



SNOHOMISH COUNTY COUNCIL
SNOHOMISH COUNTY, WASHINGTON

AMENDED ORDINANCE NO. 08-055

RELATING TO THE GROWTH MANAGEMENT ACT, ADOPTING MAP AMENDMENTS
TO THE SNOHOMISH COUNTY GROWTH MANAGEMENT ACT COMPREHENSIVE
PLAN (GMACP) TO IMPLEMENT CHANGES TO MAP 3 MUNICIPAL URBAN GROWTH
AREAS (MUGA) (GPP 14 MUGA)

WHEREAS, RCW 36.70A.130 and .470 direct counties planning under the Growth Management Act (GMA) to adopt procedures for interested persons to propose amendments and revisions to the GMACP or development regulations; and

WHEREAS, the Snohomish County Council adopted chapter 30.74 SCC, "Growth Management Act Public Participation Program Docketing," to comply with the requirements of RCW 36.70A.130 and .470; and

WHEREAS, the Snohomish County Council has determined that the consideration of the proposed amendments and revisions to the GMACP and development regulations would promote a county purpose as established under RCW 36.70A.130, RCW 36.70A.470 and chapter 30.74 SCC; and

WHEREAS, pursuant to chapter 30.74 SCC, PDS completed final review and evaluation of Final Docket XII, including the proposals to amend the map and text of the GMACP, and forwarded recommendations to the Snohomish County Planning Commission; and

WHEREAS, the Snohomish County Planning Commission held a public hearing and received public testimony on Final Docket XII on January 22, 2008, and January 29, 2008; and

WHEREAS, on January 29, 2008, the Snohomish County Planning Commission deliberated on Final Docket XII at the conclusion of the public hearing and voted to recommend adoption of the proposed GMACP and regulatory amendments, with certain modifications as enumerated in its recommendation letter of February 26, 2008; and

WHEREAS, the amendment to Appendix B of the Countywide Planning Policies (CPP) authorizing this map change had not yet been adopted at the time of the Planning Commission hearing to amend GMACP Map 3 MUGA; and

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1 WHEREAS, Countywide Planning Policy (CPP) UG-17 establishes that MUGA
2 boundaries that are congruent with the SWUGA boundary may be amended by agreement and
3 action by the County in consultation with the affected cities; and
4

5 WHEREAS, the Cities of Brier and Bothell have consulted with the County and agreed
6 on MUGA boundaries through Resolution 5000 (Brier) and Resolution 1209 (Bothell); and
7

8 WHEREAS, on January 10, 2008, the Planning Advisory Committee (PAC) of
9 Snohomish County Tomorrow (SCT) reviewed three options to resolve MUGA gaps, overlaps,
10 or unresolved boundaries, including: 1) retain the existing MUGAs, 2) eliminate existing
11 MUGAs and create distinct individual UGAs for each city within the SWUGA, 3) replace
12 existing MUGAs with a single SWUGA with no MUGAs; and
13

14 WHEREAS, on January 10, 2008, the PAC made a recommendation to the SCT Steering
15 Committee to retain the existing MUGAs and to amend the MUGA map as depicted in Appendix
16 B of the CPPs to reflect the agreement between Brier and Bothell; and
17

18 WHEREAS, on, January 23, 2008, the SCT Steering Committee reviewed the PAC
19 recommendation and made a positive recommendation to the County Council; and
20

21 WHEREAS, the Snohomish County Council held a public hearing on April 30, 2008,
22 continued to May 12 and June 3, 2008, and approved the proposed amendment to Appendix B of
23 the CPP, as recommended by the SCT Steering Committee; and
24

25 WHEREAS, the Snohomish County Council held a public hearing on April 30, 2008,
26 continued to May 12 and June 3, 2008, to consider the entire record, including the Planning
27 Commission recommendations on Final Docket XII, and to hear public testimony on this
28 Amended Ordinance No. 08-055.
29

30 NOW, THEREFORE, BE IT ORDAINED:
31

32 **Section 1.** The county council makes the following findings:
33

- 34 A. The county council adopts and incorporates the foregoing recitals as findings as if set forth
35 fully herein.
- 36 B. The amendment would amend the MUGA boundaries between the cities of Brier and Bothell
37 as depicted in Exhibit A of this ordinance.
- 38 C. The proposal retains the existing structure to reconcile inconsistent MUGA boundaries as
39 described in CPP UG-17.
- 40 D. The map amendment is consistent with CPP UG-17 regarding the establishment and
41 amendments to MUGA boundaries.

- 1 E. The map amendment is consistent with CPP OD-1 regarding development within urban
2 growth areas, add certainty to capital facility planning and the coordinated extension of urban
3 services.
- 4 F. The map amendment is consistent with and implements the following GPP Objectives and
5 Policies:
- 6 1. Policy IC 1.A.1 “The county shall continue participation in Snohomish County Tomorrow
7 to reconcile, monitor and, if necessary, adjust population and employment growth targets; to
8 resolve possible inconsistency between the local jurisdictions’ plans; and to provide for
9 common siting of essential public facilities.”
- 10 2. Objective IC 1.B “Work with cities and towns to provide for the orderly transition of
11 unincorporated to incorporated areas within UGAs.”
- 12 3. Policy IC 1.B.1 “The county shall work with cities in planning for orderly transfer of
13 service responsibilities in anticipation of potential or planned annexations or incorporations
14 within UGAs.”
- 15 4. Objective IC 1.E “Re-evaluate and, as required, modify MUGA boundaries to facilitate
16 county planning for the development of these urban areas.”
- 17 5. Policy IC 1.E.2 “Inconsistencies which result in overlapping MUGAs between cities or
18 gap areas which are not included in any city’s MUGA should be reconciled between the
19 affected cities within Snohomish County and the county as soon as is practical”
- 20 6. Policy IC 1.E.3 “MUGA boundaries shall be reevaluated on a periodic basis and
21 adjustments made as needed through the county’s Comprehensive Plan amendment
22 process.”
- 23 7. Policy IC 1.E.5 “MUGA boundaries that are not congruent with the SWUGA boundary
24 may be amended by agreement and action by the affected cities and the county, consistent
25 with 1.E.3.”
- 26 G. The county council includes in its findings and conclusions, the completed final review and
27 evaluation of the proposal completed by PDS in accordance with 30.74 SCC and is hereby
28 made a part of this ordinance as if set forth herein.
- 29 H. The proposed amendment complies with the requirements of GMA, including RCW
30 36.70A.110(2) which states that the county shall consult with each city on the boundaries of
31 their urban growth areas.
- 32 I. No inconsistencies between the map amendment and GPP plan elements or development
33 regulations have been identified.
- 34 J. No inconsistencies between the map amendment and Countywide Planning Policies have
35 been identified.
- 36 K. The map amendment complies with all requirements of the GMA.

1 L. An addendum to the Environmental Impact Statement completed for the GMA
2 comprehensive plan 10-Year Update was issued for this non-project action on December 26,
3 2007.

4 **Section 2.** The county council makes the following conclusions:
5

6 A. The amendment would amend the MUGA boundaries between the cities of Brier and Bothell
7 as depicted in Exhibit A of this ordinance.

8 B. The proposal retains the existing structure to reconcile inconsistent MUGA boundaries as
9 described in CPP UG-17.

10 C. The proposed map amendments are consistent with the following final review and evaluation
11 criteria of chapter 30.74 SCC:

12 1. The proposed amendments maintain consistency with other elements of the GMACP.

13 2. All applicable elements of the GMACP support the proposed amendments.

14 3. The proposed amendments meet the goals, objectives, and policies of the GMACP as
15 discussed in the specific findings.

16 4. The proposed amendments are consistent with the CPPs.

17 5. The proposed amendments comply with the GMA.

18 6. New information is available which was not considered at the time the plan or regulation
19 was amended.

20 D. The amendments are consistent with the GMA requirement that the comprehensive plan of a
21 county or city be an internally consistent document (RCW 36.70A.070).

22 E. The amendment meets the goals, objectives, and policies of the GMACP as discussed in the
23 specific findings.

24 F. The amendment to the GMACP satisfies the procedural and substantive requirements of the
25 GMA.

26 G. The amendment maintains the GMACP's consistency with the CPPs for Snohomish County.

27 H. All SEPA requirements with respect to this non-project action have been satisfied.

28 I. The County complied with state and local public participation requirements under the GMA
29 and chapter 30.73 SCC.

30
31 **Section 3.** The county council bases its findings and conclusions on the entire record of the
32 county council, including all testimony and exhibits. Any finding, which should be deemed a
33 conclusion, and any conclusion which should be deemed a finding, is hereby adopted as such.
34

35 **Section 4.** Based on the foregoing findings and conclusions, the Snohomish County GMA
36 Comprehensive Plan – General Policy Plan Map 3, Municipal Urban Growth Areas, last

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1 amended by Ordinance No. 07-139, is amended as indicated in Exhibit A to this ordinance which
2 is attached hereto and incorporated by reference into this ordinance as if set forth in full.
3

4 **Section 5.** The county council directs the Code Reviser to update SCC 30.10.060 pursuant to
5 SCC 1.02.020(3).
6

7 **Section 6. Severability.** If any section, sentence, clause or phrase of this ordinance shall be held
8 to be invalid or unconstitutional by the Growth Management Hearings Board, or a court of
9 competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or
10 constitutionality of any other section, sentence, clause or phrase of this ordinance. Provided,
11 however, that if any section, sentence, clause or phrase of this ordinance is held to be invalid by
12 the Board or court of competent jurisdiction, then the section, sentence, clause or phrase in effect
13 prior to the effective date of this ordinance shall be in full force and effect for that individual
14 section, sentence, clause or phrase as if this ordinance had never been adopted.
15

16 PASSED this 3rd day of June, 2008.
17

18 SNOHOMISH COUNTY COUNCIL
19 Snohomish County, Washington
20

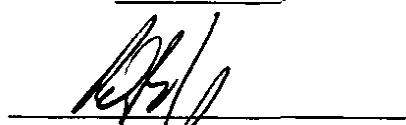
21 
22 _____
23 Council Chair

24 ATTEST:

25 
26 Asst. Clerk of the Council
27

28 APPROVED
29 EMERGENCY
30 VETOED
31

32 DATE: 18 June, 2008
33

34 
35 _____
36 Snohomish County Executive
37 PETER B. CAMP
38 Executive Director
39

40 ATTEST:

41 
42 _____
43 Approved as to form only:
44

45 Deputy Prosecuting Attorney

D.29

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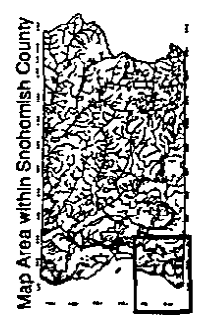
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6

Exhibit A
Amended Ordinance No. 08-055
Final Docket XII Amendment to the Snohomish County GMACP Map 3 Municipal Urban
Growth Areas (GPP 14 MUGA)

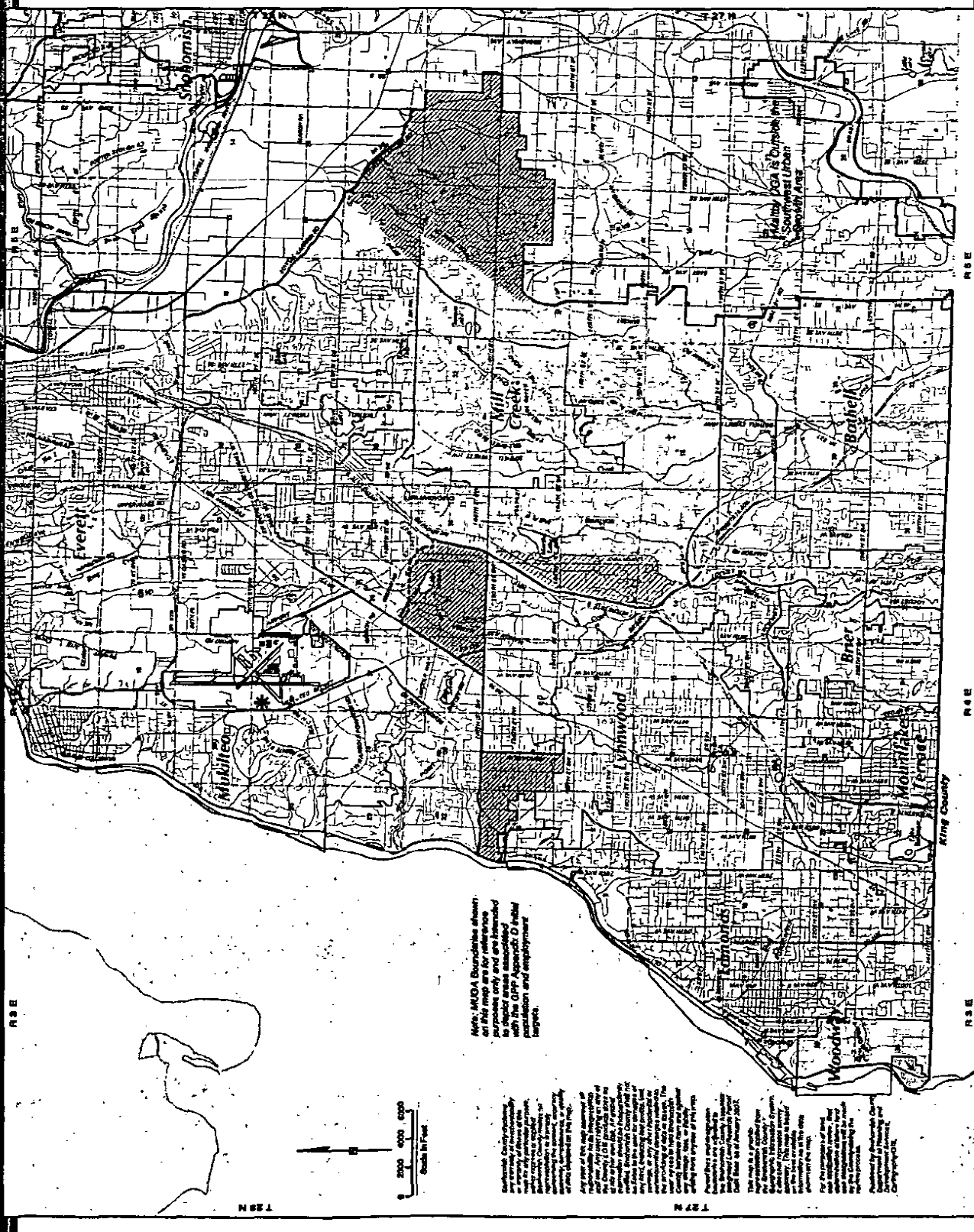
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Map 3
 Southwest Snohomish County
 GMA Comprehensive Plan
**MUNICIPAL URBAN
 GROWTH AREAS**
 Docket XII GPP-14
 EFFECTIVE DATE: March 3, 2008

- Public PMA Areas Not Incorporated in City or the Project of the City
- City of Mukilteo
- Mukilteo MUDA
- City of Everett
- Everett MUDA
- City of Lynnwood
- Lynnwood MUDA
- City of Mill Creek
- Mill Creek MUDA
- City of Marysville/Tumwater
- Marysville/Tumwater MUDA
- City of Baker
- Baker MUDA
- City of Bothell
- Bothell MUDA
- City of Edmonds
- Edmonds MUDA
- City of Westport
- Westport MUDA
- County Area Outside UGA
- Southwest Urban Growth Area Boundary
- Initial MUDA Boundary
- Snohomish MUA Boundary (Some Neighborhood Options Reflected)
- Incorporated City Boundary
- City Area Not Claimed by Any City
- Overlay Area Claimed by Two Cities
- Under Discussion between Cities and County (Not to be retained under separate land-use agreement)



* The UGA boundaries reflected on this map are consistent with the actions taken by Snohomish County Council adopting resolution to Re-File the Land Use Map 1 effective on February 28, 2008.
 City of Everett Update January 19, 2007
 City of Westport Update January 23, 2006
 Maps 117, 98, 0001 (Exam)



Note: MUDA boundaries shown on this map are for reference purposes only and do not constitute an official boundary. They are subject to change with the GPP Appendix D final population and employment targets.

Southwest Snohomish County
 Comprehensive Plan
 Municipal Urban Growth Areas
 Docket XII GPP-14
 Effective Date: March 3, 2008