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JUN 30 1981

SNOHOMISH COUNTY COUNCIL

ORDINANCE 81-059
AMENDING SNOHOMISH COUNTY CODE
TITLE 18, CHAPTER 18.68
PERTAINING TO THE FLOOD HAZARD ZONE

W.T. _____	T.C. _____
G.H. _____	J.D. _____
S.R. _____	D.J. _____

BE IT ORDAINED:

Section 1. Snohomish County Code, Subsection 18.68.040, adopted by Resolution October 15, 1974 is being amended to read:

18.68.040 Limitations on uses in the floodway.

A. Uses permitted when allowed by the underlying zone:

1. Agriculture;
2. Forestry, including processing of forest products with portable equipment;
3. Preserves and reservations;
4. Park and recreational activities;
5. Removal of rock, sand and gravel, providing that the applicant can provide clear and convincing evidence that such uses will not divert flood flows causing channel shift or erosion, accelerate or amplify the flooding of downstream flood hazard areas, increase the flooding threat to upstream flood hazard areas, or in any other way threaten public or private properties. When allowed, such removal shall comply with the provisions of Chapter 18.70, Mineral Conservation (MC) Zone.

(8) Water-dependent utility ies and other installations which by their very nature must be in the floodway. Examples of such uses are: dams for domestic/industrial water supply, flood control and/or hydroelectric production; water diversion structures and facilities for water supply, irrigation and/or fisheries enhancement; flood water and drainage pumping plants and facilities; hydroelectric generating facilities and appurtenant structures; and structural and non-structural flood damage reduction facilities. ~~PROVIDED, that it shall be incumbent upon the applicant shall supply convincing evidence to demonstrate that a floodway location is absolutely necessary in view of the objectives of the proposal and provided further that the applicant must also provide convincing evidence that the proposal does not violate other objectives is consistent with other provisions of the Flood Hazard Zone nor requirements of and the Shoreline Management Master Program.~~ In meeting these tests, projects designed to divert water for beneficial public and/or environmental reasons shall not be prohibited on the basis of 18.68.040 B. 2. as that provision pertains to the material diversion of water. In all instances of locating utilities and other installations in floodway locations, project design must incorporate floodproofing.

Dated this 23rd day of June, 1981.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Chairman

Clerk of the Council

() APPROVED

Clerk of the Council

() APPROVED

() EMERGENCY

() VETOED

DATE 6-30-81

Willie D. Tucker
County Executive

PUBLISHED 7-16-81

Paul A. Tanner, DPA

Approved as to form