

1 SNOHOMISH COUNTY COUNCIL
2 SNOHOMISH COUNTY, WASHINGTON

3
4 AMENDED ORDINANCE NO. 13-083

5
6 ADOPTING THE 2014-2019 CAPITAL IMPROVEMENT PROGRAM
7 AS A PART OF SNOHOMISH COUNTY'S
8 GROWTH MANAGEMENT ACT COMPREHENSIVE PLAN
9

10
11 WHEREAS, the Growth Management Act (GMA), Chapter 36.70A RCW, requires
12 counties to adopt, as part of a GMA comprehensive plan (GMACP), a capital facilities
13 element that includes a six-year plan providing for the financing of capital facilities within
14 projected funding capacities and clearly identifying sources of public money for such
15 purposes; and
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17 WHEREAS, the Snohomish County Council (County Council) first adopted a capital
18 facilities plan as required by the GMA, the 1995-2000 Capital Plan, along with other
19 mandatory elements of Snohomish County's GMACP, on June 28, 1995; and
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21 WHEREAS, the County Council has adopted regular updates to the Capital
22 Improvement Program (CIP) since 1995 including, most recently, the 2013-2018 CIP
23 adopted by Amended Ordinance No. 12-092 on November 19, 2012; and
24

25 WHEREAS, Section 6.50 of the Snohomish County Charter (County Charter) requires
26 the County Council to adopt a six-year capital improvement program as an adjunct to the
27 annual budget, including a balance of proposed expenses and potential revenue sources;
28 and
29

30 WHEREAS, Section 4.26.024 of the Snohomish County Code (SCC or County Code)
31 requires the Snohomish County Executive on an annual basis to prepare a capital
32 improvement program for the next six fiscal years pursuant to the County Charter and the
33 GMA; and
34

35 WHEREAS, General Policy Plan (GPP) CF Policy 1.B.1 requires Snohomish County
36 (County) to prepare and adopt a six-year capital improvement program that identifies
37 projects, outlines a schedule, and designates realistic funding sources for all County
38 capital projects; and
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40 WHEREAS, pursuant to the County Charter and the County Code, the County Council
41 plans to update its six-year CIP concurrently with the 2014 budget process; and
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43 WHEREAS, the Snohomish County Planning Commission (Planning Commission)
44 held a work session regarding the 2014-2019 CIP on August 27, 2013, and a public
45 hearing on September 24, 2013; and

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2 WHEREAS, the County Council held a public hearing on November 25, 2013, to
3 consider the Planning Commission's recommendations as well as public testimony on the
4 2014-2019 CIP; and

5
6 WHEREAS, the County Council considered the 2014-2019 CIP, a copy of which is
7 attached as Exhibit A, concurrently with the 2014 budget; and

8
9 WHEREAS, the County Council considered the entire hearing record including the
10 Planning Commission's recommendation and written and oral testimony submitted during
11 the public hearings;

12
13 NOW, THEREFORE, BE IT ORDAINED:

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15 Section 1. The County Council adopts the foregoing recitals as findings of fact and
16 conclusions as if set forth in full herein.

17
18 Section 2. The County Council makes the following additional findings of fact and
19 conclusions:

- 20
21 A. The 2014-2019 CIP is a six-year financing plan that is consistent with the directives
22 of the GMA, the Countywide Planning Policies for Snohomish County, and the
23 County's GMACP, including the directives of the GPP and the Capital Facilities
24 Plan/Year 2005 Update. The 2014-2019 CIP meets the capital planning
25 requirements contained in the County Charter and County Code.
26
27 B. Snohomish County Public Utility District No. 1 (PUD) has provided updated budget
28 and funding expenditure information, which has been incorporated into the 2014-
29 2019 CIP.
30
31 C. The Department of Public Works has updated information within the roads inventory
32 and associated documents, including the Transportation Improvement Program, the
33 Transportation Needs Report, and the Annual Construction Program, which support
34 the Transportation Element of the GMACP. This updated information has been
35 used in the preparation of the transportation component of the 2014-2019 CIP.
36
37 D. The adoption of the 2014-2019 CIP satisfies the policy direction contained in GPP
38 Objective CF 1.B to develop a six-year financing program for capital facilities that
39 meets the requirements of the GMA, achieves the County's levels of service
40 objectives for County roads and transit, and is within its financial capabilities to carry
41 out.
42
43 E. The adoption of the 2014-2019 CIP satisfies the policy direction contained in GPP
44 CF Policy 1.B.1 to prepare and adopt a six-year capital improvement program that
45 identifies projects, outlines a schedule, and designates realistic funding sources for
46 all County capital projects.

- 1
2 F. The 2014-2019 CIP furthers the GMA's goals of encouraging urban development in
3 urban areas and ensuring the provision of adequate public facilities. It identifies
4 short and intermediate term capital facility needs based upon the same population
5 forecasts which drive the land use element. The projected need for parks, roads,
6 and other County facilities is predicated on the increasingly urban population base
7 directed by the land use element, and the CIP focuses County infrastructure
8 investment within UGAs.
9
10 G. The 2014-2019 CIP specifies proposed funding sources for the planned capital
11 facilities and contains a "statement of assessment" which addresses the need for a
12 reassessment of land use or other comprehensive plan elements if there is a
13 projected shortfall in revenue (between 2014 and 2019) that causes the level-of-
14 service for a facility classified as necessary to support development to fall below the
15 minimum level identified in the capital facilities plan.
16
17 H. Planning staff issued Addendum No. 42 to the 2005 Final Environmental Impact
18 Statement (FEIS) for the GMACP in compliance with the State Environmental Policy
19 Act (SEPA) Chapter 43.21C RCW, on September 6, 2013. The adoption of the
20 2014-2019 CIP is within the scope of analysis contained in the FEIS and associated
21 adopted environmental documents and will result in no new significant adverse
22 environmental impacts. The addendum performs the function of apprising the
23 public of refinements to the GMACP by adding new information, about the 2014-
24 2019 CIP but does not substantially change the analysis of significant impacts and
25 alternatives analyzed in the existing adopted environmental documents.
26
27 I. The Planning Commission and the County Council conclude that the environmental
28 review conducted satisfies SEPA requirements.
29
30 J. The Planning Commission conducted a public hearing on September 24, 2013, and
31 considered the public testimony and the full public record in preparing its
32 recommendation and has met the applicable public participation requirements of the
33 County Code and state law.
34
35 K. The CIP includes public facilities that will maintain or exceed a minimum level of
36 service (LOS).
37
38 L. Projected revenues are adequate to fund capital facilities included in the CIP.
39
40 M. There is reasonable expectation that regulatory measures will ensure development
41 does not occur unless adequate public facilities are in place to maintain a minimum
42 LOS.
43

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2 N. The GMA allows the County to amend the GMACP more frequently than once per
3 year if the amendment is to the capital facilities element and occurs concurrently
4 with the adoption or amendment of the County's budget. This criterion is met
5 because this ordinance will be considered concurrently with the County's 2014
6 budget ordinance, fulfilling both the GMA and the County Charter and County Code
7 requirements that tie the capital improvement program to the budget.
8

9 Section 3. The County Council bases its findings and conclusions on the entire record of
10 the Planning Commission and the County Council, including all testimony and exhibits.
11

12 Section 4. The 2014-2019 CIP, attached hereto as Exhibit A and incorporated by
13 reference to this ordinance, is hereby adopted as the six-year capital improvement
14 program required by the GMA and County Charter Section 6.50 based on the foregoing
15 findings of fact and conclusions.
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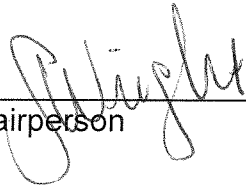
17 Section 5. The 2014-2019 CIP adopted by this ordinance supersedes all other County
18 capital improvement programs. The 2014-2019 CIP shall control in the event of any
19 inconsistency between the 2014-2019 CIP and any other capital improvement program
20 adopted by the County.
21

22 Section 6. The County Council directs the code reviser to update SCC 30.10.060 pursuant
23 to the authority in SCC 1.02.020(3) upon adoption of this ordinance.
24

25 Section 7. If any section, sentence, clause, or phrase of this ordinance shall be held to be
26 invalid or unconstitutional by the Growth Management Hearings Board, or a court of
27 competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or
28 constitutionality of any other section, sentence, clause, or phrase of this ordinance.
29 Provided, however, that if any section, sentence, clause, or phrase of this ordinance is
30 held to be invalid by the Board or court of competent jurisdiction, then the section,
31 sentence, clause, or phrase in effect prior to the effective date of this ordinance shall be in
32 full force and effect for that individual section, sentence, clause, or phrase as if this
33 ordinance had never been adopted.
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37 PASSED THIS 25th day of November, 2013

38 SNOHOMISH COUNTY COUNCIL
39 Snohomish County, Washington
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45 _____
Chairperson

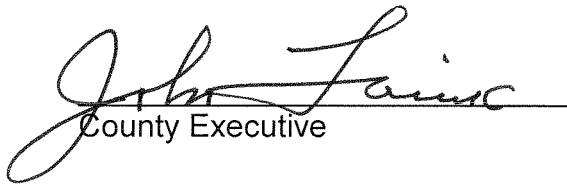
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ATTEST:

Clerk of the Council, ASST.

- APPROVED
- EMERGENCY
- VETOED

Date: 12-11, 2013



County Executive

ATTEST:

Approved as to form only:

Deputy Prosecuting Attorney

D-21