

CHAPTER 86

[Senate Bill No. 2945]

SEWER DISTRICTS—CONSOLIDATIONS AND MERGERS

AN ACT Relating to sewer districts; amending section 2, chapter 197, Laws of 1967 and RCW 56.32.010; amending section 3, chapter 197, Laws of 1967 and RCW 56.32.020; amending section 4, chapter 197, Laws of 1967 and RCW 56.32.030; amending section 5, chapter 197, Laws of 1967 and RCW 56.32.040; amending section 6, chapter 197, Laws of 1967 and RCW 56.32.050; amending section 9, chapter 197, Laws of 1967 and RCW 56.32.080; amending section 11, chapter 197, Laws of 1967 and RCW 56.32.100; amending section 12, chapter 197, Laws of 1967 and to chapter 56.32 RCW.

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

Section 1. Section 2, chapter 197, Laws of 1967 and RCW 56.32.010 are each amended to read as follows:

Two or more sewer districts, adjoining or in close proximity to ~~((and in the same county with))~~ each other, may be joined into one consolidated sewer district. The consolidation may be initiated in either of the following ways: Ten percent of the legal electors residing within each of the sewer districts proposed to be consolidated may petition the board of sewer commissioners of each of their respective sewer districts to cause the question to be submitted to the legal electors of the sewer districts proposed to be consolidated; or, the boards of sewer commissioners of each of the sewer districts proposed to be consolidated may by resolution determine that the consolidation of such districts shall be conducive to the public health, welfare, and convenience and to be of special benefit to the lands of such districts.

Sec. 2. Section 3, chapter 197, Laws of 1967 and RCW 56.32.020 are each amended to read as follows:

If consolidation proceedings are initiated by petition, upon the filing of such petitions with the boards of sewer commissioners of the sewer districts, the boards of sewer commissioners of all of the districts shall file such petitions with the county auditor of each county in which any of the affected districts is located, who shall within ten days examine the signatures thereon and certify to the sufficiency or insufficiency thereof. If all of the petitions shall be found to contain a sufficient number of signatures, the respective county auditor shall transmit them, together with his certificate of sufficiency attached thereto, to the boards of sewer commissioners of each of the districts proposed for consolidation. In the event that there are no legal electors residing in one or more of the sewer districts proposed to be consolidated, the petitions may be signed by such a number as appear of record to own at least a majority of the acreage in the pertinent sewer district, and the petitions shall disclose the total number of acres of land in the sewer district and shall also contain the names of all record owners of land therein.

Sec. 3. Section 4, chapter 197, Laws of 1967 and RCW 56.32.030 are each amended to read as follows:

Upon the receipt of ~~((the))~~ each county auditor's certificate of sufficiency of the petitions by the boards of sewer commissioners of the districts proposed for consolidation, hereinafter referred to as the "consolidating districts", or upon

adoption by the boards of sewer commissioners of the consolidating districts of their resolutions for consolidation, the boards of the consolidating districts shall, within ninety days, enter into an agreement providing for consolidation.

The agreement shall set forth the method and manner of consolidation, a comprehensive plan or scheme of sewer supply for the consolidated district and, if such comprehensive plan or scheme of sewer supply provides that one or more of the consolidating districts or the proposed consolidated district issue revenue bonds for the construction and/or other costs of any part or all of the comprehensive plan, then the details thereof shall be set forth.

The requirement that a comprehensive plan or scheme of sewer supply for the consolidated district be set forth in the agreement for consolidation((:)) shall be satisfied if the existing comprehensive plans or schemes of the consolidating districts are incorporated therein by reference and any changes or additions thereto are set forth in detail.

Sec. 4. Section 5, chapter 197, Laws of 1967 and RCW 56.32.040 are each amended to read as follows:

The respective boards of sewer commissioners of the consolidating districts shall certify such agreement to the county auditors of the ((county)) counties in which the districts are located. Thereupon, the county auditor of the county in which the largest amount of territory of the proposed consolidated sewer is located shall call a special election for the purpose of submitting to the voters of each of the consolidating districts the proposition of whether or not the several districts shall be consolidated into one sewer district. The proposition shall give the title of the proposed consolidated district. Notice of the election shall be given and the election conducted in accordance with the general election laws.

Sec. 5. Section 6, chapter 197, Laws of 1967 and RCW 56.32.050 are each amended to read as follows:

If at the election a majority of the voters in each of the consolidating districts shall vote in favor of the consolidation, the county canvassing board of the county the auditor of which conducted the election shall so declare in its canvass and the return of the election shall be made within ten days after the date thereof. Upon the return the consolidation shall be effective and the consolidating districts shall cease to exist and shall then be and become a new sewer district and municipal corporation of the state of Washington.

The name of such new sewer district shall be ". . . .(name). . . . Sewer District of County", which shall be the name appearing on the ballot.

The district shall have all and every power, right and privilege possessed by other sewer districts of the state of Washington. The district may issue revenue bonds to pay for the construction of any additions and betterments set forth in the comprehensive scheme and plan of sewer supply contained in the agreement for consolidation and any future additions and betterments to the comprehensive scheme and plan of sewer supply, as its board of sewer commissioners shall by resolution adopt, without submitting a proposition therefor to the voters of the district.

Sec. 6. Section 9, chapter 197, Laws of 1967 and RCW 56.32.080 are each amended to read as follows:

Whenever there are two sewer districts, the territories of which are adjoining or in close proximity to ~~((and in the same county with))~~ each other, either district hereinafter referred to as the "merging district", may merge into the other districts, hereinafter referred to as the "merger district", and the merger district will survive under its original name or number.

Sec. 7. Section 11, chapter 197, Laws of 1967 and RCW 56.32.100 are each amended to read as follows:

The respective boards of sewer commissioners of the districts shall certify the agreement to the county auditor of the county in which the largest amount of territory of the merging district~~((s-are))~~ is located. Thereupon, the county auditor shall call a special election for the purpose of submitting to the voters of the merging district the proposition of whether the merging district shall be merged into the merger district. Notice of the election shall be given and the election conducted in accordance with the general election laws.

Sec. 8. Section 12, chapter 197, Laws of 1967 and RCW 56.32.110 are each amended to read as follows:

If at the election a majority of the voters of the merging sewer district shall vote in favor of the merger, the county canvassing board of the county the auditor of which conducted the election shall so declare in its canvass and the return of the election shall be made within ten days after the date thereof. Upon the return the merger shall be effective and the merging sewer district shall cease to exist and shall become a part of the merger sewer district. The sewer commissioners of the merging district shall cease to hold office and the affairs of the merged districts shall be managed by the sewer commissioners of the merger district.

NEW SECTION. Sec. 9. There is added to chapter 197, Laws of 1967 and to chapter 56.32 RCW a new section to read as follows:

For the purposes of this 1975 amendatory act, county auditor of a county shall mean the election officer of that county.

Passed the Senate April 16, 1975.

Passed the House May 16, 1975.

Approved by the Governor May 26, 1975.

Filed in Office of Secretary of State May 26, 1975.

CHAPTER 87

[House Bill No. 295]

BANKS—SUPERVISORY DIRECTION AND CONSERVATORSHIP

AN ACT Relating to banks and banking; adding a new chapter to Title 30 RCW; and declaring an emergency.

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

NEW SECTION. Section 1. There is added to Title 30 RCW a new section to read as follows:

For the purposes of this chapter the following terms shall be defined as follows:

(1) "Unsafe condition" shall mean and include, but not be limited to, any one or more of the following circumstances: