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SNOHOMISH COUNTY
EXECUTIVE OFFICE

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(1344)

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington



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EMERGENCY ORDINANCE NO. 92-054

AMENDING SNOHOMISH COUNTY CODE TITLE 23 "ENVIRONMENTAL POLICY"
TO LIMIT SCHOOL IMPACT MITIGATION REQUIREMENTS FOR RESIDENTIAL
PROJECT ACTIONS NOT SUBJECT TO TITLE 26C SNOHOMISH COUNTY CODE

BE IT ORDAINED:

Section 1. Snohomish County Code Section 23.36.030, last amended by Ordinance No. 92-017 on April 27, 1992, is amended to read:

23.36.030 Environmental policies. Snohomish county designates and adopts by reference the following policies as the basis for the county's exercise of authority pursuant to this chapter:

(1) The county shall use all practicable means consistent with other essential considerations of state policy, to improve and coordinate plans, functions, programs and resources to the end that the state and its citizens may:

(a) Fulfill the responsibilities of each generation as trustee of the environment for succeeding generations;

(b) Assure for all people of Washington safe, healthful, productive, and aesthetically and culturally pleasing surroundings;

(c) Attain the widest range of beneficial uses of the environment without degradation, risk to health or safety, or other undesirable and unintended consequences;

(d) Preserve important historic, cultural, and natural aspects of our national heritage;

(e) Maintain wherever possible, an environment which supports diversity and variety of individual choice;

(f) Achieve a balance between population and resource use which will permit high standards of living and a wide sharing of life's amenities, and

(g) Enhance the quality of renewable resources and approach the maximum attainable recycling of depletable resources.

(2) The county recognizes that each person has a fundamental and inalienable right to a healthful environment and that each person has a responsibility to contribute to the preservation and enhancement of the environment.

(3) The county adopts by reference the policies contained in the following county ordinances, resolutions and plans as currently adopted or as hereafter amended:

- (a) Snohomish county comprehensive plan and subarea plans
- (b) Shoreline management master program (title 21)
- (c) Agricultural preservation plan
- (d) Zoning code (title 18)
- (e) Drainage ordinance (title 24)
- (f) Road ordinance (title 26B)
- (g) Flood hazard ordinance (title 27)
- (h) Noise ordinance (title 10.01)
- (i) Subdivision ordinance (title 19)
- (j) Short Subdivision ordinance (title 20)
- (k) SR-527 Traffic Impact Mitigation Policy (Ordinance 89-003 as amended by Emergency Ordinance 89-006 and Ordinance 89-164)
- (l) Snohomish County Comprehensive Park and Recreation Plan
- (m) School Impact Mitigation Ordinance (Title 26C)
- (n) Park and Recreation Facility Impact Mitigation Ordinance (Title 26A)
- (o) Interim Ground Water Protection Ordinance, Chapter 32.11 SCC

(4) The formally designated SEPA policies of other affected agencies or jurisdictions when there is an agreement with the affected agency or jurisdiction which specifically addresses impact identification, documentation, and mitigation and which references the environmental policies formally designated by the agency or jurisdiction for the exercise of SEPA authority.

(5) For short subdivisions not subject to Title 26C SCC, the county shall not require mitigation of school impacts. For other residential project actions not subject to Title 26C SCC, the county shall require mitigation pursuant to the county comprehensive plan, (subsection (3)(a) above), for documented adverse impacts on schools in an amount not to exceed \$750.00 per unit for single family development projects and \$300.00 per unit for multi-family development projects. A written voluntary mitigation agreement between a school district and a project proponent, executed prior to May 1, 1991, shall be accepted as satisfying the mitigation requirement of this subsection.

Section 2. The County Council finds as a fact that questions have arisen concerning school impact mitigation requirements for development projects not subject to Title 26C SCC. Immediate clarification on the issue is necessary to the proper and timely processing of land use permit applications. Therefore, the Council finds that an emergency exists and that this ordinance is necessary for the immediate preservation of the public peace, health and safety and for the support of county government and its existing public institutions.

Section 3. Applicability. This ordinance shall apply to all residential project actions, except short subdivisions, which are reviewed under SEPA policies in existence prior to May 1, 1991.

PASSED this 6th day of May, 1992.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Liz McLaughlin
Chairman

Richard J. Mordan
Clerk of the Council

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

DATE 5/13/92
[Signature]
County Executive

PUBLISHED

Jul A. Tanner, DPA
Approved as to form only