

1 Adopted: 09/18/19
2 Effective: 10/04/19

3
4 SNOHOMISH COUNTY COUNCIL
5 Snohomish County, Washington

6
7 ORDINANCE NO. 19-045

8
9 RELATING TO THE BOUNDARY REVIEW BOARD; RELOCATING CHAPTER 3.52 SCC TO
10 TITLE 2; AND MODIFYING BOUNDARY REVIEW BOARD PROVISIONS

11
12 WHEREAS, Snohomish County established a boundary review board by resolution
13 adopted on October 12, 1971 as provided by state law; and

14
15 WHEREAS, chapter 36.93 RCW provides for the membership and operation of a
16 boundary review board, including appointment, terms, and qualifications of members; and

17
18 WHEREAS, Snohomish County code also provides for the membership and operation of
19 the boundary review board at chapter 3.52 SCC; and

20
21 WHEREAS, Snohomish County desires to conform its county code to state law; and

22
23 WHEREAS, county code implementing state law for boundary review boards is more
24 properly placed in title 2 SCC than title 3 SCC;

25
26
27 NOW, THEREFORE, BE IT ORDAINED:

28
29 Section 1. Snohomish County Code Chapter 3.52, enacted by resolution on October 12,
30 1971, is repealed.

31
32 Section 2. A new chapter is added to Title 2 of the Snohomish County Code to read:

33
34 **Chapter 2.77**
35 **BOUNDARY REVIEW BOARD**

36
37 **2.77.010 Boundary review board established; membership; operation; and**
38 **compensation.**

39
40 A boundary review board for Snohomish County is established pursuant to chapter
41 36.93 RCW. The membership and operation of the board shall be as provided by state law.
42 Unless state law requires otherwise, Council shall establish the rate or amount of compensation
43 for board members by motion. Board members may be reimbursed for expenses as provided by
44 county code and applicable policies.

45
46 **2.77.020 Meetings.**

47
48 The boundary review board shall not meet in panels. In all other respects, such board
49 shall organize and operate as provided by chapter 36.93 RCW, as it may be amended from time
50 to time, or its successor.

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1
2 **2.77.030 Chief clerk.**
3

4 The administrator of the office of hearings administration created pursuant to chapter
5 2.02 SCC shall provide and supervise the chief clerk of the board and such assistants as are
6 necessary in order for the board to perform its functions as authorized by chapter 36.93 RCW
7 and as provided in the county budget.
8

9 **2.77.040 Council Request for Review.**
10

11 (1) The clerk shall refer notices of intention to the county executive for review and
12 recommendation to the council. Upon receipt of the notice, the executive shall promptly provide
13 a copy to the council.
14

15 (2) In addition to making a recommendation to the council regarding action regarding
16 the notice of intention, the executive shall also submit detailed information pertaining to all fiscal,
17 departmental, and other impacts. This information shall include, but not be limited to the
18 following:
19

- 20 (a) Comments received;
- 21
- 22 (b) Total assessed value of the subject area(s);
- 23
- 24 (c) Consistency of the proposal with growth management act planning goals,
25 urban growth area designations, countywide planning policies, and the
26 county's comprehensive plan;
- 27
- 28 (d) Impacts relevant to boundary review board considerations as established by
29 state law;
- 30
- 31 (e) Impacts to county facilities and other county-owned property; and
- 32
- 33 (f) Impacts to the provision of public facilities and services.
34

35 (3) An area proposed for annexation that is fewer than 10 acres and less than
36 \$2,000,000 in assessed valuation is exempt from the requirement for the detailed information
37 but shall include an executive recommendation and a summary of the information upon which
38 the recommendation is based.
39

40 (4) The council, at a public meeting, shall determine whether to file a request for review
41 of the proposed action. The council shall give notice of its decision to the boundary review board
42 within 45 days of the filing of a notice of intention.
43

44 Section 3. The council and the executive hereby ratify acts of the boundary review board
45 to the extent such acts, at the time such acts were performed, were consistent with the powers,
46 authorities, and duties delegated to such boundary review board in this ordinance or ordinance
47 repealed herein.
48

1 Section 4. Severability and savings. If any section, sentence, clause, or phrase of this
2 ordinance shall be held to be invalid or unconstitutional by the Growth Management Hearings
3 Board, or a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect
4 the validity or constitutionality of any other section, sentence, clause, or phrase of this
5 ordinance. Provided, however, that if any section, sentence, clause, or phrase of this ordinance
6 is held to be invalid by the board or court of competent jurisdiction, then the section, sentence,
7 clause, or phrase in effect prior to the effective date of this ordinance shall be in full force and
8 effect for that individual section, sentence, clause, or phrase as if this ordinance had never been
9 adopted.


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11
12 PASSED this 18th day of September, 2019.

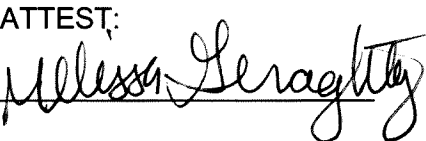
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16 SNOHOMISH COUNTY COUNCIL
17 Snohomish County, Washington

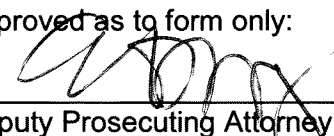
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19
20 
21 Council Chair

22 ATTEST:
23 
24 _____
25 Asst. Clerk of the Council

26
27 ✓
28 () APPROVED
29 () EMERGENCY
30 () VETOED

31 DATE: 9/24/19
32 
33 _____
34 County Executive

35 ATTEST:
36 
37 _____
38
39

40
41 Approved as to form only:
42 
43 _____
44 Deputy Prosecuting Attorney
45
46
47
48
49

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