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SNOHOMISH COUNTY  
EXECUTIVE OFFICE

County Council  
Snohomish County, Washington

037 1983507

W.T. \_\_\_\_\_ K.B. \_\_\_\_\_  
H.C. \_\_\_\_\_ S.W. \_\_\_\_\_  
G.L. *[Signature]* D.J. \_\_\_\_\_

ORDINANCE NO. 83-152

RELATING TO STORM AND SURFACE WATER MANAGEMENT;  
AMENDING SNOHOMISH COUNTY CODE TITLE 25

BE IT ORDAINED:

Section 1: Snohomish County Code subsection

25.01.020(a) adopted by Ordinance 81-039 on May 4, 1981, is amended as follows:

(a) to establish a division of storm and surface water management financed by a storm and surface water utility in order ((utility-designed)) to address existing and future surface water management needs in Snohomish County.

Section 2: Snohomish County Code Section 25.02.080, adopted by Ordinance 81-039 on May 4, 1981, is amended as follows:

25.02.080 Storm and Surface Water Management Facilities and Features: "Storm and Surface Water Management Facilities and Features", as used in this chapter, shall mean any facility, improvement, development, property or interest therein, (~~or other-structural-or-non-structural-element~~) made,

constructed, or acquired for purpose of controlling, or protecting life (~~and-safety,~~ ~~natural-resources~~) or property from, any storm, waste, flood(~~)~~ or surplus (~~)~~ or other-surface)) waters wherever located within the county, and shall include but not be limited to the improvements and authority described in RCW 86.12.020 and Chapters 86.13 and 86.15 RCW.

Section 3: Snohomish County Code Section 25.02.090, adopted by Ordinance 81-039 on May 4, 1981, is amended as follows:

25.02.090 Storm and Surface Water Utility:

"Storm and Surface Water Utility", as used in this chapter, shall refer to the financial mechanism which enables (~~selected-concept-for~~) the management of storm and surface waters in Snohomish County. (~~in-this-regard,~~ ~~the-term-utility-refers-to-the-~~ ~~"service-provided"-aspects-of-the-management-of-such-storm-and-surface-waters.~~)

Section 4: Snohomish County Code Section 25.03.010, adopted by Ordinance 81-039 on May 4, 1981, is amended as follows:

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25.03.010 General. The extent of land alteration from its natural state in any given drainage basin is a general measure of the need for surface water management. In consideration of development throughout the county, this ordinance shall be applied to manage storm and surface water county-wide. Initial ~~((management))~~ planning activities shall occur within areas experiencing the greatest need. Nothing in this chapter shall in any manner preclude redefining SWMSA boundaries at a later date.

Section 5: Snohomish County Code Section 25.03.020, adopted by Ordinance 81-039 on May 4, 1981, is amended as follows:

25.03.020 Surface Water Management Services Area.

The SWMSA shall embody all drainage basins or portions thereof within Snohomish County.

~~((including-the-incorporated-areas-therein))~~

NEW SECTION: Section 6: The following new section is added to Snohomish County Code chapter 25.04:

25.04.030 Transfer of Assets, Assumption of Responsibility. The county hereby transfers to the Storm and Surface Water Management Division all storm water control facilities owned by the county or in which the county has any interest, consisting of any facility, improvement, development, property or interest therein, made, constructed or acquired for the purpose of controlling, or protecting life or property from, any storm, waste, flood or surplus waters wherever located, and shall include but not be limited to the improvements and authority described in RCW 86.12.020 and chapters 86.13 and 86.15 RCW.

The County Council expressly finds that the value of the storm water control facilities transferred hereby is equal to the value of release from primary responsibility therefor insofar as they relate to or concern the controlling, or protecting life or property from, any storm, waste, flood or surplus waters, wherever located within the county. Accordingly, all of the county's above mentioned facilities and rights, insofar as they relate to or concern any storm, waste, flood or

surplus waters, wherever located within the area aforesaid, are, for purposes of RCW 43.09.210, hereby transferred to the Storm and Surface Water Management Division to carry out its powers and duties including those of a Storm and Surface Water Utility effective upon such Division becoming operational as provided in Section 25.04.020, and all other institutions and departments of the county having responsibility therefor within the area for which responsibility is hereby transferred are, to the same extent, released from such primary responsibility.

Section 7. Snohomish County Code Section 25.04.030, adopted by Ordinance 81-039 on May 4, 1981, is amended as follows:

25.05.030 Intergovernmental Coordination. In recognition of the need for cooperation of affected (~~political-jurisdictions~~) governmental entities, Snohomish County may enter into interlocal agreements pursuant to RCW 36.89.050 for the purpose of preparing and implementing the Drainage Basin Master Program. Such interlocal agreements

shall include elements of plan preparation,  
operations and maintenance, collection of revenue,  
and the construction of facilities.

PASSED this 20th day of December, 1983.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

Cliff Bailey  
Chairperson

Approved as to Form:

John W. Aik 11/30/83  
Deputy Prosecuting Attorney

D-5

ATTEST:

Ellie Snyder  
Clerk of Council

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

DATE: Dec 29, 1983

[Signature]  
Deputy County Executive

PUBLISHED \_\_\_\_\_ and \_\_\_\_\_

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