

Adopted: 07/02/14  
Effective: 07/18/14

1 SNOHOMISH COUNTY COUNCIL  
2 SNOHOMISH COUNTY, WASHINGTON  
3

4 ORDINANCE NO. 14-044  
5

6 REENACTING AND AMENDING CHAPTER 2.800 SCC PERTAINING TO THE  
7 MARINE RESOURCES ADVISORY COMMITTEE  
8

9 WHEREAS, the Snohomish County Council recognizes that the marine  
10 waters of Snohomish County represent an unparalleled resource of enormous  
11 environmental and economic value to the people of the region for present and  
12 future generations; and  
13

14 WHEREAS, the Northwest Straits Commission was established by  
15 Congress on October 1, 1998, to provide an ecosystem focus on the marine  
16 resources of the Northwest Straits, including the marine waters of Snohomish  
17 County, to help mobilize science to focus on key priorities, and to guide and  
18 provide resources to county marine resources advisory committees; and  
19

20 WHEREAS, the Northwest Straits Commission determined that county-  
21 based marine resources advisory committees provide an effective foundation for  
22 scientifically sound, locally supported marine conservation measures, and  
23 established the Northwest Straits Marine Conservation Initiative, an initiative  
24 throughout the seven northern counties bordering Puget Sound and the Straits of  
25 Juan de Fuca; and  
26

27 WHEREAS, the Snohomish County Council established the Marine  
28 Resources Advisory Committee by Amended Ordinance No. 99-080 on  
29 September 24, 1999, to further its efforts to protect the local marine environment  
30 and contribute to the protection of the marine environment of the Northwest  
31 Straits; and  
32

33 WHEREAS, the Marine Resources Advisory Committee was reauthorized  
34 by Ordinance No. 04-091 on September 22, 2004 and was reenacted and  
35 amended by Amended Ordinance No. 09-090 on September 8, 2009; and  
36

37 WHEREAS, the Marine Resources Advisory Committee is a broadly  
38 representative body that includes individuals with relevant experience or scientific  
39 expertise and has made substantial progress in identifying and addressing local  
40 marine resource issues; and  
41

42 WHEREAS, the Marine Resources Advisory Committee has effectively  
43 represented Snohomish County as a member of the Northwest Straits  
44 Commission, which is composed of five members appointed by the Washington  
45 State Governor, one tribal member appointed by the United States Secretary of  
46 the Interior, and one member from each of the seven participating counties,

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1 including Snohomish, Skagit, Whatcom, San Juan, Island, Jefferson, and  
2 Clallam; and  
3

4 WHEREAS, in 2004 a nationally recognized independent panel of experts  
5 evaluated the performance of the Northwest Straits Marine Conservation  
6 Initiative and concluded that it is a successful approach in community-based  
7 marine conservation that should be reauthorized by Congress, funded at higher  
8 levels, and replicated in other regions of the United States; and  
9

10 WHEREAS, The Northwest Straits Commission received the prestigious  
11 Warren G. Magnuson Puget Sound Legacy Award in 2009 for the Marine  
12 Conservation Initiative's exemplary efforts to address conservation issues in  
13 Puget Sound and the Northwest Straits; and  
14

15 WHEREAS, Snohomish County Code 2.800.900 automatically repeals  
16 chapter 2.800 SCC unless the chapter is reenacted prior to September 2, 2014;  
17 and  
18

19 WHEREAS, the county council believes that the Marine Resources  
20 Advisory Committee has been effective in addressing local marine resource  
21 issues and wishes to allow the Marine Resources Advisory Committee to operate  
22 on a permanent basis; and  
23

24 WHEREAS, the county council held a public hearing on July 2, 2014, to  
25 solicit comments from the public and to consider whether to reenact and amend  
26 chapter 2.800 SCC as set forth in this ordinance; and  
27

28 WHEREAS, the county council concludes that chapter 2.800 SCC should  
29 be reenacted and amended as set forth herein.  
30

31 NOW, THEREFORE, BE IT ORDAINED:  
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33 Section 1. The county council hereby adopts the foregoing recitals as  
34 findings of fact and conclusions as if set forth in full herein.  
35

36 Section 2. Chapter 2.800 Snohomish County Code, adopted by  
37 Ordinance No. 04-091 on September 22, 2004, and reenacted and amended by  
38 Amended Ordinance No. 09-090 on September 8, 2009, is reenacted and  
39 amended to read:  
40

41 **Chapter 2.800**  
42 **MARINE RESOURCES ADVISORY COMMITTEE**  
43

44 Sections:

45 2.800.010 Advisory committee established.  
46 2.800.020 Purpose.

- 1           2.800.030   Duties and responsibilities.
- 2           2.800.040   Membership.
- 3           2.800.050   Terms.
- 4           2.800.060   Vacancies.
- 5           ~~((2.800.900—Sunset.))~~

6

7           **2.800.010 Advisory committee established.**

8

9           The Snohomish county marine resources advisory committee is hereby  
10 established as an advisory body to the county council and executive.

11

12           **2.800.020 Purpose.**

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14           The purpose of the marine resources advisory committee is to address  
15 local marine issues and recommend remedial actions to the council, executive  
16 and, where requested by the council or executive, to other local governmental  
17 entities and tribes, guided by sound science and the needs of the marine  
18 ecosystem.

19

20           **2.800.030 Duties and responsibilities.**

21

22           (1) The marine resources advisory committee shall serve in an advisory  
23 role to the county council and executive on one or more of the following matters,  
24 as requested:

25           (a) Achieving a net gain in highly ecologically productive  
26 nearshore, inter-tidal and estuarine habitat within the county, as well as  
27 preventing significant loss of existing, high-value habitat;

28           (b) Achieving a net reduction in the number of shellfish harvest  
29 areas within the county closed due to contamination;

30           (c) Contributing to measurable increases in factors supporting  
31 bottom fish recovery (such as rockfish), including numbers of fish of broodstock  
32 size and age, average fish size, and abundance of prey species, as well as  
33 sufficient amounts and quality of protected habitat;

34           (d) Contributing to increases in other key marine indicator species;

35           (e) Identifying the local implications, needs and possible strategies  
36 associated with the recovery of Puget Sound salmonids listed under the  
37 Endangered Species Act in concert with federal, state and local governmental  
38 entities and tribes;

39           (f) Identifying and recommending local candidate sites for  
40 designation as marine protection areas (MPAs), consistent with a scientifically-  
41 based regional system of MPAs;

42           (g) Building public awareness on such issues as the link between  
43 healthy marine habitat and healthy resources and how MPAs can play an  
44 important role in habitat and resource protection;

45           (h) Working with the federal, state and local governmental entities  
46 and tribes to help map, assess, and protect nearshore habitat and prevent harm

1 from upland and shoreline activities through local and state regulations and  
2 planning efforts;

3 (i) Creating and maintaining a scientific database on marine  
4 resources, including a scientific baseline, common protocols, a unified  
5 geographic information system (GIS) and shared ecosystem assessments and  
6 research;

7 (j) Providing assistance to federal, state and local governmental  
8 entities and tribes in assessing the status of marine resources and factors of their  
9 decline;

10 (k) Identifying, prioritizing and recommending current and future  
11 remedial measures;

12 (l) Working with local government leaders to implement local  
13 marine conservation and restoration initiatives; and

14 (m) Coordinating with the Northwest Straits Commission on marine  
15 ecosystem objectives.

16 (2) The marine resources advisory committee may collaborate with and  
17 assist county agencies in preparing, reviewing, prioritizing and recommending  
18 grant applications to the Northwest Straits Commission prior to submittal. The  
19 marine resources advisory committee may also collaborate with county agencies  
20 to develop grant applications to federal, state and local entities and tribes to  
21 address local marine issues.

22 (3) The marine resources advisory committee shall report annually to the  
23 county council and executive on its activities and progress in achieving its goals.  
24

#### 25 **2.800.040 Membership.**

26  
27 (1) Chapter 2.03 SCC shall govern membership on the marine resources  
28 advisory committee, provided that candidates for appointment may be  
29 recommended by the executive or individual council members, subject to  
30 appointment by the county council. The marine resources advisory committee  
31 shall annually elect a chairperson by simple majority vote. The marine resources  
32 advisory committee shall establish bylaws and a regular meeting schedule. The  
33 county executive may provide staff support to the committee to the extent that  
34 the executive deems appropriate.

35 (2) The marine resources advisory committee shall be composed of no  
36 more than thirteen members with balanced representation from individuals with  
37 relevant experience or scientific expertise representing:

38 (a) local governments;

39 (b) affected economic interests;

40 (c) recreational, conservation or environmental interests;

41 (d) local tribal governments; and

42 (e) no more than two citizens at large.  
43  
44  
45

1 **2.800.050 Terms.**

2  
3 All positions shall serve three-year terms, except for the initial terms which  
4 shall be established by ordinance. A member shall not serve more than three  
5 consecutive terms on the committee.  
6

7 **2.800.060 Vacancies.**

8  
9 A vacancy occurring as a result of an expired term shall be filled as  
10 provided by Chapter 2.03 SCC. Vacancies occurring for any reason other than  
11 the expiration of a term of office shall be filled by appointment of the county  
12 council for the duration of the unexpired term of the office being filled.  
13

14 ~~((2.800.900 Sunset.~~

15  
16 ~~———— This chapter is repealed effective on the date five years following~~  
17 ~~reenactment (September 2, 2014) unless reenacted prior to that date, as~~  
18 ~~provided in Snohomish County Charter Section 2.115.))~~  
19

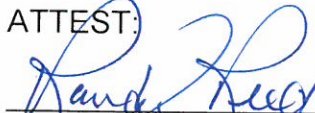
20 Section 3. If any section, sentence, clause, or phrase of this ordinance is  
21 held to be invalid or unconstitutional by a court of competent jurisdiction, such  
22 invalidity or unconstitutionality shall not affect the validity or constitutionality of  
23 any other section, sentence, clause, or phrase of this ordinance, provided,  
24 however, that if any section, sentence, clause, or phrase of this ordinance is held  
25 to be invalid by a court of competent jurisdiction, then the section, sentence,  
26 clause, or phrase in effect prior to the effective date of this ordinance shall be in  
27 full force and effect for that individual section, sentence, clause, or phrase as if  
28 this ordinance had never been adopted.  
29

30  
31 PASSED this 2<sup>nd</sup> day of July 2014.  
32

33 SNOHOMISH COUNTY COUNCIL  
34 Snohomish County, Washington


35  
36   
37 Chair

38 ATTEST:

39   
40 \_\_\_\_\_  
41 Asst. Clerk of the Council  
42

43  APPROVED  
44  VETOED  
45  EMERGENCY  
46

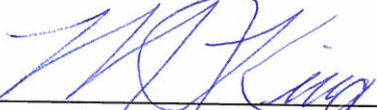
DATE: 7/8/14

  
County Executive

1 ATTEST:

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4  \_\_\_\_\_

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6  
7 Approved as to form only:

8  
9  
10  \_\_\_\_\_

11 Deputy Prosecuting Attorney