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SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

AMENDED ORDINANCE NO. 02-052

ADOPTING 2002-2007 CAPITAL FACILITIES PLANS  
FOR THE ARLINGTON, DARRINGTON, EDMONDS, EVERETT, GRANITE FALLS,  
LAKE STEVENS, LAKEWOOD, MARYSVILLE, MONROE, MUKILTEO,  
NORTHSHORE, SNOHOMISH, STANWOOD, AND SULTAN  
SCHOOL DISTRICTS AS PART OF THE GMA COMPREHENSIVE PLAN;  
AMENDING AMENDED ORDINANCE NO. 94-125; AMENDING THE SCHOOL  
IMPACT FEE SCHEDULE IN 26C.28.015

WHEREAS, Snohomish County has adopted an impact fee ordinance to mitigate the impacts of new development on public school facilities pursuant to RCW 82.02.050; and

WHEREAS, under RCW 82.02.050(4), the county may collect and spend impact fees only for public facilities that are addressed by the capital facilities plan element of the comprehensive plan; and

WHEREAS, pursuant to Title 26C SCC, school districts must submit capital facilities plans (CFPs) to the county for adoption to be eligible for school impact fees; and

WHEREAS, existing CFPs, including the 2000-2005 Capital Facilities Plans for Arlington School District No. 16, Darrington School District No. 330, Edmonds School District No. 15, Everett School District No. 2, Granite Falls School District No. 332, Lake Stevens School District No. 4, Lakewood School District No. 306, Marysville School District No. 25, Monroe School District No. 103, Mukilteo School District No. 6, Northshore School District No. 417, Snohomish School District No. 201, Stanwood School District No. 401, and Sultan School District No. 311, were adopted by the county in 2000 and will expire on December 31, 2002; and

WHEREAS, under Title 26C SCC school districts must submit updated CFPs to the county for review and adoption before December 31, 2002, in order to maintain their eligibility to collect school impact fees after December 31, 2002; and

WHEREAS, the Arlington, Darrington, Edmonds, Everett, Granite Falls, Lake Stevens, Lakewood, Marysville, Monroe, Mukilteo, Northshore, Snohomish, Stanwood

AMENDED ORDINANCE NO. 02-052 ADOPTING 2002-2007 CAPITAL FACILITIES - Adopted  
PLANS FOR FOURTEEN SNOHOMISH COUNTY SCHOOL DISTRICTS  
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and Sultan school districts have submitted their updated capital facilities plans for the period 2002-2007 to the county Department of Planning and Development Services (PDS) pursuant to SCC 26C.26.010; and

WHEREAS, After reviewing these plans, including the impact fee calculations using the formula in Table 1 of SCC 26C.28.010 and consulting with the School Technical Review Committee authorized by SCC 26C.26.020(3), PDS has determined that each plan meets the requirements of SCC 26C.26.020; and

WHEREAS, the Snohomish County Planning Commission held a public hearing on the Darrington, Edmonds, Everett, Marysville, Mukilteo, Northshore, and Stanwood school district CFPs on August 27th, 2002; and

WHEREAS, the Planning Commission held a public hearing on the Arlington, Granite Falls, Lake Stevens, Lakewood, Monroe, Snohomish, and Sultan school district CFPs on September 24, 2002; and

WHEREAS, the Snohomish County Council held a public hearing on all fourteen plans on November 6, 2002 continued to November 20, 2002; and

WHEREAS, the County Council considered the entire hearing record, including the Planning Commission's recommendation, and written and oral testimony submitted during the public hearings.

NOW, THEREFORE, BE IT ORDAINED:

Section 1: Authority. This ordinance is adopted to implement Title 26C SCC, as amended, and to adopt school district capital facilities plans for the Arlington, Darrington, Edmonds, Everett, Granite Falls, Lake Stevens, Lakewood, Marysville, Monroe, Mukilteo, Northshore, Snohomish, Stanwood and Sultan school districts. This ordinance is necessary to address identified impacts of development on these school districts in order to protect the public health, safety, and welfare, and to exercise Snohomish County's authority to impose impact fees pursuant to RCW 82.02.050 et seq.

Section 2: Findings of fact and conclusions. The County Council makes the following findings of fact and conclusions:

A. The 2002-2007 Capital Facilities Plans for the Arlington, Darrington, Edmonds, Everett, Granite Falls, Lake Stevens, Lakewood, Marysville, Monroe, Mukilteo, Northshore, Snohomish, Stanwood and Sultan school districts, adopted herein, will further the goals of the GMA for the provision of adequate public facilities to accommodate growth.

AMENDED ORDINANCE NO. 02-052 ADOPTING 2002-2007 CAPITAL FACILITIES - Adopted  
PLANS FOR FOURTEEN SNOHOMISH COUNTY SCHOOL DISTRICTS  
AS A PART OF THE GMA COMPREHENSIVE PLAN

B. The 2002-2007 Capital Facilities Plans for the Arlington, Darrington, Edmonds, Everett, Granite Falls, Lake Stevens, Lakewood, Marysville, Monroe, Mukilteo, Northshore, Snohomish, Stanwood and Sultan school districts contain the necessary components for such comprehensive plan elements as prescribed in chapter 36.70A RCW and Appendix F of the Snohomish County General Policy Plan.

C. PDS has reviewed these school district plans, including the impact fee calculations using the formula in Table 1 of SCC 26C.28.010, and has determined that each plan meets the requirements of SCC 26C.26.020. This determination was made after consultation with the School Technical Review Committee, which reviewed each plan prior to the Planning Commission's public hearing. The record demonstrates that these school capital facilities plans meet the requirements of Title 26C SCC, as amended, and is an appropriate basis for the collection of school impact fees.

D. The Arlington, Darrington, Edmonds, Everett, Granite Falls, Lake Stevens, Lakewood, Marysville, Monroe, Mukilteo, Northshore, Snohomish, Stanwood and Sultan school districts have met the requirements of SCC Title 26C and of their agreements with Snohomish County concerning the operation and administration of the school impact fee program.

E. Each school district, acting as lead agency, has satisfied SEPA requirements by completing an environmental checklist and issuing a Determination of Nonsignificance for each plan.

F. The Planning Commission has reviewed these district plans, has conducted a public hearing on each plan, and has recommended adoption of these plans as part of the capital facilities element of the GMA comprehensive plan.

G. The County Council conducted a public hearing on these district plans on November 6, 2002 continued to November 20, 2002.

H. The County Council has considered these school district plans in the context of other potentially related amendments to the county's capital facilities element also under consideration, including the 2002-2007 Capital Improvement Program and the 2003 Annual Budget. As provided by SCC 26C.26.030, each of these plans will be incorporated by reference into the capital facilities element of the comprehensive plan.

I. Public participation requirements of the GMA and the county code have been met or exceeded through the public hearings conducted by the Planning Commission and the County Council.

J. The adoption of these district plans is consistent with the GMA, the county's GMA comprehensive plan, and the Countywide Planning Policies for Snohomish County.

K. It is necessary to amend SCC 26C.28.015 to adopt an updated fee schedule consistent with the 2002-2007 school district plans.

Section 3: Basis. The County Council bases its findings and conclusions on the entire record of testimony and exhibits, including all written and oral testimony before the Planning Commission and the County Council.

Section 4: Adoption. Based on the foregoing findings and conclusions, the following school district CFPs are hereby adopted as part of the county's GMA comprehensive plan and are incorporated by reference into this ordinance as if set forth in full: the Arlington School District #16 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-1; Darrington School District #330 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-2; Edmonds School District #15 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-3; Everett School District #2 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-4; Granite Falls School District #332 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-5; Lake Stevens School District #4 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-6; Lakewood School District #306 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-7; Marysville School District #25 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-8; Monroe School District #103 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-9; Mukilteo School District #6 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-10; Northshore School District #417 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-11; Snohomish School District #201 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-12; Stanwood School District #401 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-13; and Sultan School District #311 Capital Facilities Plan 2002-2007, attached hereto as Exhibit D-14. These plans hereby replace the 2000-2005 School District Capital Facilities Plans previously adopted by Amended Ordinance Nos. 00-055 and 00-098.

Section 5. Amendment to Amended Ordinance 94-125. Section 4 of Amended Ordinance 94-125, adopted on June 28, 1995 and last amended by Amended Ordinance No. 01-051 on November 20, 2002 is hereby amended to read:

Section 4. Based on the foregoing findings and conclusions, the county council hereby adopts the Snohomish County GMA Comprehensive Plan required by the Growth Management Act consisting of the General Policy Plan and Future Land Use Map, the Transportation Element, and the Capital Facilities Element. Attached hereto as Exhibit A is the General Policy Plan element of the comprehensive plan. As part of the GMA Comprehensive Plan, the county council hereby adopts the

agricultural, forest land and mineral land designations shown in the Future Land Use map attached to the General Policy Plan and shown in parcel specific detail on a set of county assessor's maps, attached hereto as Exhibit B. As part of the GMA Comprehensive Plan, the county council also adopts the Transportation Element, attached hereto as Exhibit C, and the capital facilities element, which consists of the following documents: Snohomish County Capital Facilities Plan/Year 2000 Update attached hereto as Exhibit D-14; 2001-2006 Capital Improvement Program, attached to Ordinance 00-074 as Exhibit D-15; Arlington School District Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-055 as Exhibit A~~ 2002-2007, attached hereto as Exhibit D-1; Darrington School District #330 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit A~~ 2002-2007, attached hereto as Exhibit D-2, Edmonds School District #15 Capital Facilities Plan 2000-2005 ~~attached to Ordinance No. 00-098 as Exhibit B~~ 2002-2007, attached hereto as Exhibit D-3, Everett School District Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit C~~ 2002-2007, attached hereto as Exhibit D-4, Granite Falls School District #332 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit D~~ 2002-2007, attached hereto as Exhibit D-5; Lake Stevens School District #4 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit E~~ 2002-2007, attached hereto as Exhibit D-6; Lakewood School District #306 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit F~~ 2002-2007, attached hereto as Exhibit D-7; Marysville School District #25 2000-2005 Capital Facilities Plan, ~~attached to Ordinance No. 00-055 as Exhibit B~~ 2002-2007, attached hereto as Exhibit D-8; Monroe School District #103 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-055 as Exhibit C~~ 2002-2007, attached hereto as Exhibit D-9; Mukilteo School District #6 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-055 as Exhibit D~~ 2002-2007, attached hereto as Exhibit D-10; Northshore School District No. 417 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit G~~ 2002-2007, attached hereto as Exhibit D-11; Snohomish School District Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit H~~ 2002-2007, attached hereto as Exhibit D-12, Stanwood School District #401 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit I~~ 2002-2007, attached hereto as Exhibit D-13; and Sultan School District #311 Capital Facilities Plan 2000-2005, ~~attached to Ordinance No. 00-098 as Exhibit J~~ 2002-2007, attached hereto as Exhibit D-14. The 2001 Countywide Comprehensive Park and Recreation Plan, attached to Ordinance No. 01-108 as Exhibit A, is a supplemental part of the General Policy Plan.

Section 6: Expiration. Each school district's capital facilities plan herein adopted shall remain in effect for a period of two years from the effective date of this ordinance, unless an updated plan is submitted and approved prior to that date, or as otherwise provided by Title 26C SCC. Plan approval remains in effect within this period only so long as the school districts meet the requirements of the GMA concerning the collection

and use of impact fees, and other conditions established in state law or in Title 26C SCC.

Section 7: Snohomish County Code section 26C.28.015, added on December 6, 2000 by Amended Ordinance No. 00-098, is hereby amended to read:

**26C.28.015 ~~2001-2002~~ 2003-2004 school impact fee schedule.**

The following school impact fees have been adopted pursuant to this title for developments that vest to county development regulations from ~~January 1, 2001, to December 31, 2002:~~ January 1, 2003 through December 31, 2004:

~~(Fees have yet to be determined)~~

SCHOOL DISTRICT	SINGLE FAMILY	MULTI-FAMILY 1-BEDROOM per dwelling unit	MULTI-FAMILY 2+ BEDROOMS per dwelling unit
Arlington No. 16	<del>\$2758</del> <u>\$2310</u>	<del>\$1698</del> <u>\$2460</u>	<del>\$2117</del> <u>\$4037</u>
Darrington No. 300	<del>\$817</del> <u>\$460</u>	<del>\$140</del> <u>\$107</u>	<del>\$579</del> <u>\$445</u>
Edmonds No. 15	<del>\$0</del> <u>\$0</u>	<del>0</del> <u>\$0</u>	<del>0</del> <u>\$0</u>
Everett No. 2	<del>\$1844</del> <u>\$1010</u>	<del>0</del> <u>\$0</u>	<del>\$1044</del> <u>\$632</u>
Granite Falls No. 332	<del>\$2201</del> <u>\$2321.26</u>	<del>0</del> <u>\$0</u>	<del>\$3394</del> <u>\$2529.40</u>
Lake Stevens No. 4	<del>\$5013</del> <u>\$2571</u>	<del>\$446</del> <u>\$0</u>	<del>\$2772</del> <u>\$1191</u>
Lakewood No. 306	<del>\$1797</del> <u>\$1116</u>	<del>0</del> <u>\$0</u>	<del>\$1248</del> <u>\$1752</u>
Marysville No. 25	<del>\$3847</del> <u>\$4174</u>	<del>0</del> <u>\$0</u>	<del>\$3030</del> <u>\$3493</u>
Monroe No. 103	<del>\$2810</del> <u>\$3262</u>	<del>\$294</del> <u>\$272</u>	<del>\$2782</del> <u>\$4404</u>
Mukilteo No. 6	<del>\$3718</del> <u>\$4966</u>	<del>0</del> <u>\$0</u>	<del>\$2864</del> <u>\$2073</u>
Northshore No. 417	<del>\$879</del> <u>\$0</u>	<del>0</del> <u>\$0</u>	<del>0</del> <u>\$0</u>
Snohomish No. 203	<del>\$4429</del> <u>\$3506</u>	<del>0</del> <u>\$0</u>	<del>\$2416</del> <u>\$1303</u>
Stanwood No. 401	<del>\$2664</del> <u>\$0</u>	<del>0</del> <u>\$0</u>	<del>\$651</del> <u>\$0</u>
Sultan No. 311	<del>\$2362</del> <u>\$1093</u>	<del>0</del> <u>\$0</u>	<del>\$1827</del> <u>\$1048</u>

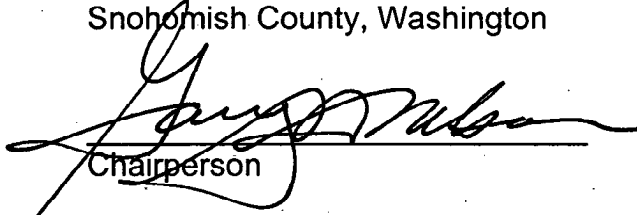
Section 8: Effective date. The effective date of this ordinance shall be January 1, 2003.

Section 9: Severability. If any section, sentence, clause or phrase of this ordinance shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance. Provided, however, that if any section, sentence, clause or phrase of this ordinance is held to be invalid by the Board or court of competent jurisdiction, then the section, sentence, clause or phrase in effect prior to the effective date of this ordinance shall be in full force and effect for that individual section, sentence, clause or phrase as if this ordinance had never been adopted.

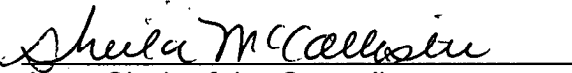
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PASSED this 20th day of November, 2002

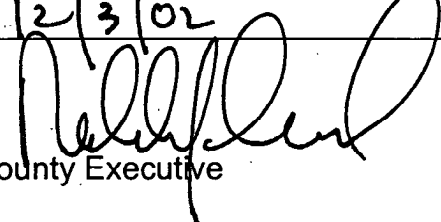
SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

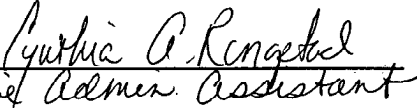
  
Chairperson

ATTEST:

  
Asst. Clerk of the Council

- APPROVED  
 VETOED  
 EMERGENCY

DATE: 12/3/02  
  
County Executive

ATTEST:   
Executive Admin. Assistant

Approved as to form only:

\_\_\_\_\_  
Deputy Prosecuting Attorney

**COPIES OF THE  
SCHOOL DISTRICT  
CAPITAL PLANS ARE  
AVAILABLE FOR VIEWING  
IN THE  
COUNCIL CLERK'S OFFICE**