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SNOHOMISH COUNTY COUNCIL
SNOHOMISH COUNTY, WASHINGTON

ORDINANCE NO. 09- 030

RELATING TO THE PUBLICATION OF THE LOCAL VOTERS' PAMPHLET;
AMENDING CHAPTER 2.49 SNOHOMISH COUNTY CODE

BE IT ORDAINED:

Section 1. Snohomish County Code Section 2.49.010, last amended by Ordinance 97-041 § 1 on May 28, 1997, is amended to read:

2.49.010 Publication and distribution.

(1) The county auditor is hereby authorized to publish and distribute a local voters' pamphlet in conformity with provisions of chapter ~~((29.81A))~~ 29A.32 RCW for each ~~((odd year))~~ primary and ~~((each))~~ general election. A local voters' pamphlet may be authorized by the county auditor for special elections ~~((and even year primaries))~~ on an election by election basis ~~((as designated by motion of the county council))~~ if requested by a unit of local government for which an office or measure is scheduled to appear on the special election ballot. ~~((If the state of Washington produces a state voters' pamphlet for even year primaries, then the county auditor shall be authorized to publish and distribute a local voters' pamphlet for the even year primaries as well.))~~ The local voters' pamphlet shall include:

~~((1))~~(a) all county candidates and measures;

~~((2))~~(b) all candidates and measures of each ~~((city, town, or special taxing district))~~ participating unit of local government. ~~((located wholly within Snohomish county. Districts not located wholly within Snohomish County may participate in the local voters' pamphlet pursuant to an interlocal agreement between the district and the auditor's office.))~~

(2) ~~((If))~~ Where a ~~((city, town or district))~~ unit of local government is located within more than one county, the ~~((respective))~~ county auditor ~~((s may enter into))~~ is authorized to negotiate and execute an interlocal agreement with the auditor of the adjoining county to permit distribution of each county's local voters' pamphlet into those parts of the ~~((city, town, or district))~~ unit of local government located outside of that county.

(3) The county auditor is authorized to negotiate and execute an interlocal agreement with the State to combine the local voters' pamphlet with the State voters' pamphlet if, in the opinion of the county auditor, this arrangement would best serve the voters and citizens of Snohomish County.

Section 2. Snohomish County Code Section 2.49.030, last amended by Ordinance 97-041 § 3 on May 28, 1997, is amended to read:

2.49.030 Administrative rules.

The county auditor, in consultation with the participating ~~((jurisdictions,))~~ units of local government, shall adopt and publish administrative rules necessary to facilitate the provisions of this chapter and chapter ~~((29.81A))~~ 29A.32 RCW.

Section 3. Snohomish County Code Section 2.49.040, adopted by Ordinance 90-172 on October 31, 1990, is amended to read:

2.49.040 Cost.

The cost of a local voters' pamphlet shall be considered an election cost to those units of local ~~((jurisdictions))~~ government included in the pamphlet and shall be prorated in the manner provided in RCW ~~((29.13.045))~~ 29A.04.410.

Section 4. Snohomish County Code Section 2.49.050, last amended by Ordinance 97-041 § 4 on May 28, 1997, is amended to read:

2.49.050 Interlocal agreements.

The county auditor is authorized to ~~((enter into))~~ negotiate and execute interlocal agreements as necessary to publish and distribute a local voters' pamphlet as authorized by this chapter.

Section 5. Snohomish County Code Section 2.49.060, last amended by Ordinance 97-041 § 5 on May 28, 1997, is amended to read:

2.49.060 Challenges to explanatory statements.

Any ~~((challenge to))~~ person dissatisfied with an explanatory statement prepared or reviewed and approved pursuant to RCW ~~((29.81A.040(3)))~~ 29A.32.241 ~~((shall be brought))~~ may, within five business days from the date set forth in the administrative rules for the local voters' pamphlet for filing the explanatory statement with the county auditor's office, appeal to ~~((Any such challenge shall be brought by filing a petition in))~~ the superior court for Snohomish county by petition. The petition shall set forth the proposed measure, the explanatory statement, and the objection thereto, and shall request amendment of the explanatory statement. A copy of the petition shall be served on the county auditor and the attorney who prepared or reviewed and approved the explanatory statement. The court shall, upon filing of the petition, examine the proposed measure, the explanatory statement, and the objection thereto and may hear argument thereon and shall, as soon as possible, render its decision and certify to and file with the county

auditor such explanatory statement as it determines will meet the requirements of this chapter and RCW 29A.32.241. The decision of the superior court shall be final.

PASSED this 29th day of April, 2009.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Mark Cap
Chairperson

ATTEST:

Barbara Sitonaki
Clerk of the Council, *Asst.*

- APPROVED
 EMERGENCY
 VETOED

DATE: 5/4/09

for MARK SOINE
County Executive
Deputy Executive

ATTEST:

Cora E. Palmer

Approved as to form only:

Greg W. Hill 3/4/09
Deputy Prosecuting Attorney

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