
HOUSE BILL 2102

State of Washington

54th Legislature

1995 Regular Session

By Representatives Benton, Skinner and Elliot

Read first time . Referred to Committee on .

1 AN ACT Relating to existing general aviation airport land use
2 encroachment planning; adding a new section to chapter 35.63 RCW;
3 adding a new section to chapter 35A.63 RCW; adding a new section to
4 chapter 36.70 RCW; adding a new section to chapter 36.70A RCW; adding
5 a new section to chapter 47.01 RCW; and creating a new section.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** The legislature finds that existing general
8 aviation airports are essential to the state's interest in an efficient
9 and effective transportation system. Consequently, such airports,
10 whether publicly owned or privately owned public-use, should be
11 protected against encroachment by incompatible land uses.

12 It is the purpose of this act to protect existing general aviation
13 airports against encroachment by incompatible land uses. It is also
14 the purpose of this act to protect public health, safety, and welfare
15 by encouraging adoption of land use measures that minimize the public's
16 exposure to excessive noise and safety hazards within areas around
17 public general aviation airports and private public-use general
18 aviation airports to the extent that these areas are not already
19 devoted to incompatible uses.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 35.63 RCW
2 to read as follows:

3 Every municipality, including municipalities planning under a
4 charter, in which there is located a general aviation airport that is
5 not served by a scheduled airline, but is operated for the benefit of
6 the general public, whether publicly owned or privately owned public-
7 use, shall, through its comprehensive plan and development regulations,
8 discourage the siting of incompatible uses adjacent to such general
9 aviation airport. Such plans and regulations may only be adopted or
10 amended after formal consultation with: Airport owners and managers,
11 private airport operators, general aviation pilots, ports, and the
12 aviation division of the department of transportation.

13 Any additions or amendments to comprehensive plans or development
14 regulations required by this section may be adopted during the normal
15 course of land use proceedings.

16 NEW SECTION. **Sec. 3.** A new section is added to chapter 35A.63 RCW
17 to read as follows:

18 Every city in which there is located a general aviation airport
19 that is not served by a scheduled airline, but is operated for the
20 benefit of the general public, whether publicly owned or privately
21 owned public-use, shall, through its comprehensive plan and development
22 regulations, discourage the siting of incompatible uses adjacent to
23 such general aviation airport. Such plans and regulations may only be
24 adopted or amended after formal consultation with: Airport owners and
25 managers, private airport operators, general aviation pilots, ports,
26 and the aviation division of the department of transportation.

27 Any additions or amendments to comprehensive plans or development
28 regulations required by this section may be adopted during the normal
29 course of land use proceedings.

30 NEW SECTION. **Sec. 4.** A new section is added to chapter 36.70 RCW
31 to read as follows:

32 Every county in which there is located a general aviation airport
33 that is not served by a scheduled airline, but is operated for the
34 benefit of the general public, whether publicly owned or privately
35 owned public-use, shall, through its comprehensive plan and development
36 regulations, discourage the siting of incompatible uses adjacent to
37 such general aviation airport. Such plans and regulations may only be

1 adopted or amended after formal consultation with: Airport owners and
2 managers, private airport operators, general aviation pilots, ports,
3 and the aviation division of the department of transportation.

4 Any additions or amendments to comprehensive plans or development
5 regulations required by this section may be adopted during the normal
6 course of land use proceedings.

7 NEW SECTION. **Sec. 5.** A new section is added to chapter 36.70A RCW
8 to read as follows:

9 Every county or city in which there is located a general aviation
10 airport that is not served by a scheduled airline, but is operated for
11 the benefit of the general public, whether publicly owned or privately
12 owned public-use, shall, through its comprehensive plan and development
13 regulations, discourage the siting of incompatible uses adjacent to
14 such general aviation airport. Such plans and regulations may only be
15 adopted or amended after formal consultation with: Airport owners and
16 managers, private airport operators, general aviation pilots, ports,
17 and the aviation division of the department of transportation.

18 Any additions or amendments to comprehensive plans or development
19 regulations required by this section may be adopted during the normal
20 course of land use proceedings.

21 NEW SECTION. **Sec. 6.** A new section is added to chapter 47.01 RCW
22 to read as follows:

23 (1) Each county or city required to protect general aviation
24 airports from encroachment by incompatible land uses, as stated in
25 sections 2 through 5 of this act, shall notify the department of
26 transportation of its intent to discourage incompatible land uses
27 through its comprehensive plan at least sixty days prior to final
28 adoption.

29 (2) The department of transportation shall review each
30 comprehensive plan affected by this act to ensure that cities and
31 counties protect general aviation airports from encroachment by
32 incompatible land uses. If the department determines that the city or
33 county's comprehensive plan does not adequately protect general
34 aviation airports from incompatible land uses, the department may
35 require the city or county to change its comprehensive plan so that it
36 meets the intent of this act.

1 (3) Each county and city affected by this act shall transmit a
2 complete and accurate copy of its comprehensive plan to the department
3 of transportation within ten days after final adoption.

--- END ---