

SNOHOMISH COUNTY COUNCIL



CO00028468

ORDINANCE NO. 83-053

RELATING TO ZONING AND AMENDING SNOHOMISH  
COUNTY CODE, TITLES 18 & 21, RELATING TO MINERAL  
EXCAVATION IN AGRICULTURE AND FLOOD PLAIN AREAS

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 13, 1983, as follows:

18.08.517 Prime agricultural soils. "Prime agricultural soils" means those soils of capability class II or III as established by United States Department of Agriculture.

New Section, Section 2: The following new subsection is added to Snohomish County Code, section 18.34.025, last amended by Resolution adopted June 25, 1979, as follows:

(6) Excavation and processing of sand, gravel and other minerals, subject to the following conditions:

(A) The excavation shall not reduce the area of prime agricultural soils which are located on parcels designated agriculture by the area comprehensive plan; PROVIDED, that in cases for which all of the following can be demonstrated to the satisfaction of the County, excavation may be permitted on limited prime agricultural soils:

(1) The prime agricultural soils as defined by 18.08.517 SCC constitute no more than 25% of the proposed excavation, and

(2) excavation of said soils is necessary to the conduct of the excavation on portions overlain by other than prime agricultural soils; and

(3) it can be demonstrated that the use of the land underlying prime agricultural soils does not threaten other prime agricultural soils beyond the proposed excavation through encroachment or disruptions due to operation of the excavation.

(B) All conditions as set forth in 18.70.050 and 18.70.060 shall be met.

New Section, Section: The following new subsection is added to Section 18.70.020(1), last amended by Ord. 80-115 adopted December 29, 1980, as follows:

D. For a site designated agriculture on the area comprehensive plan, the site shall not contain prime agricultural soils as defined by 18.08.517 SCC. This shall be determined by soil survey of the site conducted by a qualified soils scientist or soils engineer; PROVIDED, that in cases for which all of the following can be demonstrated to the satisfaction of the County, excavation may be permitted on limited prime agricultural soils:

(1) The prime agricultural soils as defined by 18.08.517 SCC constitute no more than 25% of the proposed excavation, and

(2) excavation of said soils is necessary to the conduct of the excavation on portions overlain by other than prime agricultural soils; and

(3) it can be demonstrated that the use of the land underlying prime agricultural soils does not

threaten other prime agricultural soils beyond the proposed excavation through encroachment, or disruptions due to operation of the excavation.

New Section, Section 4. The following subsection is added to Section 18.70.020(2), last amended by Ord. 80-115 adopted December 29, 1980, as follows:

E. Impact on agricultural operations in the vicinity.

New Section, Section 5: The following new subsection is added to Section 18.70.050(1)E., last amended by Ord. 80-115 adopted December 29, 1980, as follows:

6. For sites designated Agriculture by the area comprehensive plan and not zoned MC, detailed soils information prepared by a qualified soils scientist or engineer indicating types and depths of soils on impacted areas of the site.

Section 6. Snohomish County Code, Title 21, subsection 21.08.70, last amended by Ord. 80-117 adopted December 29, 1980, is amended to read:

21.08.070 Floodway. "Floodway" means the regular channel of a river, stream or other watercourse, ~~plus these portions of the adjacent floodplain area which are reasonably required to carry and discharge the floodwaters of any watercourse. -- The floodway is also that portion of the floodplain which could not be removed or obstructed without causing a greater than one foot rise in flood levels of the selected flood (100-year), including essential pondage or water retention areas~~ plus the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot.

Dated this 23rd day of May, 1983

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

Cliff Bailey  
Chairman

Ellie Snyder  
Clerk of the Council

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

DATE 5-25-83

Wilho D. Tucker  
County Executive

PUBLISHED \_\_\_\_\_

\_\_\_\_\_, DPA

Approved as to form