

ord ultralight: 7
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SNOHOMISH COUNTY
EXECUTIVE OFFICE

SNOHOMISH COUNTY COUNCIL



CO00028448

MAY 12 1983⁵¹²

ORDINANCE NO. 83-039
RELATING TO ZONING AND AMENDING SNOHOMISH
COUNTY CODE, TITLE 18, PERTAINING TO ULTRALIGHT
VEHICLES AND ULTRALIGHT AIRPARKS

W.T. _____ K.B. _____
D.F. _____ S.W. _____
G.L. _____ D.J. _____

BE IT ORDAINED:

New Section, Section 1: The following new sections are added to Snohomish County Code, Chapter 18.08, last amended by Ord. 82-136 adopted January 10, 1983, as follows:

18.08.629 Ultralight Airpark. Ultralight airpark means a site used for the storage or operation of three or more ultralight vehicles. Ultralight operations include sales demonstrations or training, flight instruction or training, recreational, sport, or competitive flying.

18.08.630 Ultralight Vehicle. Ultralight vehicle means a single occupant, engine powered, flying machine weighing less than 254 pounds, intended for recreational or sport use, having a maximum fuel capacity of 5 U.S. gallons, a maximum airspeed at full power in level flight of 55 knots, and a power-off stall airspeed of not more than 24 knots (see Federal Aviation Administration FAR Part 103.1).

New Section, Section 2: The following new subsection is added to Snohomish County Code, Section 18.33.030, last amended by Ord. 82-153 adopted January 17, 1983, as follows:

18.33.030(28) Ultralight Airparks subject to the following conditions:

(A) The applicant shall submit a plan for the ultralight airpark showing the location of all buildings, ground circulation and parking areas, common flight patterns, and arrival and departure routes.

(B) The applicant shall describe in writing the types of activities, events and flight operations which are expected to occur at the airpark.

(C) Approval shall be dependent upon a determination by the county hearing examiner that all potential impacts such as noise, safety hazards, sanitation, traffic and parking are compatible with the site and neighboring land uses, and further that the proposed use can comply with Federal Aviation Administration regulations (FAR Part 103), which state that ultralight vehicle operations will not:

- (i) create a hazard for other persons or property;
- (ii) occur between sunset and sunrise;
- (iii) occur over any substantially developed area of a city, town, or settlement, particularly over residential areas or over any open air assembly of people;
- (iv) occur in an airport traffic area, control zone, terminal control area, or positive control area without prior authorization of the airport manager with jurisdiction.

New Section, Section 3: The following new subsection is added to Snohomish County Code, Section 18.34.025, last amended by Resolution adopted June 25, 1979, as follows:

18.34.025(3) Ultralight Airpark, subject to the following conditions:

(A) All those conditions contained in Section 18.33.030(28).

(B) The applicant must demonstrate: that the ultralight airpark is secondary to the primary agricultural use of the property; and that creation of the airpark and subsequent flight

operations will neither affect the amount of usable prime agricultural soils nor have serious adverse impacts on the continuation of agricultural activities and production on the airpark site or on neighboring agricultural parcels.

New Section, Section 4: The following new subsection is added to Snohomish County Code, Section 18.36.030, last amended by Ord. 82-010 adopted March 3, 1982, as follows:

18.36.030(21) Ultralight airpark, subject to the conditions listed in 18.33.030(28)

New Section, Section 5: The following new subsection is added to Snohomish County Code, Section 18.37.030, adopted by Resolution November 14, 1979, as follows:

18.37.030(10) Ultralight airparks, subject to the conditions listed in 18.33.030(28)

New Section, Section 6: The following new subsection is added to Snohomish County Code, Section 18.55.020, last amended by Ord. 81-023 adopted March 23, 1981, as follows:

18.55.020(3) Ultralight airparks, subject to the conditions listed in SCC 18.33.030(28).

Section 7. Snohomish County Code, Title 18, section 18.56.020, last amended by Ord. 82-137 adopted December 13, 1982, is amended to read:

18.56.020 Uses permitted outright.

(1) All uses permitted outright in Chapter 18.54, together with accessory uses, providing such uses can comply with the performance standards of this chapter; except that wrecking yards and junk yards, ultralight airparks, and retail commercial uses other than those uses set forth in 18.56.020(2) shall be prohibited; and provided that those uses set forth in 18.56.030 shall be permitted by conditional use permit only;

Dated this 10th day of May, 1983.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Cliff Bailey
Chairman

Ollie Simpson
Clerk of the Council

- () APPROVED
- () EMERGENCY
- () VETOED

DATE 5-13-83

Willis D. Tucker
County Executive

PUBLISHED _____

John W. [Signature] 4/1/83, DPA

Approved as to form