



CO00021895

SNOHOMISH COUNTY COUNCIL

EMERGENCY ORDINANCE  
ORDINANCE NO. 94-036

AMENDING SNOHOMISH COUNTY CODE  
CHAPTER 2.08 AND ADDING CHAPTER 32.05 TO ESTABLISH A  
PUBLIC PARTICIPATION PROCESS FOR PLANNING  
PURSUANT TO THE GROWTH MANAGEMENT ACT;  
DECLARING AN EMERGENCY

BE IT ORDAINED:

Section 1. A new section, 2.08.010, is added to Snohomish County Code chapter 2.08, as follows:

2.08.010 Commission review of Growth Management Act (GMA) plans and implementing regulations. The commission shall conduct proceedings for plans and implementing regulations adopted under the Growth Management Act, chapter 36.70A RCW, and pursuant to chapter 32.05 SCC.

Section 2. A new chapter 32.05 is added to Snohomish County Code Title 32, as follows:

CHAPTER 32.05  
GROWTH MANAGEMENT PLANNING PROCEDURES  
AND PUBLIC PARTICIPATION

Sections:

<u>Section 32.05.010</u>	Purpose
<u>Section 32.05.015</u>	Applicability
<u>Section 32.05.020</u>	Procedures
<u>Section 32.05.025</u>	Additional procedures
<u>Section 32.05.030</u>	Compliance

32.05.010 Purpose. This chapter establishes procedures for providing public participation in the development and adoption of comprehensive plans and development regulations pursuant to the Growth Management Act (GMA), chapter 36.70A RCW, and procedures for the amendment of such plans and regulations.

32.05.015 Applicability. The provisions of this chapter apply to comprehensive plans, or parts of comprehensive plans, and development regulations proposed for adoption by the council to implement the requirements of the GMA. The provisions of this title do not apply to the following:

1. Any interim land use plan, or part thereof, not expressly designated as a part of the comprehensive plan required by the GMA;
2. Any interim regulation adopted pursuant to RCW 36.70A.060 to assure the conservation of designated natural resource lands or to protect designated critical areas;
3. Any ordinance adopting an interim urban growth area; or
4. Any plan or regulation adopted by emergency ordinance.

32.05.020 Procedures. Procedures for adoption of the GMA comprehensive plans and implementing regulations or amendments to such plans and regulations shall, at a minimum, consist of the following:

1. Planning commission consideration.

(a) The planning commission shall hold at least one public hearing, and may hold additional hearings, to consider proposed plans, implementing regulations or proposed amendments to adopted plans and regulations. Notice of the time, date, place and general purpose of such hearings shall be given as follows:

(i) 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, and

(ii) The planning commission may prescribe additional methods for providing notice and for obtaining public participation

(b) At the conclusion of its public hearing, the planning commission shall prepare a written recommendation on the proposed plan, regulation or amendment and shall transmit the recommendation to the council for its consideration;

2. Council consideration.

(a) If the council wishes to consider a plan, regulation or an amendment to a plan or regulation recommended by the planning commission, the council shall schedule at least one public hearing, and may hold additional hearings. Notice of the time, date, place and general purpose of such hearing shall be given as follows:

(i) 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, and

(ii) The council may, at its discretion, utilize additional methods for providing notice.

(b) At its public hearing, the council may concurrently consider additional proposals on the same plan, regulation or amendment thereto which may or may not have been considered by the planning commission,

(c) At the conclusion of its public hearing, the council may make one of the following decisions regarding the proposed plan, regulation or amendment:

- (i) adopt,
- (ii) amend and adopt,
- (iii) decline to adopt,
- (iv) remand in whole or in part to the planning commission for further consideration, or
- (v) adopt such other proposals or modifications of such proposals as were considered by the council at its own hearing.

32.05.025 Additional procedures. The council may adopt by motion additional procedures for public participation. These procedures may address such matters as the broad dissemination of proposals and alternatives, opportunity for written comments, public meetings after effective notice, provision for open discussion, communication programs, information services, and consideration of and response to public comments.

32.05.030 Compliance. Errors in exact compliance with the procedures established under sections 32.05.020 and 32.05.025 shall not render the comprehensive land use plan or development regulations invalid if the spirit of the procedures is observed.

Section 3. Emergency declared. The council finds that the county is required by the Growth Management Act, RCW 36.70A.140, to establish procedures for public participation in the process of consideration of proposals for adoption of comprehensive plans and development regulations, that it is necessary to establish clear authority for the planning commission over comprehensive plans and development regulations proposed under the requirements of the Growth Management Act, that, due to statutorily imposed time limitations, planning commission proceedings must be commenced as soon as possible and that this ordinance is necessary for the support of county government and its existing public institutions. Based upon the foregoing, the council declares that an emergency exists and this ordinance shall take effect immediately.

Dated this 6th day of April, 1994.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

Karen Miller  
Chair

ATTEST:

Barbara Sitorstj  
Clerk of the Council, Asst.

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

DATED: 4/11/94  
[Signature]  
County Executive

John W. Sig, DPA  
Approved as to form only  
" 4/4/94  
\_\_\_\_\_  
(date)

ATTEST:  
Marilyn B. Abel