



CO00041444

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

AMENDED ORDINANCE NO. 10-083

RELATING TO NOXIOUS WEED CONTROL BOARD ADMINISTRATION;  
AMENDING CHAPTER 3.42 SCC

NOW, THEREFORE, BE IT ORDAINED:

Section 1. Snohomish County Code Section 3.42.010, adopted by Ordinance No. 87-102 on November 25, 1987, is amended to read:

**3.42.010 Established – membership – qualifications - appointments.**

Pursuant to chapter 17.10 RCW (~~as amended by Engrossed Substitute Bill No. 648 adopted May 18, 1987~~), a county noxious weed control board, hereinafter referred to as the "board," is hereby established. The board shall consist of five voting members. At least four of the voting members shall be engaged in the primary production of agricultural products. There shall be one non-voting member who shall be the county extension director or an extension representative appointed by the county extension director. The council shall divide the county into five districts, none of which shall overlap and each of which shall be of the same approximate area, and shall appoint a voting member for each district.

Section 2. Snohomish County Code Section 3.42.020, adopted by Ordinance No. 87-102 on November 25, 1987, is amended to read:

**3.42.020 ((Membership-Qualifications)) Terms of office.**

~~((The county noxious weed control board shall consist of five voting members. At least four of the voting members shall be engaged in the primary production of agricultural products. There shall be one nonvoting member who shall be the chief county extension agent or an extension agent appointed by the chief county extension agent.))~~ The terms of office of members of the board shall be for four years and until their successors are appointed. Each voting member shall be limited to three consecutive full terms. Upon enactment of this chapter, for the purpose of establishing staggered terms, two of the five voting members shall be reappointed to serve terms of two years and three voting members shall be reappointed to serve terms of four years. For subsequent terms, members of the board shall be appointed in accordance with RCW 17.10.050(2).

Section 3. Snohomish County Code Section 3.42.030, adopted by Ordinance No. 87-102 on November 25, 1987, is amended to read:

**3.42.030 ((Appointments)) Vacancies.**

~~((The council shall divide the county into five sections, none of which shall overlap and each of which shall be of the same approximate area and shall appoint a voting member drawn from a list of individuals recommended by the executive.))~~ In case of a vacancy occurring in any voting position on the board, the council shall appoint a qualified person recommended by the executive to fill the vacancy for the unexpired term in the manner provided for in RCW 17.10.050.

Section 4. Snohomish County Code Section 3.42.040, adopted by Ordinance No. 87-102 on November 25, 1987, is amended to read:

**3.42.040 ((Term of office)) Officers- meetings.**

~~((The terms of office for members of the county noxious weed control board shall be for four years and shall be limited to three consecutive full terms. Upon enactment of this chapter, for the purpose of establishing staggered terms, two of the five voting members shall be reappointed to serve terms of two years and three voting members shall be reappointed to serve terms of four years.))~~ As provided by RCW 17.10.050(3), the board shall annually elect from its members, at its first regular meeting, a chairperson and a vice-chairperson. The noxious weed coordinator shall be responsible for maintaining the minutes and other records of the board.

Section 5. Snohomish County Code Section 3.42.050, adopted by Ordinance No. 87-102 on November 25, 1987, is amended to read:

**3.42.050 ((Vacancies)) Administration.**

~~((In case of a vacancy occurring in any voting position on the county noxious weed control board, the council shall appoint a qualified person recommended by the executive to fill the vacancy for the unexpired term in the manner provided for in RCW 17.10.050.))~~ (1) The board shall employ or otherwise provide a county noxious weed coordinator, hereafter referred to as the "coordinator," through the county personnel system, pursuant to RCW 17.10.060, with the director of the department of public works as the appointing authority for the coordinator. The coordinator may be classified as full time or seasonal as determined by the director of the department of public works in consultation with the board. The coordinator shall comply with the county personnel policies. These policies require supervision from the director of the department of public works or his/her designee for all purposes including authority regarding appointment, termination or employee discipline.

(2) The coordinator's duties shall include management of the annual noxious weed control program, including but not limited to:

- (a) Supervision of the inspection of land to determine the presence of noxious weeds;
- (b) Preparation of the annual program and preliminary budget for approval by the board and the county council;
- (c) Management of the board's annual program of work which includes four elements: the weed control program; the education program; the enforcement and regulation program; and the monitoring program.

(3) The coordinator will be accountable to the board for meeting the fiscal and budgetary restraints set forth by the board and the county council. The coordinator will provide the board with a budgetary review of expenditures and balances at the regular meetings of the board or as requested by the board.

(4) Subject to budgetary control by the county council, the board may request that the director of the department of public works assign additional department employees as the board deems necessary for the administration of the county's noxious weed control program. Such employees shall be county classified positions subject to the provisions of title 3A SCC. While the board shall establish the annual noxious weed control program to be carried out by such employees, they shall be subject to the supervision of the director of the department of public works or his/her designee for all purposes including decisions regarding appointment, termination or employee discipline.

(5) Administrative support for the board shall be provided by the department of public works. Subject to the limitations of budgetary appropriations, such support shall include, but not be limited to, office space, vehicles and equipment as well as payroll, accounting, grants administration and all other necessary financial services. All expenditures of board appropriations shall be approved by the chairman of the board, or his/her designee, before being authorized by the department.

(6) The board may seek and recommend that the executive, in accordance with SCC 2.10.010(25), apply for grants to support the county noxious weed control program. Grant contracts shall be approved in accordance with SCC 2.10.010 and 3.04.140.

Section 6. Snohomish County Code Section 3.42.090, adopted by Ordinance No. 87-102 on November 25, 1987, is amended to read:

**3.42.090 Districts.**

For the purposes of SCC 3.42.~~((040))~~010, the districts are:

**NOXIOUS WEED CONTROL DISTRICT NO. 1**

Beginning where the south line of Section 3, Township 31 north, range 3 east Willamette Meridian intersects with the westerly Snohomish County boundary, said point to be the TPOB; thence east along said south line of section 3 to the easterly boundary of Snohomish County; thence northerly along said easterly boundary to the northerly boundary of Snohomish County; thence west along said northerly boundary to the westerly boundary of Snohomish County; thence south to the TPOB.

**NOXIOUS WEED CONTROL DISTRICT NO. 2**

Beginning where the south line of Section 3, Township 31 north, Range 3 east Willamette Meridian intersects with the westerly Snohomish County boundary, said point to be the TPOB; thence east along said south line to the Easterly boundary of Snohomish County; thence south along said easterly boundary to the south line of Section 10, Township 30 North, Range 15 east Willamette Meridian; thence west along said south line of Section 10 to the westerly boundary of Snohomish County thence north along said westerly boundary to the TPOB.

**NOXIOUS WEED CONTROL DISTRICT NO. 3**

Beginning at the intersection of the south line of Section 10, Township 30 North, Range 15 East Willamette Meridian and the Easterly boundary of Snohomish County, said point to be the TPOB; thence west along said south line of Section 10 to the westerly boundary of Snohomish County; thence south along said westerly boundary to the south line of section 5, Township 29 North, Range 3 east Willamette Meridian; Thence east along said south line of Section 5 to the Easterly boundary of Snohomish County; thence north along said easterly boundary to the TPOB.

**NOXIOUS WEED CONTROL DISTRICT NO. 4**

Beginning at the intersection of the north line of Section 36, Township 28 north, range 3 east Willamette Meridian and the westerly boundary of Snohomish County, said point to be the TPOB; thence east along said north line of section 36 to the easterly boundary of Snohomish County; thence north to the north line of Section 30, Township 29 North, Range 14 east Willamette Meridian; thence west along said north line to the westerly boundary of Snohomish County; thence south along said westerly boundary TPOB.

**NOXIOUS WEED CONTROL DISTRICT NO. 5**

Beginning at the intersection of the north line of Section 36, Township 28 North, Range 3 East Willamette Meridian and the westerly boundary of Snohomish County, said point to be the TPOB; thence east along said north line of section 36 to the easterly boundary of Snohomish County; thence west to the westerly boundary of Snohomish County; thence north along said westerly boundary to the TPOB.

Section 7. Transition. (1) The Department of Public Works, the Department of Human Resources, and other county offices and departments are authorized to take all actions necessary to enable the county Noxious Weed Control Board to begin functioning in accordance with this ordinance on (~~September~~) December 1, 2010.

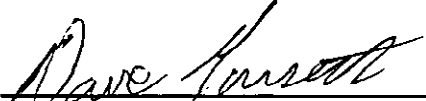
(2) The county Noxious Weed Control Board created by Amended Ordinance No. 87-102 employs a Noxious Weed Coordinator. The person employed in that position when this ordinance takes effect shall have the option of leaving county employment or accepting appointment to the position of Noxious Weed Coordinator in accordance with SCC 3.42.050(1) within the Department of Public Works at a pay range and step to be determined by the Director of the Department of Public Works. If the employee accepts the appointment, the employee shall remain a classified employee governed by title 3A SCC. The employee shall have 10 days from the date the employee is informed of the determination of the pay range and step for the Noxious Weed Coordinator to notify the Director of the Department of Public Works in writing of the employee's decision under this paragraph. Failure to timely do so shall terminate the employment relationship.

(3) The county Noxious Weed Control Board created by Amended Ordinance No. 87-102 employs a Noxious Weed Inspection and Control Technician, Spec. No. 3288. The person employed in that position when this ordinance takes effect shall have the option of leaving county employment or accepting appointment to the position of Noxious Weed Inspection and Control Technician in accordance with SCC 3.42.050(4) within the Department of Public Works at a pay range and step to be determined by the Director of the Department of Public Works. If the employee accepts the appointment, the employee shall remain a classified employee governed by title 3A SCC. The employee shall have 10 days from the date the employee is informed of the determination of the pay range and step for the Noxious Weed Inspection and Control Technician to notify the Director of the Department of Public Works in writing of the employee's decision under this paragraph. Failure to timely do so shall terminate the employment relationship. All other appointments to the staff of the Noxious Weed Control Board shall be made as provided in this ordinance.

Section 8. Effective dates. Sections 1 through 6 of this ordinance shall take effect on (~~September~~) December 1, 2010. Section 7 shall take effect ten days after this ordinance is signed by the County Executive or otherwise enacted, as provided in Charter Section 2.110.

PASSED this 27th day of October, 2010.

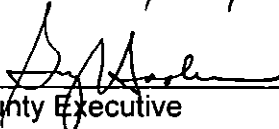
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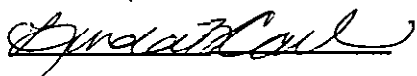
  
Chairperson

ATTEST:  
  
Asst. Clerk of the Council

- APPROVED
- EMERGENCY
- VETOED

DATE: 10/29/10

  
for: County Executive  
**GARY HAAKENSON**  
Deputy County Executive

ATTEST:  


Approved as to form only:

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Deputy Prosecuting Attorney

D-4