



CO00037571

1 Approved: July 7, 2010
2 Effective: Aug 1, 2010
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4 SNOHOMISH COUNTY COUNCIL
5 SNOHOMISH COUNTY, WASHINGTON
6

7 ORDINANCE NO. 10-045
8

9 RELATING TO THE GROWTH MANAGEMENT ACT, AMENDING MAP 3 MUNICIPAL URBAN
10 GROWTH AREAS (MUGA) MAP AND APPENDIX D GROWTH TARGETS OF THE SNOHOMISH
11 COUNTY GROWTH MANAGEMENT ACT COMPREHENSIVE PLAN (GMACP) TO IMPLEMENT
12 REVISED MUGA BOUNDARIES BETWEEN THE CITIES OF BOTHELL AND MILL CREEK
13 (GPP10 – MUGA REVISION)
14

15 WHEREAS, RCW 36.70A.130 and .470 direct counties planning under the Growth
16 Management Act (GMA) to adopt procedures for interested persons to propose amendments and
17 revisions to the GMACP or development regulations; and
18

19 WHEREAS, the Snohomish County Council has determined that the consideration of the
20 proposed amendments and revisions to the GMACP would promote a county purpose as
21 established under RCW 36.70A.130 and RCW 36.70A.470; and
22

23 WHEREAS, Countywide Planning Policy (CPP) UG-17 establishes that Municipal Urban
24 Growth Areas (MUGAs) shall be established within the Southwest Urban Growth Area
25 (SWUGA) and documented in county and city comprehensive plans for the purposes of
26 allocating population as required by GMA and delineating future annexation areas for each of the
27 nine cities in the SWUGA; and
28

29 WHEREAS, CPP UG-17 also establishes that MUGA boundaries that are not congruent
30 with the Southwest UGA boundary may be amended by agreement and action by the affected
31 cities following consultation by the County; and
32

33 WHEREAS, the Cities of Bothell and Mill Creek have agreed on a shared MUGA
34 boundary through Bothell Resolution No. 1229 (2009) and Mill Creek Ordinance No. 2009-705,
35 following consultation by the County; and
36

37 WHEREAS, on January 14, 2010, the Snohomish County Tomorrow (SCT) Planning
38 Advisory Committee (PAC) recommended to the SCT Steering Committee amendments to the
39 MUGA map and associated MUGA population growth targets (Table 3) as depicted in Appendix
40 B of the CPPs to reflect the agreement between Bothell and Mill Creek; and
41

42 WHEREAS, on February 9, 2010, the SCT Executive Committee reviewed the PAC
43 recommendation and recommended that it be approved by the SCT Steering Committee; and
44

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ACT COMPREHENSIVE PLAN (GMACP) TO IMPLEMENT REVISED MUGA BOUNDARIES BETWEEN THE CITIES
OF BOTHELL AND MILL CREEK (GPP10 – MUGA REVISION)

1 WHEREAS, on February 24, 2010, the SCT Steering Committee reviewed the PAC
2 recommendation and recommended that it be forwarded to the County Council for approval; and
3

4 WHEREAS, the Snohomish County Council held a public hearing on July 7, 2010, and
5 approved the proposed amendments to the MUGA map and MUGA population growth targets
6 (Table 3) contained in Appendix B of the CPPs, as recommended by the SCT Steering
7 Committee; and
8

9 WHEREAS, corresponding amendments to Map 3 (MUGA Map) and Appendix D, Table
10 D-3 (MUGA Population Growth Targets) of the GMACP are required to document these MUGA
11 changes in the county's comprehensive plan; and
12

13 WHEREAS, GPP 10 – MUGA Revision, as part of the proposed 2010 GMA
14 Comprehensive Plan Amendments, provides for county initiated amendments to the GMACP
15 Map 3 MUGA Map and Appendix D MUGA Growth Targets consistent with the MUGA
16 agreement between the cities of Bothell and Mill Creek; and
17

18 WHEREAS, PDS completed final review and evaluation of GPP 10, and forwarded
19 recommendations to the Snohomish County Planning Commission; and
20

21 WHEREAS, the Snohomish County Planning Commission held a public hearing and
22 deliberated on GPP 10 on April 27, 2010; and
23

24 WHEREAS, the Snohomish County Planning Commission at the conclusion of the public
25 hearing on April 27, 2010, voted to recommend approval of the GPP 10 proposal as enumerated
26 in its recommendation letter of May 18, 2010; and
27

28 WHEREAS, the Snohomish County Council held a public hearing on July 7, 2010, to
29 consider the entire record, including the planning commission recommendations on the proposed
30 2010 GMA Comprehensive Plan Amendments, including GPP 10, and to hear public testimony
31 on this Ordinance No. 10-045.
32

33 NOW, THEREFORE, BE IT ORDAINED:
34

35 Section 1. The county council makes the following findings of fact:
36

- 37 A. The county council adopts and incorporates the foregoing recitals as findings as if set forth
38 fully herein.
- 39 B. The amendment would amend the MUGA boundary between the cities of Bothell and Mill
40 Creek as depicted in Exhibit A of this ordinance. The amendment would shift approximately
41 97 acres of the unincorporated Mill Creek MUGA into the unincorporated Bothell MUGA.
- 42 C. The amendment would amend the MUGA Population Growth Targets for the cities of
43 Bothell and Mill Creek as depicted in Exhibit B of this ordinance. In conjunction with the

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1 MUGA map amendment depicted in Exhibit A, the amendment depicted in Exhibit B would
2 shift a portion of Mill Creek’s unincorporated MUGA population target into the
3 unincorporated Bothell MUGA (specifically, 715 persons as of the 2002 base year, 285
4 persons as part of the 2002-2025 projected population growth, and 1,000 persons as part of
5 the total 2025 population target). The proposed MUGA population growth target
6 amendments do not alter the total unincorporated SWUGA population target for 2025.

7 D. The map amendment is consistent with CPP UG-17 regarding the establishment of and
8 amendments to MUGA boundaries.

9 E. The map and growth target amendments are consistent with CPP OD-1 regarding
10 development within urban growth areas, adding certainty to capital facility planning and the
11 coordinated extension of urban services.

12 F. The map and growth target amendments are consistent with and implement the following
13 GPP Goals, Objectives and Policies:

14 1. Goal PE 1, “Establish a subcounty allocation of projected growth to the year 2025 that is
15 consistent with the goals of the Growth Management Act and the countywide planning
16 policies.”

17 2. Policy PE 1.A.4 “The population and employment allocation for the unincorporated
18 Southwest UGA shown in Appendix D shall include subtotals for the municipal urban growth
19 areas (MUGAs) associated in the countywide planning policies with each of the nine cities in
20 the Southwest UGA.”

21 3. Policy IC 1.A.1 “The county shall continue participation in Snohomish County Tomorrow
22 to reconcile, monitor and, if necessary, adjust population and employment growth targets;
23 to resolve possible inconsistency between the local jurisdictions’ plans; and to provide for
24 common siting of essential public facilities.”

25 4. Objective IC 1.B “Work with cities and towns to provide for the orderly transition of
26 unincorporated to incorporated areas within UGAs.”

27 5. Policy IC 1.B.1 “The county shall work with cities in planning for orderly transfer of
28 service responsibilities in anticipation of potential or planned annexations or incorporations
29 within UGAs.”

30 6. Objective IC 1.E “Re-evaluate and, as required, modify MUGA boundaries to facilitate
31 county planning for the development of these urban areas.”

32 7. Policy IC 1.E.3 “MUGA boundaries shall be reevaluated on a periodic basis and
33 adjustments made as needed through the county’s Comprehensive Plan amendment
34 process.”

35 8. Policy IC 1.E.5 “MUGA boundaries that are not congruent with the SWUGA boundary
36 may be amended by agreement and action by the affected cities and the county,
37 consistent with 1.E.3.”

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- 1 G. The proposed amendments comply with the requirements of GMA, including RCW
2 36.70A.110(2) which states that the county shall consult with each city on the boundaries of
3 their urban growth areas.
- 4 H. No inconsistencies between the proposed amendments and GPP plan elements or
5 development regulations have been identified.
- 6 I. No inconsistencies between the proposed amendments and Countywide Planning Policies
7 have been identified.
- 8 J. The proposed amendments comply with all requirements of the GMA.
- 9 K. Advance notice of the intent to adopt amendments to the GPP was provided to the state
10 Department of Commerce at least sixty days prior to adoption as required per RCW
11 36.70A.106(1).
- 12 L. The environmental impacts of the proposal are within the range of impacts analyzed by the
13 DEIS and FEIS during the Ten-Year Update to the GMACP in 2005. No new impacts have
14 been identified for the proposal, and SEPA requirements have been met through Addendum
15 No. 24 issued for GPP 10 prior to the public hearing before the Snohomish County Planning
16 Commission.
- 17 M. The county council includes in its findings and conclusions the final review and evaluation of
18 the proposal completed by PDS, which is hereby made a part of this ordinance as if set forth
19 herein.

20

21 Section 2. The county council makes the following conclusions:

22

- 23 A. The amendment would amend the MUGA boundaries between the cities of Bothell and Mill
24 Creek as depicted in Exhibit A of this ordinance.
- 25 B. The amendment would amend the MUGA Population Growth Targets for the cities of
26 Bothell and Mill Creek as depicted in Exhibit B of this ordinance.
- 27 C. The proposed amendments to the GPP of the GMACP are consistent with the following final
28 review and evaluation criteria of SCC 30.74.060:
- 29 1. The proposed amendments maintain consistency with other elements of the GMACP.
- 30 2. All applicable elements of the GMACP support the proposed amendments.
- 31 3. The proposed amendments more closely meet the goals, objectives, and policies of the
32 GMACP as discussed in the specific findings.
- 33 4. The proposed amendments are consistent with the CPPs.
- 34 5. The proposed amendments comply with the GMA.
- 35 6. New information is available that was not considered at the time the plan or regulation
36 was adopted and that new information changes underlying assumptions and supports the
37 proposed amendments.

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- 1 D. The amendments are consistent with the GMA requirement that the comprehensive plan of a
2 county or city be an internally consistent document (RCW 36.70A.070).
- 3 E. The amendment meets the goals, objectives, and policies of the GMACP as discussed in the
4 specific findings.
- 5 F. The amendment to the GMACP satisfies the procedural and substantive requirements of the
6 GMA.
- 7 G. The amendment maintains the GMACP's consistency with the CPPs for Snohomish County.
- 8 H. SEPA requirements with respect to this non-project action have been satisfied through the
9 publication of Addendum No. 24 to the Ten-Year Update.
- 10 I. The county complied with state and local public participation requirements under the GMA
11 and chapter 30.73 SCC.

12 Section 3. The county council bases its findings and conclusions on the entire record, including
13 all testimony and exhibits. Any finding, which should be deemed a conclusion, and any
14 conclusion which should be deemed a finding, is hereby adopted as such.

15
16 Section 4. Based on the foregoing findings and conclusions, the Snohomish County GMA
17 Comprehensive Plan – General Policy Plan, Map 3, last amended by Amended Ordinance No.
18 09-043 on August 12, 2009, is amended as indicated in Exhibit A to this ordinance, which is
19 attached hereto and incorporated by reference into this ordinance as if set forth in full.

20
21 Section 5. Based on the foregoing findings and conclusions, the Snohomish County GMA
22 Comprehensive Plan – General Policy Plan, Appendix D, Table D-3, last amended by Amended
23 Ordinance No. 09-045 on August 12, 2009, is amended as indicated in Exhibit B to this
24 ordinance, which is attached hereto and incorporated by reference into this ordinance as if set
25 forth in full.

26
27 Section 6. The county council directs the Code Reviser to update SCC 30.10.060 pursuant to
28 SCC 1.02.020(3).

29
30 Section 7. Severability. If any section, sentence, clause or phrase of this ordinance shall be held
31 to be invalid by the Growth Management Hearings Board, or unconstitutional by a court of
32 competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or
33 constitutionality of any other section, sentence, clause or phrase of this ordinance. Provided,
34 however, that if any section, sentence, clause or phrase of this ordinance is held to be invalid by
35 the Board or court of competent jurisdiction, then the section, sentence, clause or phrase in effect
36 prior to the effective date of this ordinance shall be in full force and effect for that individual
37 section, sentence, clause or phrase as if this ordinance had never been adopted.

38

39

40 PASSED this 7th day of July, 2010.

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SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Dore Yarritt
Council Chair

ATTEST:

Sheila McAuslin
Asst. Clerk of the Council

- APPROVED
- EMERGENCY
- VETOED

DATE: 7/22, 2010

Aaron Reardon
Snohomish County Executive

ATTEST:

Cara E. Palmer

AARON REARDON
County Executive

Approved as to form only:

Deputy Prosecuting Attorney

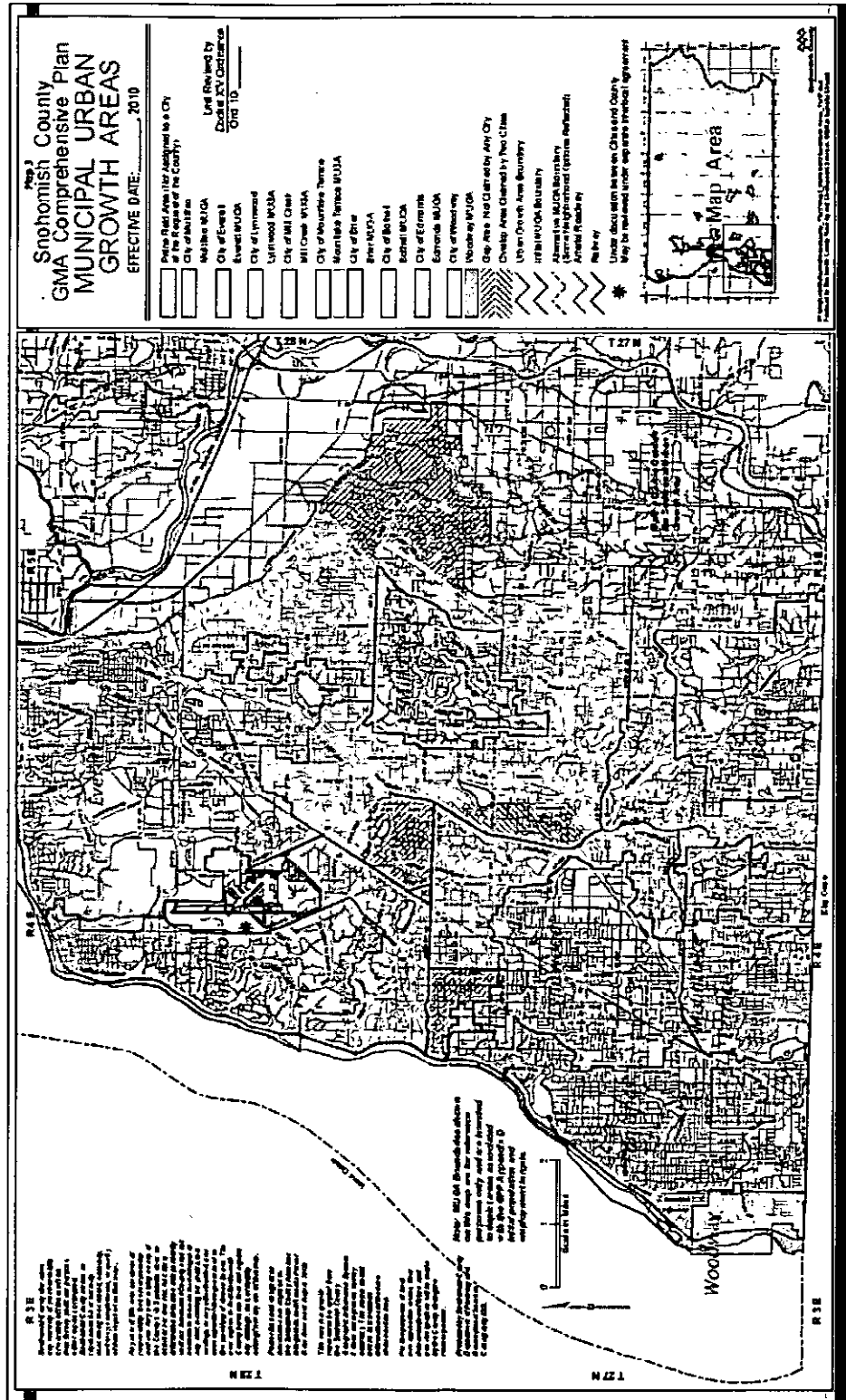
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Exhibit A

**Ordinance No. 10-045
Amendment to Map 3 Municipal Urban Growth Areas (MUGA) Map
2010 GMA Comprehensive Plan Amendments to the Snohomish County GMACP
GPP10 – MUGA Revision**

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Exhibit B

Ordinance No. 10-045
 Amendments to Appendix D, Table D-3 MUGA Population Growth Targets
 2010 GMA Comprehensive Plan Amendments to the Snohomish County GMACP
 GPP10 – MUGA Revision

APPENDIX D, Table D-3 - Reconciled 2025 Population Growth Targets for Unincorporated MUGAs Recommended by the SCT Planning Advisory Committee (April 13, 2006) and SCT Steering Committee (May 24, 2006), as Modified and Adopted by the Snohomish County Council on December 20, 2006. Amended to reflect Bothell/Mill Creek MUGA boundary revisions on _____.

Unincorporated MUGAs within SW UGA:	2002 Estimated Population		2025 Population Target		2002-2025 Numeric Change	
Bothell	16,121	16,836	29,565	30,565	13,444	13,729
Brier		2,157		3,295		1,138
Edmonds		3,516		4,466		950
Everett		36,205		50,210		14,005
Lynnwood		19,758		34,335		14,577
Mill Creek	28,529	27,814	56,232	55,232	27,703	27,417
Mountlake Terrace		82		105		23
Mukilteo		10,662		14,910		4,248
Paine Field		324		-		(324)
Woodway		-		170		170
<u>Overlap area:</u>						
Larch Way (between Mill Creek & Lynnwood)		2,119		4,390		2,271
<u>Gaps:</u>						
Lake Stickney		4,115		10,820		6,705
Norma Beach		2,826		3,320		494
Silver Firs		11,675		18,080		6,405
Unincorporated MUGA total		138,089		229,898		91,809

Unincorporated MUGAs were defined using April 2002 city boundaries.
 The portion of the unincorporated SW UGA north of the City of Everett is not included within a MUGA.
 MUGA = Municipal Urban Growth Area

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