

DEC 28 1983 501

SNOHOMISH COUNTY COUNCIL



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

ORDINANCE NO. 83-159

RELATING TO ZONING AND AMENDING SNOHOMISH
COUNTY CODE, TITLE 18, CHAPTER 18.92 RELATING TO SETTING HEARING NOTICES,

BE IT ORDAINED:

Section 1. That Snohomish County Code, Title 18, Section 18.92.040, last amended by Sec. 2 of Ord. 82-096 adopted September 16, 1982, is amended to read:

18.92.040 Setting hearings--Notice:

A. All proposed amendments to this title or applications for rezone of property subject to this title shall be set for public hearing by the manager ~~director~~ of the ~~office of community planning division~~ when such hearing is to be held before the planning commission or hearing examiner and by the clerk of the council when such hearing is to be held before the council.

~~B. --Notice of the time, place and purpose of the hearing shall be given by one publication in a newspaper of general circulation in the county and in the official gazette, if any, of the county at least ten (10) days before the hearing. --Additional notice shall be given by posting in three (3) places in the area considered, provided that if in the alternative the office of community planning mails notice to property owners of record within the area considered, this shall be deemed and taken as adequate notice under this section.~~

New Section, Section 2: The following new section is added to Snohomish County Code, Chapter 18.92, to read:

18.92.050 Notice. Notice of the first public hearing on the following described actions shall be as set forth below:

(1) Amendments to Title 18, Snohomish County Code. Notice shall be given by one publication at least ten days before the hearing in the official county newspaper.

(2) County initiated rezones.

(a) Notice shall be given by one publication, at least ten days before the hearing in the official county newspaper.

(b) In addition to the notice required by subsection (a) of this section, at least fifteen days before the date of the first public hearing before the planning commission or hearing examiner, the county shall endeavor to mail a notice of hearing to each taxpayer of record within the rezone area. Notice under this subsection shall be deemed adequate where a good-faith effort has been made by the county to identify and mail notice to each taxpayer of record.

(3) Other than county-initiated rezones.

(a) Notice shall be given by one publication, at least ten days before the hearing in a newspaper of general circulation in the area affected and in the official county newspaper.

(b) In addition to the notice required by subsection (a) of this subsection, at least fifteen days before the date of the first public hearing before the hearing examiner, the county shall endeavor to mail a notice of the hearing to each taxpayer of record within the rezone area. Additional notice may, at the discretion of the division be mailed to taxpayers of record of properties near the property to be rezoned. Notice under this subsection shall be deemed adequate where a good faith effort has been made by the county to identify and mail notice to each taxpayer of record.

(4) Notice required by all subsections of 18.92.050 shall contain at a minimum the following information:

(a) The time, place, and purpose of the public hearing;

- (b) The formal identification or citation of the proposed action and a descriptive title;
- (c) A summary of the provisions of the proposed action;
- (d) Any other information which the county finds necessary to provide a complete and reasonably understandable summary to the general public; and
- (e) A statement indicating where the full text and/or map may be obtained.

(5) The division may prescribe additional methods for providing notice through its administrative procedures.

(6) Notices mailed to taxpayers of record pursuant to this section shall be deemed received by those persons named in an affidavit of mailing executed by the person designated by the division to mail the notices. The failure of any person to actually receive the notice shall not invalidate any proposed action.

Dated this 23rd day of December, 1983.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Cliff Bailey
Chairman

D-7

Ullie Snyder
Clerk of the Council

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

DATE December 29, 1983

[Signature]
Deputy County Executive

PUBLISHED _____

[Signature], DPA

Approved as to form