



CO00015438

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

ORDINANCE NO. 05-116

RELATING TO ORGANIZATION OF THE EXECUTIVE BRANCH;
REVISING THE POWERS AND RESPONSIBILITIES OF THE DEPARTMENT
OF PLANNING AND DEVELOPMENT SERVICES AND THE DEPARTMENT OF
PUBLIC WORKS; AMENDING CHAPTERS 2.68. 13.01, 30.66B, AND 30.91C
SCC

WHEREAS, the County Executive desires to move certain functions of the Department of Public Works relating to review of land development proposals to the Department of Planning and Development Services; and

WHEREAS, the proposed reorganization will provide for more coordinated and efficient review of development proposals.

NOW, THEREFORE, BE IT ORDAINED:

PART I
AMENDMENTS REVISING AUTHORITIES AND FUNCTIONS OF THE DEPARTMENTS OF PUBLIC WORKS AND PLANNING AND DEVELOPMENT SERVICES

Section 1. Snohomish County Code Section 2.68.035, adopted by Ordinance 92-089 on August 19, 1992, and last amended by Amended Ordinance 02-026 on July 30, 2002, is amended to read:

2.68.035 Delegation of authority concerning real property conveyances for road projects.

The director of public works or the county engineer shall have the power to accept on behalf of the county, deeds and other conveyances of real property necessary for the implementation of road projects specifically authorized and funded by the Snohomish county council or tendered in compliance with a condition of land use or development permit approval pursuant to adopted land use, development or engineering standards and regulations. With the concurrence of the director of planning and development services or his delegate, the director of the department of public works or the county engineer may delegate the authority vested in this section related to development permit approval, if the director or county engineer determines, in his or her discretion, that the delegation will improve delivery of services in the development permitting

process or will serve the public health, safety, and welfare. In delegating such authority, the director of public works may reserve the right of final decision.

Section 2. Snohomish County Code Section 13.01.020, adopted by Ordinance 85-051 on July 3, 1985, last amended by Amended Ordinance 02-067, adopted November 6, 2002, is amended to read:

13.01.020 Powers of the director and the engineer.

(1) The director has overall authority for all matters relating to county roads and bridges.

(2) The engineer shall have the power to:

(a) Administer provisions of this title;

(b) Prepare and administer procedures implementing this title;

(c) Prepare and publish for public use a procedures manual or manuals covering this title((-);

(d) Close or restrict the usage of county roads and bridges for a definite period of time as provided for in Chapter 47.48 RCW((-); and

(e) Administer any provisions delegated to the engineer under Title 30 SCC.

(3) ~~((There))~~ The engineer hereby delegates to the director of planning and development services the authority to act in accordance with the powers of the engineer, as listed under SCC 13.01.020(2), only as they apply to issuance of permits under chapter 13.60 SCC. In delegating such authority the engineer reserves the right of final decision regarding the provisions of SCC 13.01.020(2).

(4) With the concurrence of the director of planning and development services or his delegate, the director or the engineer may delegate any portion of the authority vested in the director, the department, or the engineer under this title or Title 30 SCC relating to development permit processing to the department of planning and development services, if the director or engineer determines, in his or her discretion, that the delegation will improve delivery of services in the development permitting process or serve the public health, safety, and welfare. In delegating such authority, the director of public works or engineer may reserve the right of final decision.

Section 3. A new section is added to Chapter 30.66B of the Snohomish County Code to read:

30.66B.007 Delegation of Authority by Department of Public Works.

With the concurrence of the director, the director of the department of public works may delegate any portion of the authority vested in the department of public works under this chapter relating to development permit processing to the department of planning and development services, if the director of public works determines, in his or her discretion, that the delegation will improve delivery of services in the development permitting process or serve the public health, safety, and welfare. In delegating such authority, the director of public works may reserve the right of final decision.

Section 4. Snohomish County Code Section 30.91C.320, adopted by Ordinance 02-064 on December 9, 2002, is amended to read:

30.91C.320 "County Engineer" means the public works director or his designee who has authority as pursuant to county code and RCW 36.75.050 and chapter 36.80 RCW and who establishes, plans, designs, constructs, improves, repairs and maintains all county roads. The county engineer also performs the duties of the traffic engineer and all engineering functions related to solid waste disposal, surface water management, flood control and river improvement and water quality control as delegated to the department of public works by county code. With the concurrence of the director of planning and development services, the public works director or the engineer may delegate any portion of the authority vested in the public works director or department, or the engineer under this title relating to development permit processing to the department of planning and development services, if the public works director or engineer determines, in his or her discretion, that the delegation will improve delivery of services in the development permitting process or serve the public health, safety, and welfare. In delegating such authority, the public works director or engineer may reserve the right of final decision.

**PART II
SAVINGS AND TRANSITION**

Section 5. Savings.

This ordinance does not affect any existing right acquired or liability or obligation incurred under the sections amended or repealed in this ordinance or under any rule or order adopted under those sections, nor does it affect any proceeding instituted under those sections.

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Section 6. Transition.

The County Executive may take the necessary steps to ensure that this ordinance is implemented on its effective date.

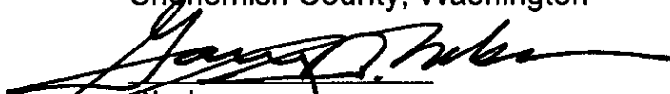
**PART III
MISCELLANEOUS PROVISIONS**

Section 7. Effective date.

This ordinance takes effect on the date specified in SCC 2.48.126.

PASSED this 21st day of November, 2005.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington


Chairperson

D-20

ATTEST:

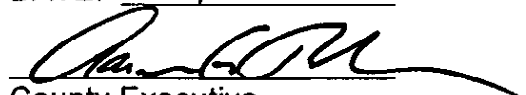

Asst. Clerk of the Council

APPROVED

EMERGENCY

VETOED

DATE: 12/08/05


County Executive

ATTEST:


Laura Johnson

Approved as to form only:

 9/23/05
Barbara Dykes, Chief Civil
Deputy Prosecuting Attorney