

1 APPROVED: 04/30/2014
2 EFFECTIVE: 05/12/2014

3
4 SNOHOMISH COUNTY COUNCIL
5 Snohomish County, Washington

6
7 SUBSTITUTE ORDINANCE NO. 14-017

8
9 REENACTING AND AMENDING CHAPTER 13.150 SCC PERTAINING TO THE
10 ADOPT-A-ROAD PROGRAM
11

12
13 WHEREAS, RCW 47.40.105 authorizes local government legislative authorities
14 to enact local "adopt-a-highway sign" programs which are not inconsistent with state or
15 federal law; and

16
17 WHEREAS, on June 25, 2008, the county council adopted Ordinance No. 08-078
18 which created chapter 13.150 SCC and established the adopt-a-road program; and

19
20 WHEREAS, Snohomish County Charter section 2.115 requires that ordinances
21 establishing programs requiring funding provide for repeal on the date six years
22 following enactment unless re-enacted prior to that date;

23
24 WHEREAS, Section 13.150.070 of section 2 of Ordinance No. 08-078
25 automatically repeals chapter 13.150 SCC unless the chapter is re-enacted prior to
26 June 27, 2014; and

27
28 WHEREAS, section 13.150.050(8) SCC is being amended to remove the
29 requirement for returning the equipment after each cleanup, as this requirement is
30 onerous on the citizen groups and requires unnecessary work by both the citizen groups
31 and county staff; and

32
33 WHEREAS, under section 13.150.050(8) as amended by this Ordinance, citizen
34 groups will still be obligated to return equipment at the conclusion of their participation in
35 the adopt-a-road program; and

36
37 WHEREAS, the adopt-a-road program is, and will continue to be, a successful
38 and valuable partnership between citizen volunteers and the county to build civic pride,
39 reduce roadside litter, and enhance the quality of the environment in Snohomish
40 County; and

41
42 WHEREAS, the county council held a public hearing on April 30, 2014, to solicit
43 comments from the public and to consider whether to re-enact and amend chapter
44 13.150 SCC as set forth in this ordinance; and
45

1 WHEREAS, the county council concludes that chapter 13.150 SCC should be re-
2 enacted and amended as set forth herein.

3
4 NOW, THEREFORE, BE IT ORDAINED:

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6 Section 1. The county council hereby adopts the foregoing recitals as findings of
7 fact and conclusions as if set forth in full herein.

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9 Section 2. Chapter 13.150 of the Snohomish County Code, as adopted by
10 Ordinance No.08-078 on June 25, 2008, is re-enacted and amended to read:

11
12 **13.150.010 Purpose of chapter.**

13
14 The purpose of this chapter is to establish an adopt-a-road program for
15 Snohomish County to provide citizen volunteers with an opportunity to contribute
16 to a cleaner environment and enhanced roadsides.

17
18 **13.150.020 Program established.**

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20 There is hereby established an adopt-a-road program for Snohomish County to
21 encourage volunteer involvement and community service in the control and
22 reduction of litter and enhancement of general environmental quality along
23 county roadways. The program shall be administered by the department of public
24 works. Participating organizations shall adopt department-designated sections of
25 county roads in accordance with procedures adopted by the department. The
26 program shall include, at a minimum, litter control for the adopted section, and
27 may include additional responsibilities such as, planting and maintaining
28 vegetation, controlling weeds, graffiti removal, and other roadside improvement
29 or clean-up activities that the department deems appropriate.

30
31 **13.150.030 Eligibility to participate in program.**

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33 (1) The director shall determine the eligibility of organizations to
34 participate in the program, provided that the eligibility determinations shall
35 comply with subsection 13.150.030(2).

36 (2) An organization is not eligible to participate in the program if its name:

- 37 (a) Endorses or opposes a particular candidate for public office;
38 (b) Advocates a position on a specific political issue, initiative,
39 referendum, or piece of legislation; or
40 (c) Includes a reference to a political party.

41
42 **13.150.040 Adopted sections.**

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44 Adopted sections shall be county roads. The department may, at its discretion,
45 determine that specific sections of county road are not appropriate for adoption.
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3 **13.150.050 Administration of program.**
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5 In administering the program, the department shall:

6 (1) Provide a standardized application form, registration form, and
7 contractual agreement for all participating organizations. The forms shall notify
8 prospective participants of the risks and responsibilities to be assumed by the
9 participants and department;

10 (2) Require all participants to be at least fifteen years of age;

11 (3) Require parental consent for all minors;

12 (4) Require at least one adult supervisor for every eight participating
13 minors;

14 (5) Require one designated leader for each participating organization;

15 (6) Assign each participating organization a section or sections of county
16 road for a specified period of time;

17 (7) Recognize the efforts of a participating organization by fabricating and
18 installing signs with the organization's name on both ends of the organization's
19 adopted section. The signs shall follow a standard design determined by the
20 department, and shall conform to the applicable sections of the current edition of
21 the Manual of Uniform Traffic Control Devices published by the Federal Highway
22 Administration;

23 (8) Provide appropriate safety equipment, which shall remain the property
24 of the county and be returned to the department ~~((after each use))~~ at the
25 conclusion of the participating organization's involvement in the program;

26 (9) Provide safety training materials and aids to participating
27 organizations; and

28 (10) Establish procedures and guidelines for the program.
29

30 **13.150.060 Rights and activities of adjacent landowners.**
31

32 Nothing in this chapter affects the rights or activities of, or agreements with,
33 adjacent landowners, including the use of right-of-ways and crossings, nor
34 impairs these rights and uses by the placement of signs.
35

36 Section 3. Section 13.150.070 of section 2 of Ordinance No. 08-078,
37 automatically repealing chapter 13.150 SCC unless the chapter is re-enacted prior to
38 June 27, 2014, is hereby repealed in its entirety.
39

40 Section 4. If any section, sentence, clause or phrase of this ordinance is held to
41 be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or
42 unconstitutionality shall not affect the validity or constitutionality of any other section,
43 sentence, clause, or phrase of this ordinance, provided, however, that if any section,
44 sentence, clause, or phrase of this ordinance is held to be invalid by a court of
45 competent jurisdiction, then the section, sentence, clause, or phrase in effect prior to the

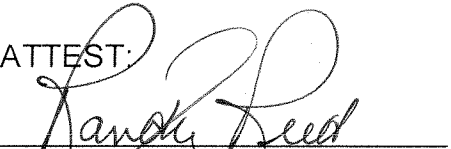
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effective date of this ordinance shall be in full force and effect for that individual section, sentence, clause, or phrase as if this ordinance had never been adopted.

PASSED this 30th day of April, 2014.

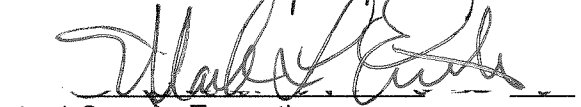
SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington


Chairperson


ATTEST:

Clerk of the Council

- APPROVED
- EMERGENCY
- VETOED

DATE: 5/2/14


for: County Executive

MARK ERICKS
County Executive, Acting

ATTEST:


Approved as to form only:

Deputy Prosecuting Attorney

