

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington



AMENDED
ORDINANCE NO. 93-034

CREATING A PLANNING COMMISSION;
AMENDING SNOHOMISH COUNTY CODE CHAPTER 2.08

BE IT ORDAINED:

Section 1. Snohomish County Code Sections 2.08.010, 2.08.020, and 2.08.040, adopted by Resolutions on September 5, 1978 and June 18, 1962 are hereby repealed.

Section 2. A new Section 2.08.005 is added to Snohomish County Code Chapter 2.08 to read:

2.08.005 Planning commission created. The Snohomish County Planning Commission is hereby created and shall be referred to in this chapter as the commission. The commission is created pursuant to Snohomish County Charter Sections 2.20 and 11.30 and shall serve as an advisory body to the council and executive. The commission shall perform the functions of a planning commission under RCW Chapter 36.70 with regard to the preparation of any comprehensive plans and official controls and amendments thereto which are adopted by the county under the authority of RCW Chapter 36.70. The commission shall also perform such other and additional duties as the council shall, from time to time, direct by ordinance.

Section 3. A new Section 2.08.015 is added to Snohomish County Code Chapter 2.08 to read:

2.08.015 Composition of commission. The commission shall consist of eleven members appointed by the council from nominees proposed by the council and executive pursuant to their concurrent authority to make such nominations pursuant to Charter Section 2.20. Appointments shall be made in accordance with Section 2.08.080 SCC.

Section 4. Snohomish County Code Section 2.08.030, last amended by Resolution on September 15, 1978, is amended to read:

2.08.030 Commission's hearings. The ((~~planning~~)) commission shall conduct such hearings as are required of a planning commission by RCW Chapter 36.70 and such other hearings as are required by this code and shall make findings of fact and conclusions therefrom which shall be transmitted to the

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department of planning and community development. The department shall transmit the same on to the council ((beard)) with such comments and recommendations it deems necessary.

Section 5. Snohomish County Code Section 2.08.050, adopted by Resolution on June 18, 1962, is amended to read:

2.08.050 Administrative responsibility. The ((A)) director of planning and community development shall be ((appointed-by-the-board-of-county-commissioners---He-shall-be responsible-for-the-proper-operation-of-the-planning-department-He-shall-be-directly-responsible-to-the-board-of-county commissioners---He-shall-have-the-responsibility-of-employing, supervising-and-dismissing-the-personnel-of-the-planning-staff and)) responsible for providing secretarial and technical assistance to the ((planning)) commission.

Section 6. Snohomish County Code Section 2.08.060, adopted by Resolution on June 18, 1962, is amended to read:

2.08.060 Financing. The commission((county-planning department)) shall incur no financial obligations nor authorize any financial expenditures except for such purposes as are expressly authorized in advance by the county council((board-of county-commissioners)) in such a manner as the law provides. ((The-county-planning-commission-shall-be-subject-to-the-same limitations-pertaining-to-financial-obligations-or expenditures-)) Appropriations for the operation of ((both the-planning-department-and)) the ((planning)) commission shall be separately identified, but the office accounting or other office records of finances shall be kept by the ((planning)) department of planning and community development.

Section 7. Snohomish County Code Section 2.08.070, adopted by Resolution on June 18, 1962, is amended to read:

2.08.070 Adoption of ((adopts)) rules. ((The planning-director-shall-establish-such-rules-and-procedures-as are-necessary-to-assure-a-thorough-and-expeditious-dealing-with matters-properly-the-concern-of-the-planning-department,-except that-such-procedure-shall-not-be-in-contravention-of-state-law-or county-resolution-))

The ((planning)) commission shall adopt its own rules and regulations governing the conducting of its internal affairs; PROVIDED, That such rules and regulations shall not be in conflict with state or county law ((or-county-resolution)).

Section 8. A new Section 2.08.075 is added to Snohomish County Code Chapter 2.08 to read:

2.08.075 Initial appointments.

(1) Initial appointments to the commission shall include all members of the county planning commission organized pursuant to prior law who are serving on the effective date of this section and shall include such additional persons selected in accordance with Section 2.08.080 SCC as are necessary to complete a full eleven member commission. Initial appointments shall be to staggered terms as follows, PROVIDED: the terms of members appointed from the prior planning commission shall not be shorter than the remaining terms of such members as planning commissioners under prior law:

- (a) three members for a term of four years;
- (b) three members for a term of three years;
- (c) three members for a term of two years; and
- (d) two members for a term of one year.

(2) Appointments to terms subsequent to the initial terms set forth above shall be made in accordance with Section 2.08.080 SCC.

Section 9. Snohomish County Code Section 2.08.080, last amended by Ordinance 82-008 on March 5, 1982, is amended to read:

2.08.080 Appointment to the ((planning)) commission.

(1)((+a)) Vacancies among the eleven ((nine)) members of the ((planning)) commission which hereafter occur shall be filled by the council with individuals nominated ((recommended)) by the council and executive who are experienced and have background in one or more of the following areas, with at least two ((one)) members in each of the five council districts:

- (a)((+1)) Architectural background;
- (b)((+2)) Legal background;
- (c)((+3)) Farming or related background;
- (d)((+4)) Recreation or related background;
- (e)((+5)) Financial or related background;
- (f)((+6)) Real estate or related background;
- (g)((+7)) Environmental ((Medica)) or related background;
- (h)((+8)) Construction or related background;
- (i)((+9)) Fisheries or related background;
- (j)((+10)) Engineering or related background;
- (k)((+11)) Appraisal or related background;
- (l)((+12)) Land use planning or related background;
- (m)((+13)) Education or related background; and
- (n)((+14)) Individuals with other job knowledge

or interests, who will add balance to the ((planning)) commission. At least two members shall be appointed in this general category.

A person need not be actively engaged in the above categories at the time of nomination ((recommendation)). The above criteria shall be considered in making reappointments as well as initial appointments.

(2)((~~b~~)) The council shall hold a hearing on each nomination ((recommendation-submitted-by-the-executive)) prior to appointing the proposed member. After such hearings the council shall make affirmative findings on the following:

(a)((~~1~~)) Is the nominee a full time Snohomish county resident;

(b)((~~2~~)) Is the nominee not a Snohomish county employee except when serving as a temporary appointee; and

(c)((~~3~~)) Does the nominee have ((Has)) sufficient time to attend all scheduled commission meetings.

It is desirable that the nominee (1) have knowledge of ((~~a~~)) land use theories and ((~~7-b~~)) growth management and agricultural preservation studies, (2)((~~e~~)) have a minimal potential for conflict of interest, (3)((~~d~~)) have a demonstrated interest in the welfare of Snohomish county, and (4)((~~e~~)) add balance to county wide representation on the commission.

If the Council is unable to answer (a), (b) and (c) ((~~17-2 and-3~~)) above affirmatively, and ((that)) the desirable characteristics ((knowledge)) set forth in (1), (2), (3) or (4)((~~a-b-e-d-or-e~~)) above are ((is)) deficient, the nomination ((recommendation)) shall be returned to the original nominating authority, either the council or executive, for submission of a new nomination ((the-executive-who-shall submit-a-new-recommendation)).

If the council makes affirmative findings on (a), (b) and (c)((~~17-27-and-3~~)) above and further finds that the nominee ((recommended-person)) sufficiently meets the criteria (1) through (4) ((~~a-through-e~~)) above, the council may appoint such person to the ((planning)) commission.

(3)((~~e~~)) No individual member of the commission shall serve more than two complete consecutive terms. This subsection shall operate retroactively except that any current members of the commission, at the effective date of the ordinance codified in this section, may complete their present term.

(4)~~((d))~~ Any commissioner who has more than four unexcused absences in any calendar year shall have his position declared vacant.

Section 10. Snohomish County Code Section 2.08.090, adopted by Resolution on June 18, 1962, is amended to read:

2.08.090 ((Planning)) C((e))ommissioner's terms.
The terms of office for members of the ~~((planning))~~ commission shall be for four years. ~~((Members-serving-on-the-planning-commission-under-the-resolution-dated-April-6,-1953, whose-terms-of-office-have-not-expired-as-of-May-31,-1962,-shall-serve-out-the-full-term-of-office-to-which-they-were-appointed, but-their-succesors-shall-be-appointed-for-four-year-terms.))~~

Section 11. Snohomish County Code Section 2.08.100, adopted by Resolution on June 18, 1962, is amended to read:

2.08.100 Vacancies. Vacancies resulting from the expiration of terms of office shall be filled by appointments for a term of four years. Vacancies occurring for any reason other than the expiration of a term of office shall be by appointment for the unexpired term of the office being filled, ~~((PROVIDED, That-where-the-unexpired-term-is-for-more-than-four-years,-the-vacancy-shall-be-filled-for-a-period-that-will-obtain-the-maximum staggered-term-but-shall-not-exceed-four-years.))~~

Section 12. Snohomish County Code Section 2.08.110, adopted by Resolution on June 18, 1962, is amended to read:

2.08.110 Organization of ((planning)) commission. At its first meeting each calendar year ~~((in-June-1962))~~, the ~~((planning))~~ commission shall organize by electing a chairman and vice chairman to serve ~~((until-May-31,-1963.--Thereafter, at-the-regular-meeting-in-May-of-each-year,-the-planning-commission-shall-organize-by-electing-a-chairman-and-vice-chairman-to-serve))~~ for a period of one year. ~~((beginning-on June-1-of-the-same-year.))~~ The ~~((planning))~~ commission may appoint standing or special committees to each of which it may assign specific responsibilities and authority; PROVIDED, only that each committee shall make no recommendations except to the ~~((planning))~~ commission.

Section 13. Snohomish County Code Section 2.08.120, adopted by Resolution on June 18, 1962, is amended to read:

2.08.120 Quorum of commissioners--Meetings. Six ~~((Five))~~ members of the ~~((planning))~~ commission shall constitute a quorum. All action of the ~~((planning))~~

commission shall be determined by a majority vote of the commission membership at a meeting ((of)) at which a quorum is present ((+ PROVIDED, That where state or county law ((or county resolution)) require a vote larger than the majority of a quorum, such provisions shall govern)).

The commission ((Each planning agency)) shall hold not less than one regular meeting in each month, provided, that if no matters over which the commission ((planning agency)) has jurisdiction are pending upon its calendar, a meeting may be cancelled.

Section 14. This ordinance shall be effective July 1, 1993.

PASSED this 28th day of April, 1993.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

[Signature]
Vice-Chairperson

ATTEST:

[Signature]
Asst. Clerk of the Council

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

DATE: 4/30/93
[Signature]
County Executive

ATTEST:

[Signature]

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