
HOUSE BILL 1827

State of Washington 61st Legislature 2009 Regular Session

By Representatives Rodne, Anderson, Herrera, and Smith

Read first time 01/30/09. Referred to Committee on Judiciary.

1 AN ACT Relating to signage requirements in the growth management
2 act; adding new sections to chapter 36.70A RCW; and creating a new
3 section.

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

5 NEW SECTION. **Sec. 1.** (1) The legislature recognizes that Article
6 I, section 16 of the state Constitution prohibits state and local
7 governments from taking private property for public or private use
8 without just compensation.

9 (2) The legislature finds that some local governments require
10 property owners to buy and place signs on private property that are for
11 the public benefit, such as signs to identify critical areas.

12 (3) The legislature intends this act to prohibit local governments
13 and state agencies from requiring private property owners to pay for or
14 locate signs for the public benefit on properties without providing
15 compensation to the property owners for the taking of the land. The
16 legislature further intends this act to be broadly construed in favor
17 of the property owner in accordance with takings jurisprudence.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 36.70A RCW
2 to read as follows:

3 Development regulations adopted under this chapter may not require
4 private property owners to: (1) Pay for signs identifying critical
5 areas, shorelines, fish and wildlife habitat areas, or public access
6 areas; or (2) place signs identifying critical areas, shorelines, fish
7 and wildlife habitat areas, or public access areas on private property
8 without providing compensation to owners for the taking of the land.

9 NEW SECTION. **Sec. 3.** A new section is added to chapter 36.70A RCW
10 to read as follows:

11 This chapter does not authorize state agencies to require private
12 property owners to: (1) Pay for signs identifying critical areas,
13 shorelines, fish and wildlife habitat areas, or public access areas; or
14 (2) place signs identifying critical areas, shorelines, fish and
15 wildlife habitat areas, or public access areas on private property
16 without providing compensation to owners for the taking of the land.

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