

places on vessels not exceeding one thousand gross tons plying only on inland waters of the state of Washington on regular schedules, shall be forty-seven dollars.

Sec. 2. Section 23-S-1 added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 5, Laws of 1949 as last amended by section 4, chapter 9, Laws of 1977 ex. sess. and RCW 66.24.400 are each amended to read as follows:

There shall be a retailer's license, to be known and designated as class H license, to sell spirituous liquor by the individual glass, beer, and wine, at retail, for consumption on the premises, including mixed drinks and cocktails compounded or mixed on the premises only: PROVIDED, That a patron of a bona fide hotel, restaurant, or club licensed under this section may remove from the premises recorked or recapped in its original container any portion of wine which was purchased for consumption with a meal. Such class H license may be issued only to bona fide restaurants, hotels and clubs, and to dining, club and buffet cars on passenger trains, and to dining places on passenger boats and airplanes, and to dining places at publicly owned civic centers with facilities for sports, entertainment, and conventions, and to such other establishments operated and maintained primarily for the benefit of tourists, vacationers and travelers as the board shall determine are qualified to have, and in the discretion of the board should have, a class H license under the provisions and limitations of this title.

Passed the Senate February 24, 1981.

Passed the House April 16, 1981.

Approved by the Governor May 8, 1981.

Filed in Office of Secretary of State May 8, 1981.

CHAPTER 95

[Senate Bill No. 3065]

LIMITED ACCESS FACILITIES—STATE AND LOCAL PLANS

AN ACT Relating to limited access facilities; amending section 2, chapter 75, Laws of 1965 ex. sess. and RCW 47.52.133; amending section 1, chapter 77, Laws of 1977 and RCW 47.52.145; and amending section 3, chapter 78, Laws of 1977 ex. sess. and RCW 47.52.210.

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

Section 1. Section 2, chapter 75, Laws of 1965 ex. sess. and RCW 47.52.133 are each amended to read as follows:

The transportation commission and the highway authorities of the ((state;)) counties((;)) and incorporated cities and towns, with regard to facilities under their respective jurisdictions, prior to the establishment of any limited access facility, shall hold a public hearing within the county, city, or town wherein the limited access facility is to be established((;)) to determine the desirability of the plan proposed by such authority. Notice of such

hearing shall be given to the owners of property abutting the section of any existing highway, road, or street being established as a limited access facility, as indicated in the tax rolls of the county, and in the case of a state limited access facility, to the county and/or city or town. Such notice shall be by United States mail in writing, setting forth a time for the hearing, which time shall be not less than fifteen days after mailing of such notice. Notice of such hearing also shall be given by publication (~~(to be)~~) not less than fifteen days prior to such hearing in one or more newspapers of general circulation within the county, city, or town. Such notice by publication shall be deemed sufficient as to any owner or reputed owner or any unknown owner or owner who cannot be located. Such notice shall indicate a suitable location where plans for such proposal may be inspected.

Sec. 2. Section 1, chapter 77, Laws of 1977 and RCW 47.52.145 are each amended to read as follows:

Whenever after the final adoption of a plan for a limited access highway by the (~~(highway)~~) transportation commission, an additional design public hearing with respect to the facility or any portion thereof is conducted pursuant to federal law resulting in a revision of the design of the limited access plan, the (~~(highway)~~) commission may modify the previously adopted limited access plan to conform to the revised design without further public hearings providing the following conditions are met:

(1) As compared with the previously adopted limited access plan, the revised plan will not require additional or different right of way with respect to that section of highway for which the design has been revised, in excess of five percent by area; and

(2) If the previously adopted limited access plan was modified by a board of review convened at the request of a county, city, or town, the legislative authority of the county, city, or town shall approve any revisions of the plan which conflict with modifications ordered by the board of review.

Sec. 3. Section 3, chapter 78, Laws of 1977 ex. sess. and RCW 47.52-.210 are each amended to read as follows:

(1) Whenever the (~~(highway)~~) transportation commission adopts a plan for a limited access highway to be constructed within the corporate limits of a city or town which incorporates existing city or town streets, title to such streets shall remain in the city or town, and the provisions of RCW 47.24-.020 as now or hereafter amended shall continue to apply to such streets until such time that the highway is operated as either a partially or fully controlled access highway. Title to and full control over that portion of the city or town street incorporated into the limited access highway shall be vested in the state upon a declaration by the (~~(highway commission)~~) secretary of transportation that such highway is operational as a limited access facility, but in no event prior to the acquisition of right of way for such highway including access rights, and not later than the final completion of construction of such highway.

(2) Upon the completion of construction of a state limited access highway within a city or town, the (~~highway commission~~) department of transportation may relinquish to the city or town streets constructed or improved as a functional part of the limited access highway, slope easements, landscaping areas, and other related improvements to be maintained and operated by the city or town in accordance with the limited access plan. Title to such property relinquished to a city or town shall be conveyed by a deed executed by the (~~director of highways~~) secretary of transportation and duly acknowledged. Relinquishment of such property to the city or town may be expressly conditioned upon the maintenance of access control acquired by the state and the continued operation of such property as a functional part of the limited access highway.

Passed the Senate February 11, 1981.

Passed the House April 15, 1981.

Approved by the Governor May 8, 1981.

Filed in Office of Secretary of State May 8, 1981.

CHAPTER 96

[Engrossed Senate Bill No. 3067]

PUBLIC PROPERTY—INTERGOVERNMENTAL TRANSFER—SURPLUS PROPERTY DISPOSAL, PUBLIC HEARING, NOTICE

AN ACT Relating to public property; and amending section 1, chapter 133, Laws of 1953 as last amended by section 1, chapter 109, Laws of 1973 and RCW 39.33.010; and adding a new section.

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

Section 1. Section 1, chapter 133, Laws of 1953 as last amended by section 1, chapter 109, Laws of 1973 and RCW 39.33.010 are each amended to read as follows:

(1) The state or any municipality or any political subdivision thereof, may sell, transfer, exchange, lease or otherwise dispose of any property, real or personal, or property rights, including but not limited to the title to real property, to the state or any municipality or any political subdivision thereof, or the federal government, on such terms and conditions as may be mutually agreed upon by the proper authorities of the state and/or the subdivisions concerned(~~(- PROVIDED, That such property is determined by decree of the superior court in the county where such property is located; after publication of notice of hearing is given as fixed and directed by such court, to be either necessary, or surplus or excess to the future foreseeable needs of the state or of such municipality or any political subdivision thereof concerned, which requests authority to transfer such property))~~).