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SNOHOMISH COUNTY COUNCIL

ORDINANCE NO. 90-098

AMENDING SNOHOMISH COUNTY CODE  
TITLE 23, "ENVIRONMENTAL POLICY",  
RELATING TO APPEALS PROCEDURE FOR  
ADMINISTRATIVE PERMITS

BE IT ORDAINED:

Section 1. That SCC, Title 23, section 23.16.240, added by Ord. 84-111 adopted September 19, 1984, is amended as follows:

23.16.240 Fees. The following fees which are in addition to any other fees provided for by law shall be charged when Snohomish County is the lead agency for a noncounty proposal.

(1) Threshold determination. For every threshold determination, a fee of (~~(\$100)~~) \$225 shall be required of the proponent of the proposal; except that a fee of (~~(\$150)~~) \$275 shall be required on applications for subdivisions commercial/industrial rezones and conditional use applications for excavations and landfills: PROVIDED, That no threshold determination fee shall be charged for a proposal which would be categorically exempt but for the provisions of SCC 23.12.120. This fee shall be collected prior to undertaking the threshold determination, and the time periods provided in SCC 23.16.160 for making a threshold determination shall not begin to run until payment of the fee.

Section 2. That SCC, Title 23, section 23.16.240, amended by Ord. 90-014 adopted March 28, 1990, is amended as follows:

23.28.040 Public notice requirement - general.

(1) Snohomish County shall give public notice of the issuance of a DNS (WAC 197-11-340 [2], DS (WAC 197-11-300[3]), draft EIS (WAC 197-11-455 [5], and draft supplemental EIS (WAC 197-11-620), as follows:

(a) Publishing notice in a newspaper of general circulation in the county, or general area where the proposal is located((7));

(b) Posting the property by the applicant ((for site-specific proposals) with at least two signs provided by the county, one sign on each frontage abutting public right-of-way, or at the point of access to the property for site-specific proposals;

(c) Mailing of written notice to all property owners of record and known residents within a five hundred foot radius of the external boundaries of the proposal site; and

(d) Notifying public or private groups which have expressed interest in a certain proposal or geographic area or in the type of proposal being considered.

(2) The county may provide additional public notice by one or more of the following methods:

(a) Mailing of written notice to all property owners of record and known residents within a five hundred foot radius of the external boundaries of the proposed site-

(b) Notifying public or private groups which have expressed interest in a certain proposal or in the type of proposal being considered-

(c) (a) Notifying the news media;

(d) (b) Placing notices in appropriate regional, neighborhood, ethnic or trade journals; and

(e) (c) Publishing notice in agency newsletters.

Section 3. That SCC, Title 23, section 23.28.060, added by Ord. 90-014 adopted March 28, 1990 is amended as follows:

23.28.060 Public notice requirements - administrative permits.

Public notice shall be given for the issuance of all threshold determinations and Final EIS's for administrative permits appealable pursuant to SCC 23.40.021 as follows:

(a) Publication in the official county newspaper;

(b) Posting on the subject property at least two signs, one sign on each frontage abutting a public right-of-way or at the point of access to the property. Signs for posting shall be provided to the applicant by the county-


PROVIDED, however that when public notice is also required by section 23-28-040, SEC, the notice requirements of this section shall be deemed to be satisfied by compliance with section 23-28-040 SEC- in the manner prescribed for general public notice in subsection 23.28.040(1) SCC, and ((2) Notice required by this section)) shall specify the appeal process available and deadline for filing appeals.

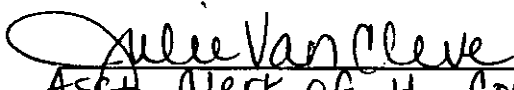
Section 4. That SCC, Title 23, section 23.40.021, added by Ord. 90-014 adopted March 28, 1990 is amended as follows:

23.40.021 Appeals of threshold determinations and final EIS adequacy for administrative permits. For administrative permits for which no other administrative appeal procedure is provided by county code, a final threshold determination or the adequacy of a final EIS may be appealed ((as follows: (1) A final threshold determination or the adequacy of a Final EIS may be appealed)) by any aggrieved person within fifteen (15) days of either the posting of the subject property, or publication of notice, whichever occurs later, of a DNS, Mitigated DNS, DS, or Final EIS. For a DNS, Mitigated DNS or DS requiring a comment period and public notice pursuant to sections 23.28.040 and 23.28.160 SCC, the appeal may be filed within fifteen (15) days of the end of the comment period.

Dated this 15th day of August, 1990.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

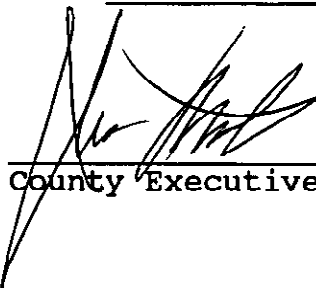
  
Chairman

  
Asst. Clerk of the Council  
( ) APPROVED


( ) EMERGENCY

( ) VETOED

DATE 8-23-90

  
JOHN MARTINIS  
Deputy Executive  
County Executive

PUBLISHED \_\_\_\_\_

  
Approved as to form only on \_\_\_\_\_, DPA

June 6, 1990  
(Date)