six months prior to the end of the term of existence of such corporation with the city council or other legislative body of the city in which the service area is located.

At the same election at which a proposition is submitted to the voters of the service area for the continuation of the community municipal corporation for an additional period of four years, the community council members of such municipal corporation shall be elected. The positions on such council shall be the same in number as the original or initial council and shall be numbered consecutively and elected at large. Declarations of candidacy and withdrawals shall be in the same manner as is provided for members of the city council or other legislative body of the city.

Upon receipt of a petition, the city clerk shall examine the signatures thereon and certify to the sufficiency thereof. No person may withdraw his name from a petition after it has been filed.

Upon receipt of a valid resolution or upon duly certifying a petition for continuation of a community municipal corporation, the city clerk with whom the resolution or petition was filed shall cause a proposition on continuation of the term of existence of the community municipal corporation to be placed on the ballot at the next city general election. No person shall be eligible to vote on such proposition at such election unless he is a qualified voter and resident of the service area.

The ballots shall contain the words "For continuation of community municipal corporation" and

“Against continuation of community municipal corporation” or words equivalent thereto, and shall also contain the names of the candidates to be voted for to fill the positions on the community council. The names of all candidates to be voted upon shall be printed on the ballot alphabetically in groups under the numbered position on the council for which they are candidates.

If the results of the election as certified by the county canvassing board reveal that a majority of the votes cast are for continuation, the municipal corporation shall continue in existence for an additional period of four years, and certificates of election shall be issued to the successful candidates who shall assume office at the same time as members of the city council or other legislative body of the city.

Sec. 7. Section 35.13.015, chapter 7, Laws of 1965 as amended by section 3, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.015 are each amended to read as follows:

RCW 35.13.015  
amended.

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

Cities and towns. Annexation of unincorporated areas. Resolution for election method—Procedure.

Cities and towns. Annexation of unincorporated areas. Resolution for election method—Procedure.

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 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 a city or town has prepared and filed a comprehensive plan for the area to be annexed as provided for in RCW 35.13.177 and 35.13.178, 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. The resolution initiating the election may also provide for the simultaneous creation of a community municipal corporation and election of community council members as provided for in sections 1 through 6 of this 1967 amendatory act upon approval of annexation by the electorate of the area to be annexed. The proposition for the creation of a community municipal corporation may be submitted as part of the annexation proposition or may be submitted as a separate proposition.

RCW 35.13.020 amended.

Sec. 8. Section 35.13.020, chapter 7, Laws of 1965 as amended by section 4, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.020 are each amended to read as follows:

Election method—Procedure.

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 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. The petition may also provide for the simultaneous creation of a community municipal corporation and election of community council members as provided for in sections 1 through 6 of this 1967 amendatory act. The proposition for the creation of a community municipal corporation may be submitted as part of the annexation proposition or may be submitted as a separate proposition. 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 RCW 35.13.177 and 35.13.178, 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.

Sec. 9. Section 35.13.030, chapter 7, Laws of 1965 as amended by section 5, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.030 are each amended to read as follows:

RCW 35.13.030  
amended.

Cities and towns. Annexation—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. If the petition also provides for the creation of a community municipal corporation and election of community council members, the petition shall also describe the boundaries of the proposed service area, state the number of voters residing therein as nearly as may be, and pray for the election of community council members by the qualified voters residing in the service area.

RCW 35.13.080 amended.

Sec. 10. Section 35.13.080, chapter 7, Laws of 1965 as amended by section 6, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.080 are each amended to read as follows:

Election method—Notice of election.

Notice of an annexation election shall particularly describe the boundaries of the area proposed to be annexed, describe the boundaries of the proposed service area if the simultaneous creation of a community municipal corporation is provided for, 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, if appropriate, the words "For creation

of community municipal corporation” and “Against creation of community municipal corporation” or words equivalent thereto, or contain the words “For annexation and creation of community municipal corporation” and “Against annexation and creation of community municipal corporation” or words equivalent thereto in case the simultaneous creation of a community municipal corporation 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. If the creation of a community municipal corporation and election of community council members is provided for, the notice shall also require the voters within the service area to cast ballots for candidates for positions on such council. 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.

Sec. 11. Section 35.13.090, chapter 7, Laws of 1965 as amended by section 7, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.090 are each amended to read as follows:

RCW 35.13.090  
amended.

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

Cities and towns—Annexation—Election method—Canvass—Vote required. Assumption of indebtedness—Creation of community municipal corporation—Certification.

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, or for or against creation of a community municipal corporation, or any combination thereof, 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, or for creation of the community municipal corporation, or any combination thereof, 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 or for creation of a community municipal corporation and the number cast against creation of a community municipal corporation, or any combination thereof, as the case may be, and if a proposition for assumption of indebtedness was submitted to the electorate, the abstract shall include the num-

ber 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. If the proposition for creation of a community municipal corporation was submitted and approved, the abstract shall include the number of votes cast for the candidates for community council positions and certificates of election shall be issued to the successful candidates who shall assume office within ten days after the election.

Sec. 12. Section 35.13.100, chapter 7, Laws of 1965 as amended by section 8, chapter 88, Laws of 1965 extraordinary session 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 a proposition relating to annexation or annexation and adoption of the comprehensive plan or creation of a community municipal corporation, or both, as the case may be 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, or adopt an ordinance providing for the annexation and creation of a community municipal corporation, as the case may be. If a proposition for annexation or annexation and adoption of the comprehensive plan or creation of a community municipal corporation, as the case may be, and a proposition for assumption of indebtedness were both submitted, and were approved, the legislative body shall adopt an ordinance providing for the annexation or annexation and adoption of the

Election method—Ordinance to effectuate.

Cities and towns. Annexation.

comprehensive plan or annexation and creation of a community municipal corporation including the assumption of indebtedness. If the propositions were submitted and only the annexation or annexation and adoption of the comprehensive plan or annexation and creation of a community municipal corporation 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, or adopt ordinances providing for the annexation and creation of a community municipal corporation, as the case may be.

RCW 35.13.110 amended.

Sec. 13. Section 35.13.110, chapter 7, Laws of 1965 as amended by section 9, chapter 88, Laws of 1965 extraordinary session and RCW 35.13.110 are each amended to read as follows:

Election method—Effective date.

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 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 RCW 35.13.177 and 35.13.178. Upon the date fixed in the ordinances of annexation and creation of a community municipal corporation, the area annexed shall become a part of the city or town, the community municipal corporation shall be deemed organized, and property in the service area shall be deemed subject to the powers granted to such corporation as provided for in this 1967 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.

Sec. 14. Section 35.10.210, chapter 7, Laws of 1965 and RCW 35.10.210 are each amended to read as follows:

RCW 35.10.210  
amended.

The council, or other legislative body, of either of such contiguous corporations, upon receiving a petition therefor signed by not less than one-fifth of the qualified electors of such corporation, as shown by the votes cast at the last general municipal election held in such corporation, shall, within ninety days after receiving such petition, cause to be submitted to the electors of each of such corporations, at a special election to be held for that purpose, the question whether such corporations shall become consolidated into one corporation, and, in case the existing corporations are operating under different forms of government, shall submit to said electors the question as to which of the forms then in use by the existing corporations shall be the form of government under which the new corporation shall be organized and operated: *Provided*, That in all cases wherein cities and towns of the third or fourth classes desire annexation to a city of the first class either the question of consolidation or form of government shall be submitted to the electors of such city of the first class. The question of consolidation may also provide for the creation of a community municipal corporation for the smaller of the two cities as provided for in sections 1 through 6 of this 1967 amendatory act. The proposition for creation of a community municipal corporation may be submitted as part of the consolidation proposition or may be submitted as a separate proposition.

Consolidation.  
Petition—Elec-  
tion.

Sec. 15. Section 35.10.220, chapter 7, Laws of 1965 and RCW 35.10.220 are each amended to read as follows:

RCW 35.10.220  
amended.

Cities and towns. Consolidation—Designation of election date—Notice to other corporations affected.

The legislative body receiving such petition shall designate a day upon which such special election shall be held in each of the corporations proposed to be consolidated to determine whether such consolidation or creation of a community municipal corporation, or both, as the case may be, shall be effected, and shall give written notice thereof to the legislative body of each of the corporations proposed to be consolidated, which notice shall designate the name of the proposed new corporation in all cases except the proposed annexation of cities or towns of the third or fourth class to a city of the first class.

RCW 35.10.230 amended.

Sec. 16. Section 35.10.230, chapter 7, Laws of 1965 and RCW 35.10.230 are each amended to read as follows:

Duty to call election—Notice.

Upon the giving and receiving of such notice, it shall be the duty of the legislative body of each of the corporations proposed to be consolidated or consolidated with provision for creation of a community municipal corporation, except the legislative body of a city of the first class in case of the proposed annexation of cities or towns of the third or fourth class to such city of the first class, to cause to be called a special election and in addition to the election notice required by chapter 29.27 RCW to give notice of such special election by publication for four weeks prior to such election, in a legal newspaper published in such corporation, or in case no legal newspaper is published therein, then in a legal newspaper published in the county and of general circulation in such corporation. Such notice shall distinctly state the propositions to be submitted, the names of the corporations proposed to be consolidated, the name of the proposed new corporation, and the class to which such proposed new corporation will belong, and shall invite the electors to vote upon such proposition by placing a cross "X" upon their ballots after the words "For consolidation" or

“Against consolidation,” and, if appropriate, the words “For creation of community municipal corporation” and “Against creation of community municipal corporation” or words equivalent thereto or “For consolidation and creation of community municipal corporation” or “Against consolidation and creation of community municipal corporation” and, in case the question of the form of government of the proposed new corporation is submitted, to place a cross “X” upon their ballots after the words describing the forms being submitted, for example “For commission form of government” or “For councilmanic form of government” or “For council-manager form of government”.

Sec. 17. Section 35.10.240, chapter 7, Laws of 1965 and RCW 35.10.240 are each amended to read as follows:

RCW 35.10.240 amended.

In all cases, except the proposed annexation of cities or towns of the third or fourth classes to a city of the first class, the county canvassing board shall canvass the votes cast thereat. The votes cast in each of such corporations shall be canvassed separately, and the statement shall show the whole number of votes cast, the number of votes cast for consolidation and the number of votes cast against consolidation, the number of votes cast for creation of a community municipal corporation and the number of votes cast against creation of a community municipal corporation, or both, as the case may be, in each of such corporations. In case the question of the form of government of the new corporation shall have been submitted at such election, the votes thereon shall be canvassed in like manner as the votes on consolidation, and the result of such canvass shall be included in the statement, showing the total number of votes cast in all of the corporations for each form of government submitted. A certified

Cities and towns. Consolidation—Canvass of votes—Joint convention—Abstract of votes, contents, filing.

Cities and towns. Consolidation—Canvass of votes—Joint convention—Abstract of votes, contents, filing.

copy of such statement shall be filed with the legislative body of each of the corporations affected.

If it shall appear upon such statement of canvass that a majority of the votes cast in each of such corporations were in favor of consolidation or consolidation and creation of a community municipal corporation, the legislative bodies of each of such corporations shall meet in joint convention at the usual place of meeting of the legislative body of that one of the corporations having the largest population as shown by the last United States census, on the second Monday next succeeding the receipt of the statement of canvass to prepare an abstract of votes cast incorporating therein the information contained in the statement of canvass and declaring the consolidation adopted or consolidation adopted and a community municipal corporation created, and if such issue were submitted, declaring the form of government to be that form for which a majority of all the votes on that issue were cast. A duly certified copy of such abstract shall be filed with the legislative body of each of the corporations affected and recorded upon its minutes, and it shall be the duty of the clerk, or other officer performing the duties of clerk, of each of such legislative bodies, to transmit to the secretary of state a duly certified copy of the record of such abstract.

RCW 35.10.260 amended.

Sec. 18. Section 35.10.260, chapter 7, Laws of 1965 and RCW 35.10.260 are each amended to read as follows:

Effective date of consolidation—Terms of office.

From and after the date of such entry such corporations shall be deemed to be consolidated into one corporation under the name and style of "The City, (or town as the case may be) of . . . . . ." (naming it), with the powers conferred, or that may hereafter be conferred, by law, upon municipal corporations of the class to which the same shall belong, and the officers elected at such election, upon

qualifying as provided by law, shall be entitled to enter immediately upon the duties of their respective offices, and shall hold such offices respectively until the next regular general election to be held in such city or town, and until their successors are elected and qualified. If the proposition also provided for the creation of a community municipal corporation, such corporation shall be deemed organized with the powers granted to such corporation by this 1967 amendatory act.

Sec. 19. Section 35.10.270, chapter 7, Laws of 1965 and RCW 35.10.270 are each amended to read as follows:

RCW 35.10.270 amended.

When the electors of any city, or town, of the third or fourth class shall vote upon the question of annexation, or creation of a community municipal corporation as provided for in sections 1 through 6 of this 1967 amendatory act, or both, as the case may be, to a city of the first class, the canvassing authority shall canvass the votes and, if it appear that a majority be in favor of annexation or creation of a community municipal corporation, or both, the legislative body of such city or town shall, if said city of the first class is divided into wards and governed by councilmen elected from such wards respectively, forthwith cause a census to be taken by one or more competent persons, of all the inhabitants of such city or town. In such census the full name of each person shall be plainly written, and the names alphabetically arranged and regularly numbered in one complete series, and said census shall be verified before an officer authorized to administer oaths. Upon the completion of such census the legislative body of such city or town shall forthwith file a petition, together with a certified abstract of the votes so taken and canvassed and a copy of the census, if one has been taken, with the legislative body of such city of the first class, praying for

Annexation of third class city or town to first class city—  
Vote—Canvass—  
Census—Petition.

Annexation.

annexation or annexation and creation of a community municipal corporation under the name of such city of the first class.

RCW 35.10.280 amended.

Sec. 20. Section 35.10.280, chapter 7, Laws of 1965 and RCW 35.10.280 are each amended to read as follows:

Third class city or town to first class city—Determination by first class city.

At the next regular meeting of the legislative body of such city of the first class following the filing of such petition, or as soon thereafter as practicable, said legislative body shall proceed to hear such petition and abstract, and census if any, and if such legislative body deem it wise and expedient to take and annex or take and annex with creation of a community municipal corporation such city or town of the third or fourth class, it shall pass an ordinance, in the manner required by law and the charter of such city, declaring such city or town annexed or annexed with creation of a community municipal corporation to said city of the first class, which ordinance, in case said city is divided into wards and governed by councilmen elected from such wards respectively and the population of said city or town annexed, or annexed with creation of a community municipal corporation, as shown by said census, is sufficient to constitute one or more wards of said city of the first class, shall provide that such city or town be annexed or annexed with creation of a community municipal corporation as one or more wards according to population, and shall describe the boundaries of and assign a number, or numbers, to such ward or wards. In case the population of such annexed city or town be not sufficient to constitute a ward or wards of the city of the first class, the territory embraced in such annexed city or town shall, by said ordinance, be assigned to and become a part of the ward or wards of such city of the first class contiguous to such annexed city or town. In case said city of the first class be not divided into

wards, said ordinance shall simply provide that said city or town be annexed or annexed with creation of a community municipal corporation to such city of the first class.

Sec. 21. Section 35.10.290, chapter 7, Laws of 1965 and RCW 35.10.290 are each amended to read as follows:

RCW 35.10.290 amended.

Upon the taking effect of such ordinance of such city of the first class, such city or town of the third or fourth class shall thereupon become a part of such city of the first class under the name and style of such city and subject to its charter and all of its laws and ordinances then in force and subject to the powers set forth in this act if a community municipal corporation was created.

When effective.

In case such city or town shall have been annexed as a new ward or wards of such city of the first class, the legislative body thereof shall immediately cause to be called a special election to be held in such new ward or wards for the purpose of electing one councilman from each such ward, who shall hold office until the next general election of such city of the first class, and until his successor is elected and qualified: *Provided*, That if such general election will occur within six months after such annexation no special election for the election of councilmen shall be called. Such special election, if one be called, shall be called, held and conducted, and the vote cast thereat shall be canvassed and the result declared, in all respects as provided by law and the charter and ordinances of such city of the first class for holding special elections. It shall be the duty of the clerk, or other officer performing the duties of clerk, of such city of the first class, upon the taking effect of the ordinance annexing such city or town, to forthwith transmit to the secretary of state a certified copy of all proceedings had before

and by the legislative body of such city of the first class relating to such annexation.

Passed the House February 17, 1967.

Passed the Senate March 8, 1967.

Approved by the Governor March 21, 1967.

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CHAPTER 74.

[Engrossed Substitute House Bill No. 78.]

STATE PLANNING AND COMMUNITY AFFAIRS AGENCY.

AN ACT relating to state government; creating a planning and community affairs agency and a director therefor and prescribing powers and duties; transferring certain powers and duties; and making an effective date.

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

State planning and community affairs agency. Legislative findings.

Section 1. The legislature finds that (1) the rapid growth being experienced by many communities within the state presents new and significant problems for governmental units in providing the necessary public services and in planning and developing desirable living and working areas; (2) the full and effective use of the many programs of the federal government affecting community development necessitates full cooperation and coordination of existing state and local governmental agencies; (3) the coordination of existing state activities which affect the communities of the state requires the establishment of machinery within the state government to administer new and existing programs to meet these problems; (4) it is the urgent responsibility of the state to assist communities in meeting these problems in whatever way possible including technical and financial assistance. It is therefore the purpose of this act to establish a state agency for state planning, to aid in providing financial and technical as-