

COUNTY COUNCIL  
SNOHOMISH COUNTY, WASHINGTON



AMENDED ORDINANCE NO. 94-124

ESTABLISHING AN URBAN GROWTH AREA  
FOR THE CITY OF SULTAN

WHEREAS, the Growth Management Act, Chapter 36.70A RCW (hereinafter the GMA) requires Snohomish County to designate an urban growth area (UGA) or areas within which urban growth shall be encouraged and outside of which growth can occur only if it is not urban in nature (RCW 36.70A.110(1)); and

WHEREAS, the planning goals of the GMA, which guide development of comprehensive plans and implementing ordinances, state that development shall be encouraged "in urban areas where adequate public facilities and services exist or can be provided in an efficient manner" (RCW 36.70A.020(1)), and that "the inappropriate conversion of undeveloped land into sprawling, low-density development" is to be reduced (RCW 36.70A.020(2)); and

WHEREAS, the GMA states that "[u]rban growth should be located first in areas already characterized by urban growth that have existing public facility and service capacities to serve such development, and second in areas already characterized by urban growth that will be served by a combination of both existing public facilities and services and any additional needed public facilities and services that are provided by either public or private sources" (RCW 36.70A.110(3)); and

WHEREAS, the GMA requires that each city that is located in the county shall be included within an UGA (RCW 36.70A.110(1)); and

WHEREAS, the GMA states that a UGA "may include territory that is located outside of a city only if such territory already is characterized by urban growth or is adjacent to territory already characterized by urban growth" (RCW 36.70A.110(1)); and

WHEREAS; the GMA requires that, based upon the population projection made for the county by the Washington State Office of Financial Management (OFM), the UGAs in the county "shall include areas and densities sufficient to permit the urban growth that is projected to occur in the county for the succeeding 20-year period" (RCW 36.70A.110(2)); and

WHEREAS, the GMA requires that each UGA "shall permit urban densities and shall include greenbelt and open space areas" (RCW 36.70A.110(2)); and

WHEREAS; the GMA requires that the county "attempt to reach agreement with each city on the location of an UGA within which the city is located" (RCW 36.70A.110(2)); and

WHEREAS, the cities, towns, Tulalip Tribes and the county initiated "Snohomish County Tomorrow," and have utilized Snohomish County Tomorrow, a collaborative planning process among all jurisdictions within the county, to address various requirements for implementing the GMA; and

WHEREAS, all cities and towns and the Tulalip Tribes have been kept informed about, and most have actively participated in Snohomish County Tomorrow, which has resulted in a set of "Snohomish County Tomorrow Goals, Steering Committee, October 1990," a "Working Paper, Designating Urban Growth Areas, March 15, 1991," a "Model Interlocal Planning Agreement" (September 25, 1991) and the preparation of countywide planning policies for Snohomish County; and

WHEREAS, the Snohomish County Council adopted Ord. 93-004 containing the countywide planning policies, pursuant to the GMA, establishing a countywide framework from which county and city comprehensive plans are to be developed, including policies that address the implementation of the GMA's UGA requirements, joint county and city planning within urban growth areas, and the promotion of contiguous and orderly development and provision of urban services to such development; and

WHEREAS, in October and December of 1993 and March of 1994, the county council established interim UGAs (hereinafter IUGAs) following a joint city/county process, as required by RCW 36.70A.110(4), and made them effective until replaced by final UGAs; and

WHEREAS, the county consulted with the City of Sultan (the city) and requested that the city propose the location of an urban growth area; and

WHEREAS, the interlocal planning agreement between the county and the city provided the city an opportunity to participate in joint planning for the location of an urban growth area and land uses within the unincorporated urban growth area; and

WHEREAS, a goal of the Growth Management Comprehensive Plan (GMACP) is to establish compact, clearly defined UGAs with the objective of providing sufficient capacity to accommodate the majority of the county's projected population and employment growth over the next 20-years; and

WHEREAS, final UGAs meeting the goals and requirements of the GMA have been incorporated into the GMACP, which constitutes the county's comprehensive plan under the GMA; and

WHEREAS, the Snohomish County Planning commission held public hearings to accept public input on all elements of the GMACP on April 19 and 26, May 3, 9, 17, 24, and 31, and June 20, 1994, deliberated over proposed UGAs on June 20 and 28, and July 18 and 26, 1994, and forwarded its recommendation on UGAs to the county council, and

WHEREAS, the county council held public hearings on December 12 and 19, 1994 and January 10 and 18, 1995 to consider the entire record and hear testimony on ordinance 94-124, establishing a UGA for the City of Sultan.

NOW, THEREFORE, BE IT ORDAINED:

Section 1. The Snohomish County Council makes the following findings:

1. The cities, towns, Tulalip Tribes and the county have used "Snohomish County Tomorrow" (SCT) to develop countywide planning policies addressing UGAs, a common land capacity analysis methodology for urban areas, and population and employment allocations for each UGA.
2. On June 25, 1991, the county council requested that the city submit a proposed urban growth area boundary for county council review. Over the course of the next two years, representatives of the city and the county corresponded and met to discuss UGA issues before adoption of the UGA. In August, 1993, the city proposed an interim UGA for the city.
3. The county adopted an IUGA for the city on October 11, 1993. The IUGA was based on countywide planning policies, Vision 2020 (the Growth and Transportation Strategy for the Central Puget Sound Region adopted by the Puget Sound Council of Governments, predecessor to the Puget Sound Regional Council (PSRC) in October, 1990), the multi-county planning policies for King, Kitsap, Pierce and Snohomish counties adopted by the PSRC in March, 1993, the interim county resource lands designations, existing county subarea comprehensive plan designations and policies, environmental constraints, manmade and natural features within and adjacent to the IUGA, open space and greenbelts within and adjacent to the IUGA, population projections, land capacity analyses and available information, service areas and/or special district boundaries, and correspondence and consultation between the city and the county, all as stated in Snohomish County Council ordinance No. 93-088.
4. The county and city have carried out inter-jurisdictional planning within the UGA through an interlocal agreement entitled "Interlocal Agreement between Snohomish County and the City of Sultan for Joint Planning under the Growth Management Act" (September 28, 1992), and a staff Joint Planning Team (JPT) and citizen Growth Management Coordinating Committee (GMCC) charged with reviewing UGA plans and regulations, as provided for in the interlocal agreement.

5. Based on the information provided by the city in the land capacity analysis contained within the city's draft comprehensive plan, the county council finds that the city is not able to accommodate the growth projected by OFM for Snohomish County and allocated to the Sultan area pursuant to the countywide planning policies.
6. A UGA proposal was reviewed through the joint planning process and forwarded for consideration to the Snohomish County Planning commission.
7. The UGA boundary proposal recommended through the joint city/county planning process and the final boundary adopted by the county council included residential capacity adequate to accommodate the "diversified centers" growth projection of the GMACP for the Sultan UGA.
8. The Diversified Centers growth projection was chosen by the county council because it is consistent with the preferred growth alternative of the majority of cities and towns within the county, and is consistent with the Vision 2020 regional growth and transportation strategy.

The county considered the information received from each jurisdiction and reallocated approximately 20,000 of the population growth and 5,000 of the job growth from cities in southwest county where additional capacity is limited, to outlying UGAs where additional capacity is available and where cities have indicated a preference for higher growth targets. The GMACP incorporates this alternative population and employment allocation which is shown in Appendix D of the General Policy Plan.

9. The total additional population capacity within the Snohomish County composite UGA as documented by both city and county comprehensive plans does not exceed the total 20-year forecasted UGA population growth by more than 15 percent.
10. ~~The planning commission recommended that portions of the UGA and the UGA recommended by the Sultan GMCC be excluded from the UGA in order to bring population growth capacity closer to the population growth projected for the Sultan UGA. The parcelization pattern north of the city indicated a low residential density due to the predominance of large tracts. On the other hand, the planning commission recommended the inclusion of properties served by Trout Farm Road because many of the properties are small, river-oriented recreational lots.~~
11. The GPP's UGA designation outside the City of Sultan includes only areas which already have urban growth but cannot accommodate all of the projected growth, and areas which are located adjacent to such areas with urban growth.

The county council generally agreed with the Executive's and City's recommended UGA except with respect to the northern boundary which should drop down to 132nd in certain locations to exclude several parcels based upon testimony, and add several parcels to the west (Arnt and Green), based upon their testimony. The UGA meets the diversified centers growth projection, and as part of the composite county UGA, does not exceed the OFM population projection for Snohomish County by more than 15%.

12. There is sufficient land capacity within the UGA to accommodate the 20-year urban growth and employment forecasts for the incorporated and unincorporated urban growth area.
13. The basis for an open space network within and around the UGA is established by the GMACP through the regulation of critical areas and native growth protection areas which will be part of subdivisions, open space designations for tax assessment purposes, and public and private open space and park land acquisition. The land capacity analysis demonstrates that there is sufficient land within the unincorporated portion of the UGA to provide for future open space requirements through these methods.
14. The GMACP ~~GPP~~ encourages urban growth within all UGAs by establishing a minimum density of four to six housing units per acre for new subdivisions and by directing that the continued subdivision of land for unsewered development be prohibited.
15. The GMACP directs that urban growth outside of the UGA be restricted by 1) creating no new designated areas with densities greater than one housing unit per 2.3 acres; 2) calling for focused review during the detailed rural/resource plan development, of those areas which have historically been designated and/or developed at densities of one to two dwelling units per acre; 3) creating a rural cluster development option which preserves significantly more open space in rural areas; and 4) designating resource lands with low residential densities, which lands constitute a significant portion of non-federal rural lands in Snohomish County.
16. In April 1994, the city was provided with a copy of the draft GMACP including a UGA map, and was invited in writing to review the UGA boundary and provide comments or propose and justify an alternative boundary during the planning commission hearings on the GMACP. On September 9, 1994, the city was also provided with a copy of the GMACP and the UGA recommended by the planning commission and was apprised of the county council's GMACP hearing process.
17. There has been early and continuous public participation in the development of the UGA.

18. The county has conducted an environmental review of the UGA according to the provisions of the State Environmental Policy Act, Chapter 43.21C RCW and Title 23 SCC, the Snohomish County Environmental Policy Ordinance, through environmental review of the GMACP and issuance of a Draft Environmental Impact Statement (DEIS) addressing all components of the GMACP, two addenda to the DEIS addressing the impacts of more detailed transportation and capital facilities elements, and a final EIS (FEIS).
19. The GMACP includes commitments to an initial population and employment target reconciliation process, subsequent growth and land capacity monitoring processes, and a GMACP and UGA amendment process which will ensure an adequate land supply throughout the 20-year planning period.
20. The basis for a continuing joint city/county planning process for this UGA has been established in the countywide planning policies, the interlocal planning agreement between the city and the county, and the GMACP. The process over the next six months to two years will include a detailed examination of land uses within the UGA and a re-examination of the UGA boundary. This process may result in adjustments to the UGA in light of considerations such as the need for employment-generating land uses and public lands and changes in capacity resulting from completion of subarea, urban centers and utility system plans.
21. Where the UGA boundary is adjacent to a public road right of way, the UGA boundary will include the entire right of way width.

Section 2. Based on the foregoing findings, the Snohomish County Council makes the following conclusions:

1. The UGA is consistent with the requirements of the GMA and the planning goals set out in RCW 36.70A.020 (1) and (2).
2. The UGA is consistent with decisions issued by the Central Puget Sound Growth Management Hearings Board interpreting the GMA's requirements for UGAs.
3. The UGA is consistent with and coordinated with the Vision 2020 regional growth and transportation plan, the countywide planning policies, and the multi-county planning policies for King, Kitsap, Pierce and Snohomish counties adopted March 1993 by the Puget Sound Regional Council.
4. The UGA is consistent with the future land use map and all other elements and components of the GMACP.
5. The planning commission and the county council have fully considered public input from citizens, the GMCC, and the city in making recommendations and decisions on the UGA.

6. The county has met all state and local requirements for interjurisdictional coordination, public notice and environmental review with regard to the UGA.
7. Consistency and coordination of the UGA with the city's GMA-based comprehensive plans is addressed and ensured by the continuing joint city/county planning process established in the countywide planning policies, interlocal planning agreements between the county and the cities, and the GMACP.

Section 3. The county council bases its findings and conclusions on the entire record of testimony and exhibits, including all written and oral testimony before the planning commission and county council.

Section 4. Based on the foregoing findings and conclusions, the county council hereby adopts the UGA boundary for the City of Sultan, shown on a map entitled "Sultan UGA" and incorporated herein by reference as Exhibit A. UGA maps shall be maintained for public inspection in the department of planning and development services and by the clerk of the council, and copies of said maps shall be made available to the public upon request. For regulatory purposes, the boundary of the UGA is depicted on county assessor's maps incorporated herein as Exhibit B.

DATED this 28th day of June, 1995.

ATTEST:

Snohomish County, Washington

Shila McCallister  
Asst. Clerk of the County Council


Karen Miller  
Chair, County Council

- (  ) Approved
- (  ) Emergency
- (  ) Vetoed

Date 6/30/95  
[Signature]  
County Executive

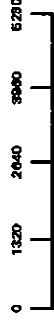
# SULTAN

## EXHIBIT A

 UGA Boundary

 Incorporated City Area

June 28, 1995



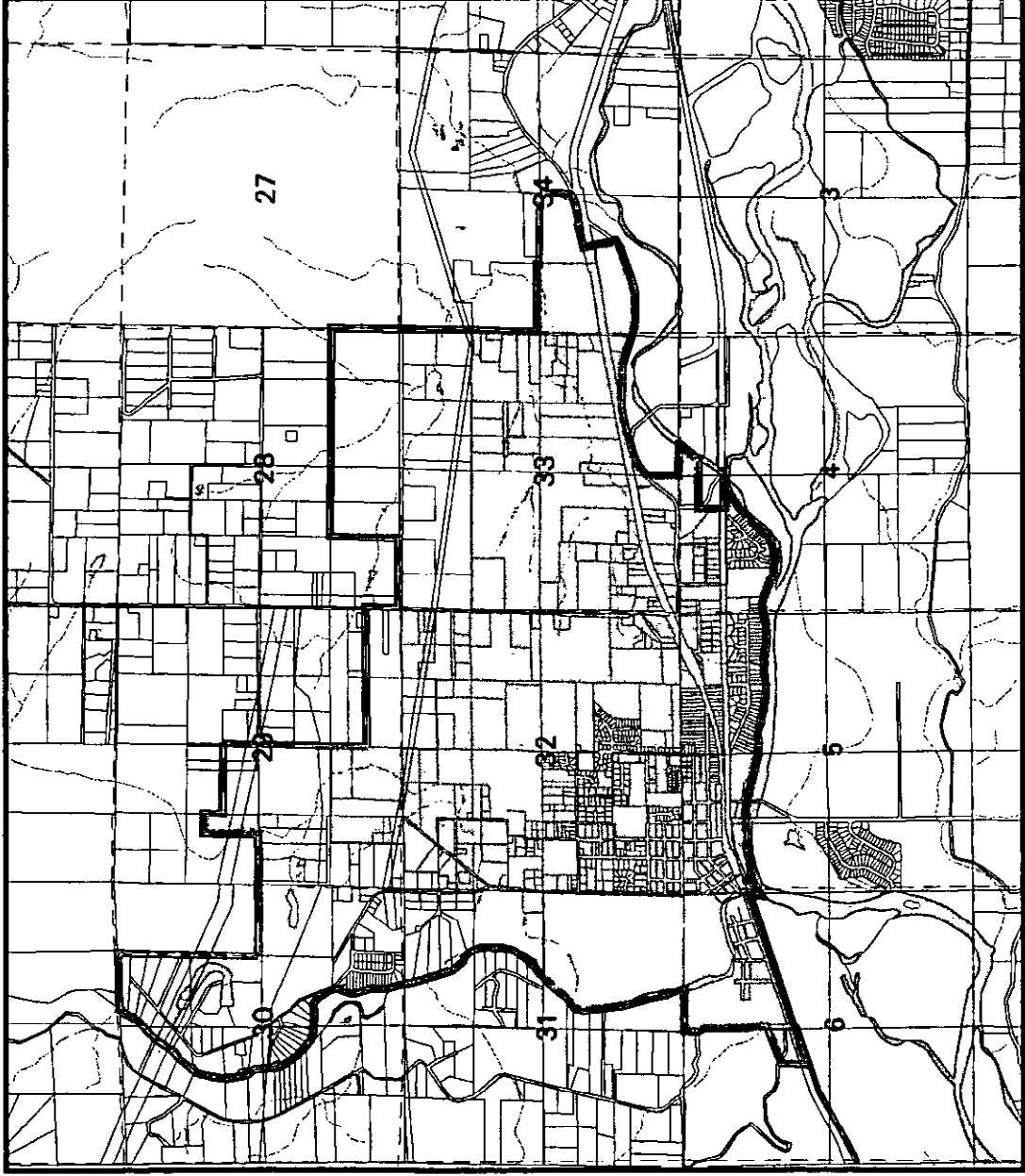
Scale in Feet

The base used to compile parcelization on this map is incomplete. Please consult the appropriate assessor parcel map for discrepancies and/or updated information.



Snohomish County

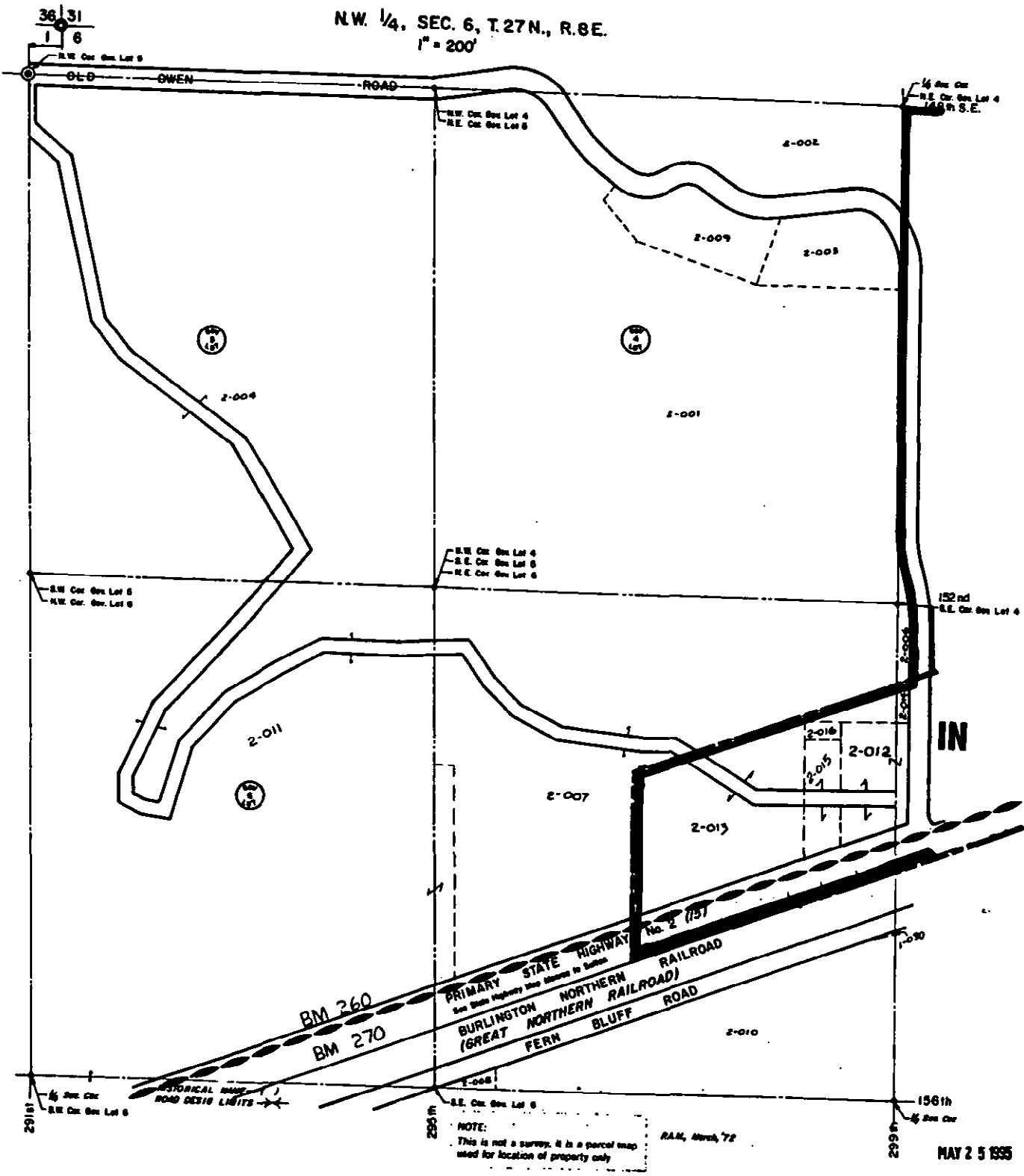
sultan-uga.am1



Map Produced by Snohomish County Planning and Development Services; Cartography Section;



N.W. 1/4, SEC. 6, T.27N., R.8E.  
1" = 200'

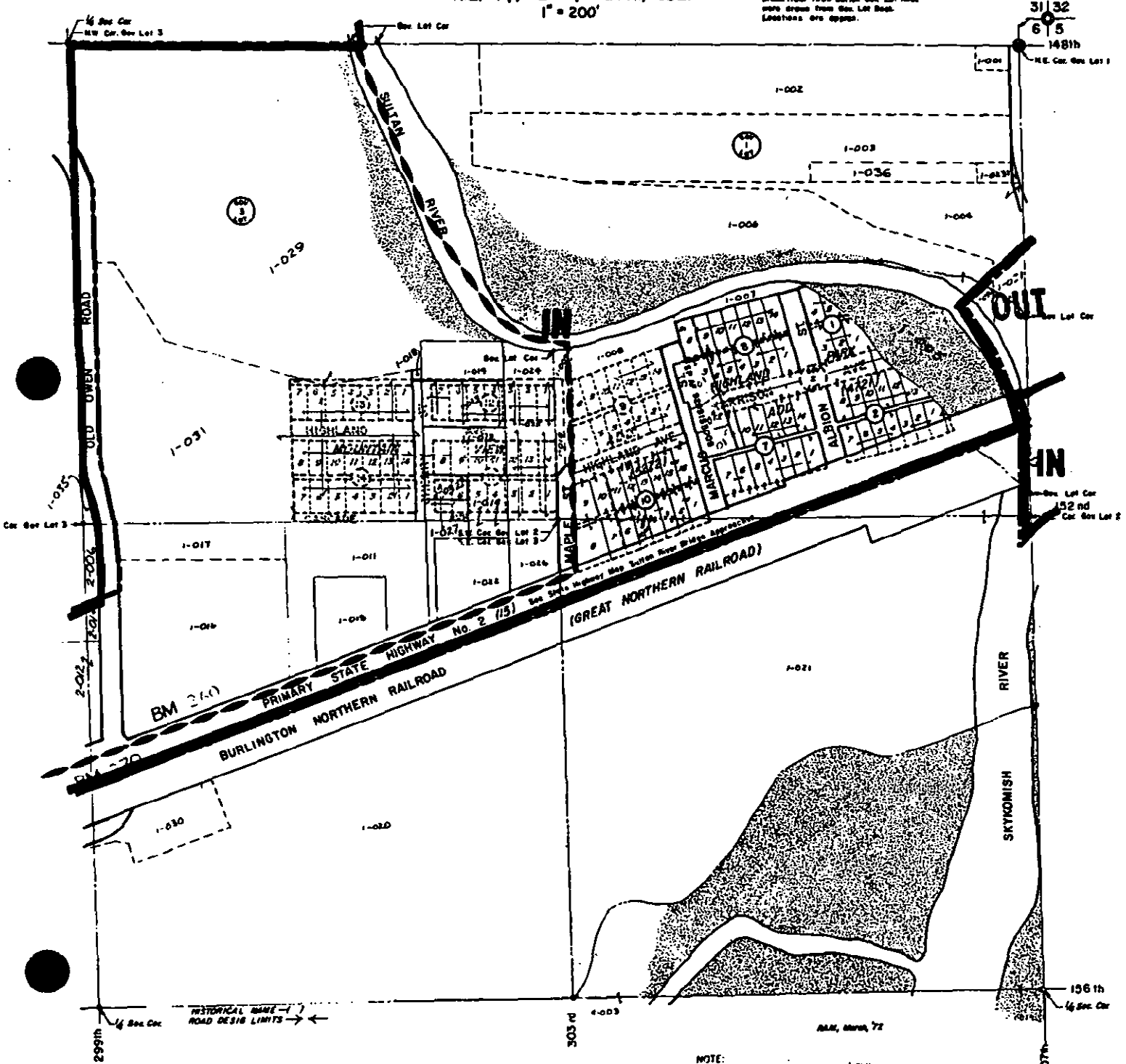


NOTE:  
This is not a survey. It is a parcel map  
used for location of property only.

MAY 2 5 1955

N.E. 1/4, SEC 6, T.27N., R.8E.  
1" = 200'

Sultan River & Skykomish River was drawn from 1963 aerial. See Lot Notes were drawn from Gen. Lot Book. Locations are approx.



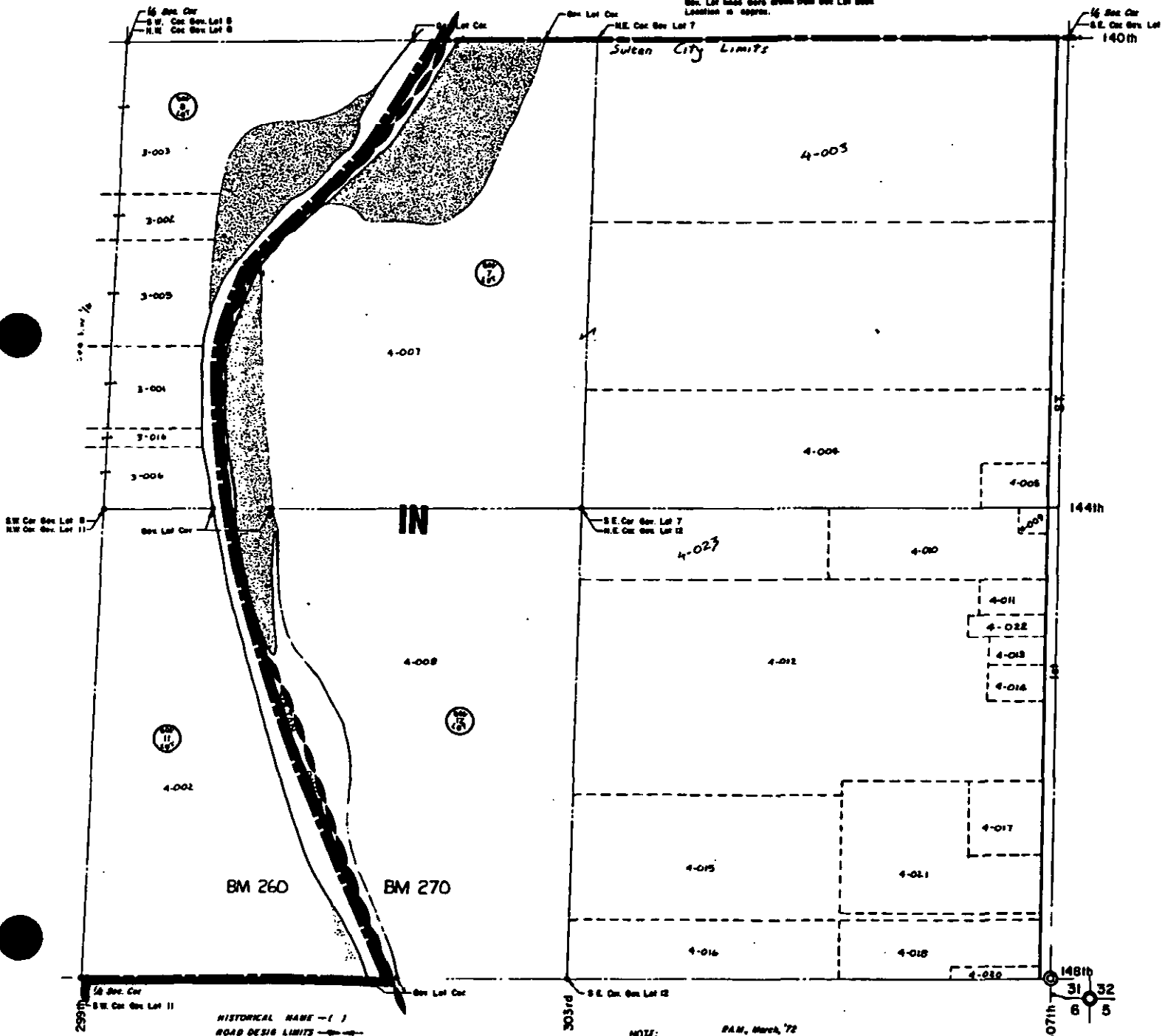
NOTE:  
This is not a survey; it is a parcel map  
used for location of property only

MAY 23 1995

S.E. 1/4, SEC. 31, T. 28N., R. 8E.

1" = 200'

Notes: Elevations shown from 1988 datum  
Cen. Lot lines were drawn from Cen. Lot Book  
Location is approximate.

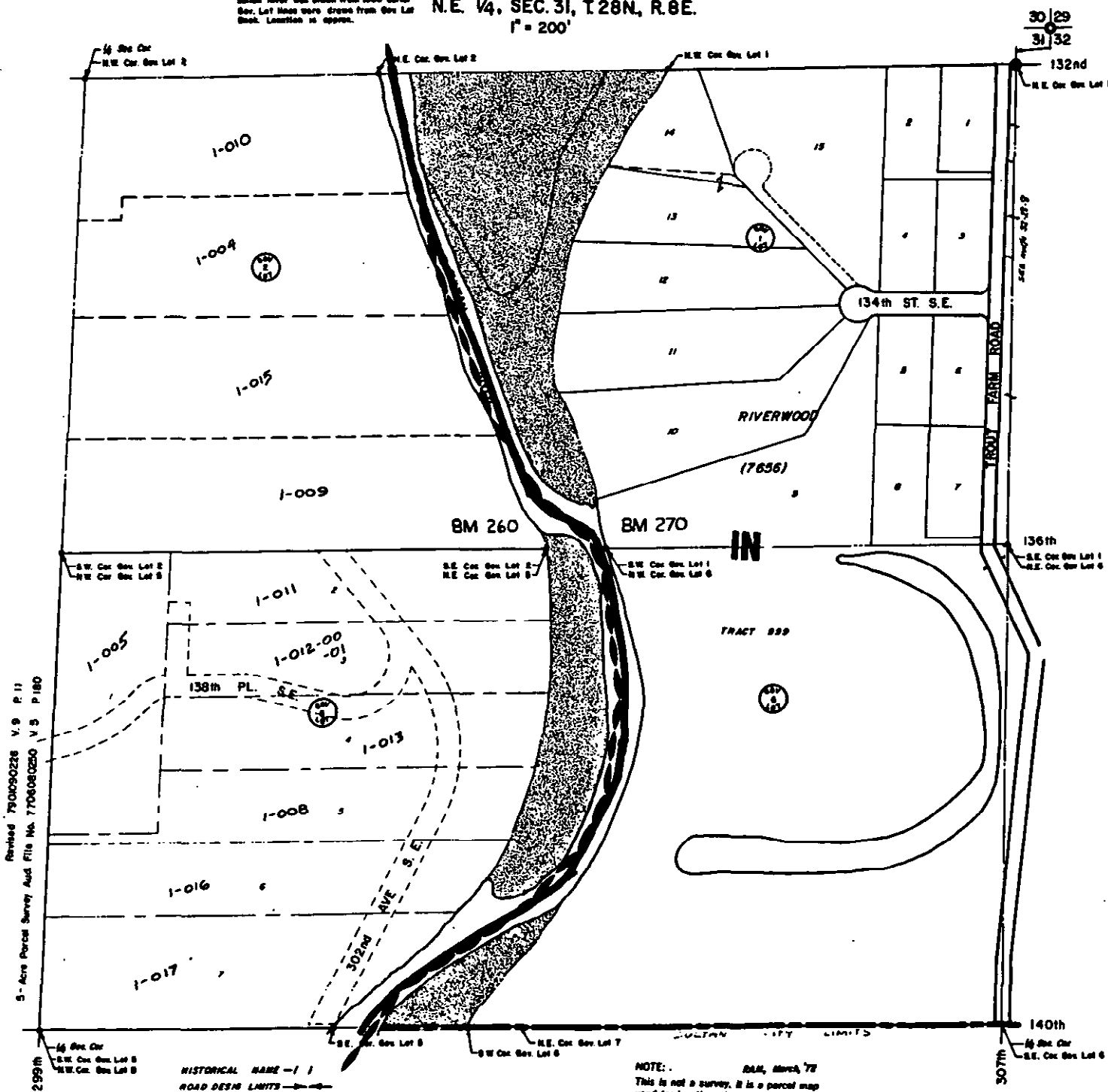


NOTE: P.A.M., March, '72  
This is not a survey, it is a parcel map  
used for location of property only

MAY 25 1995

Section River was drawn from 1900 aerial  
 Cor. Lot lines were drawn from Gov. Lot  
 Book. Location is approximate.

N.E. 1/4, SEC. 31, T.28N, R.8E.  
 1" = 200'



Revised 790690228 V.9 P.11  
 5-Acre Parcel Survey and File No. 770690250 V.9 P.180

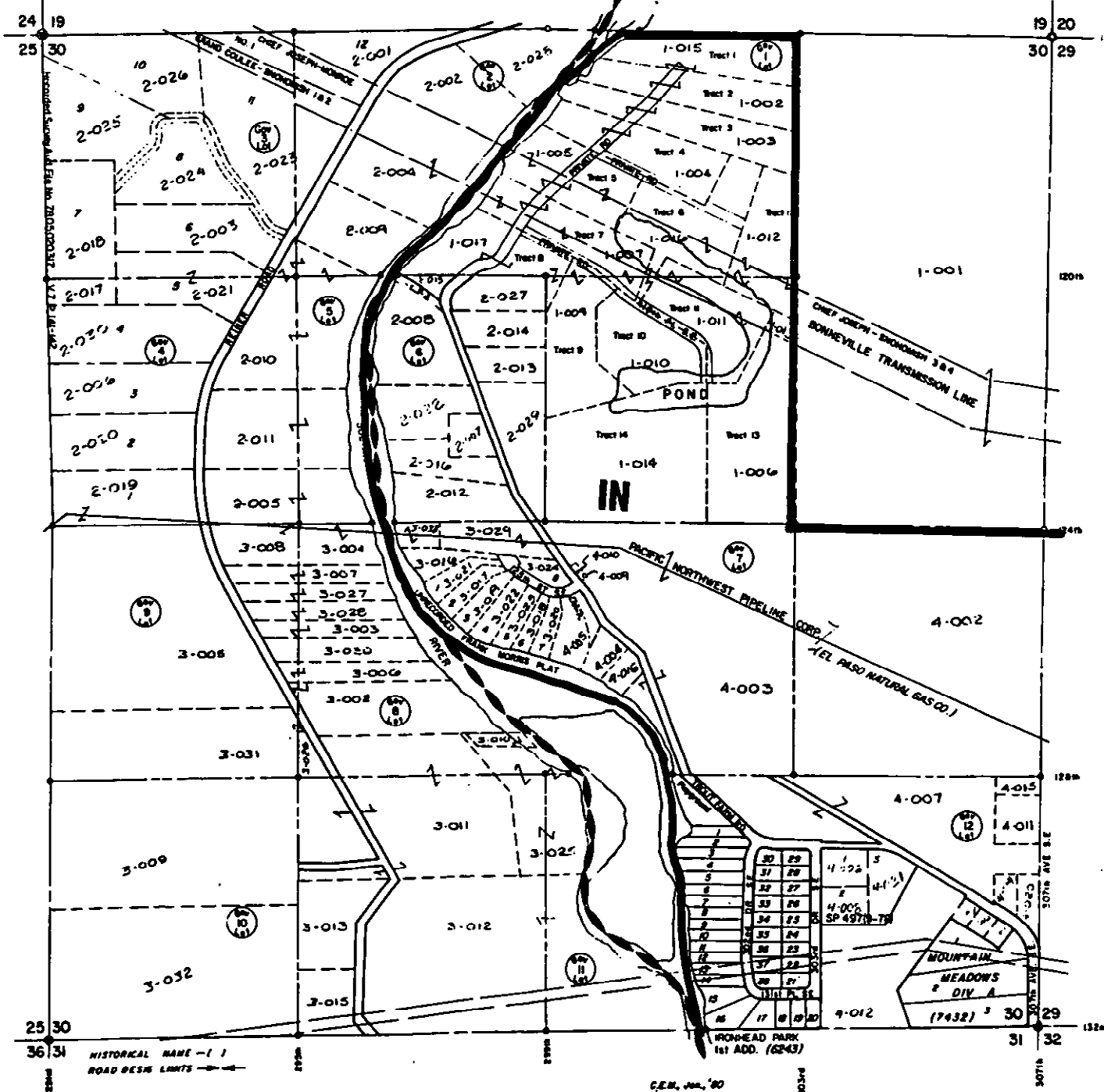
HISTORICAL NAME - ( )  
 ROAD DESIGN LIMITS - - - -

NOTE: SAM, March, 78  
 This is not a survey. It is a parcel map  
 used for location of property only

MAY 25 1985

SEC. 30, T. 28 N., R. 8 E. W.M.

1" = 400'  
 E.M. 30 (71)



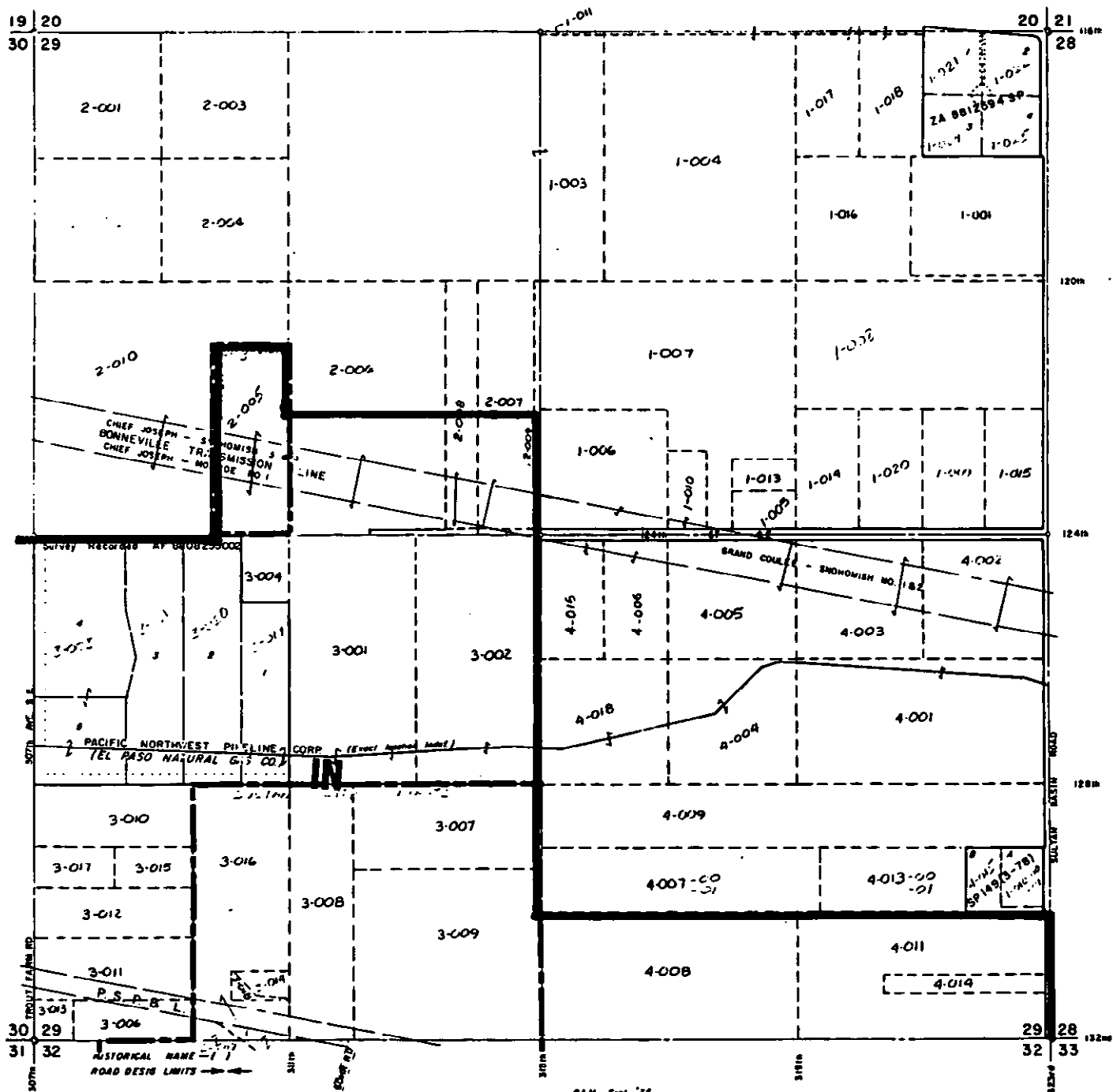
C.E.M., Jan., '80  
 NOTE:  
 This is not a survey, is a parcel map  
 used for location of property only

MAY 25 1935

SEC. 29, T.28 N., R.8E.W.M.

1" = 400'

EM 171



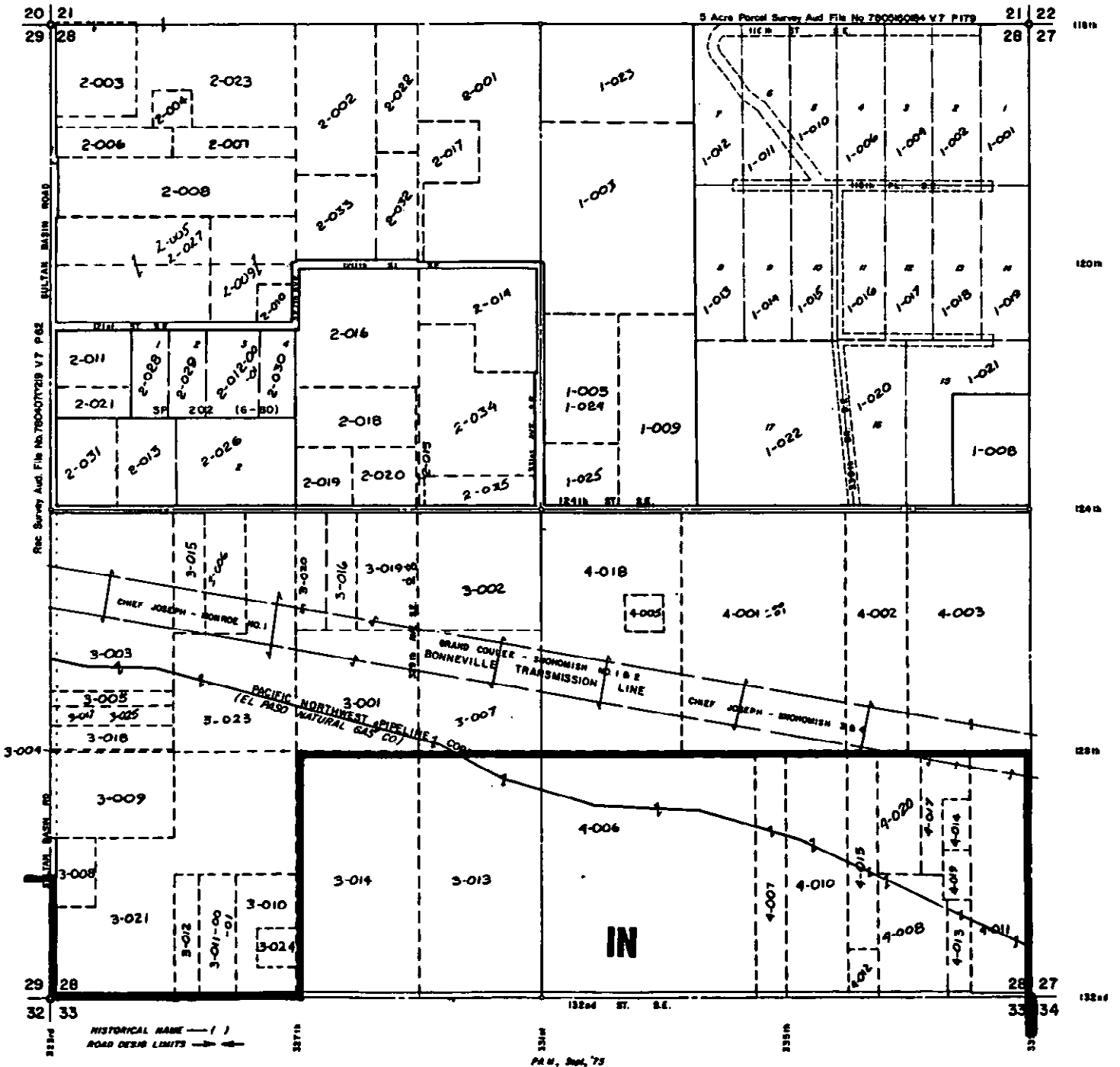
NOTE  
This is not a survey of record and should not be used for boundary purposes.

MAY 23 1985

SEC. 28, T. 28 N., R. 8 E. W.M.

1" = 400'

BM 270



NOTE:  
This is not a survey, it is a parcel map  
used for location of property only

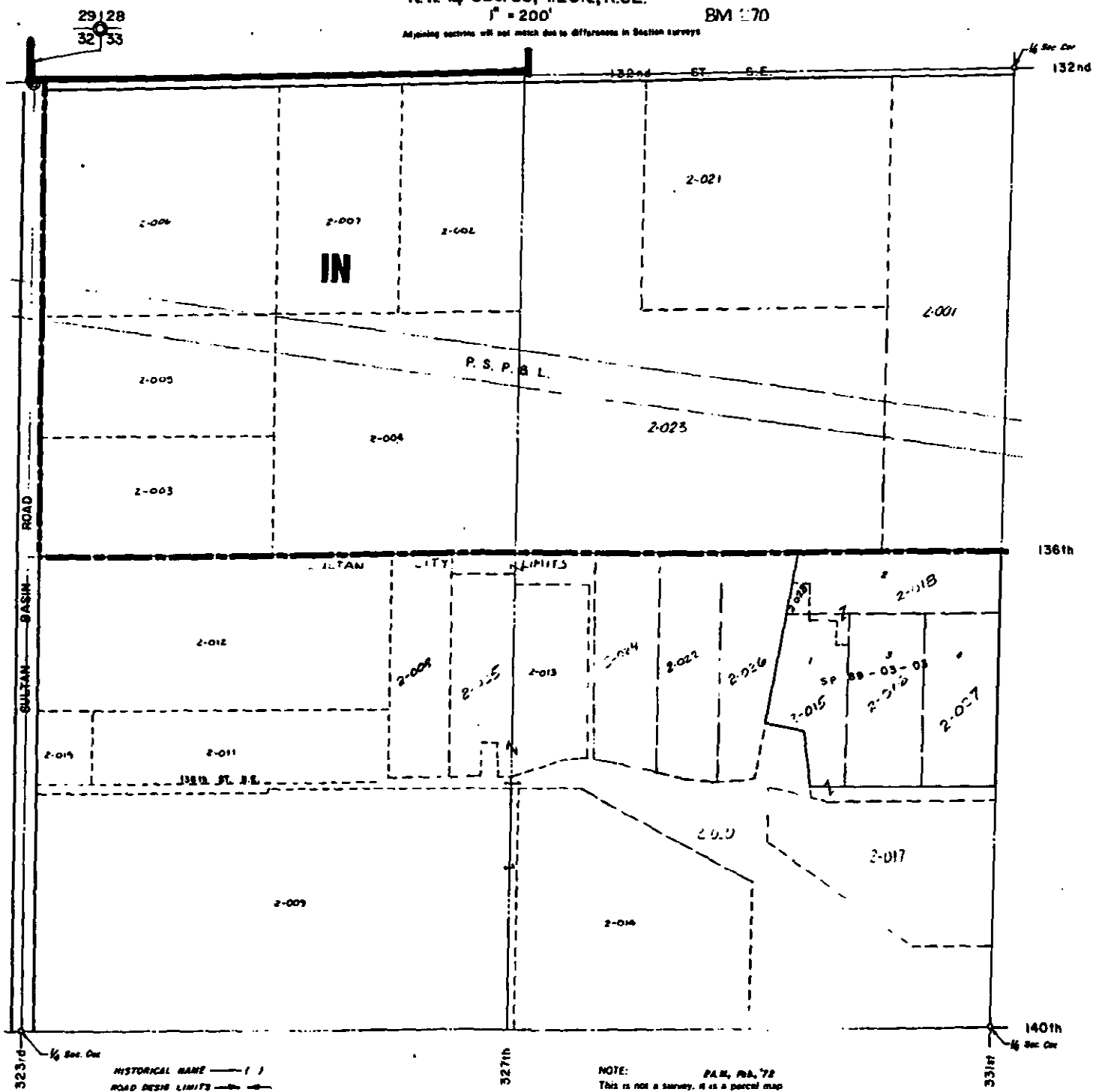
MAY 2 5 1995

N.W. 1/4 SEC. 33, T.26N., R.8E.

1" = 200'

BM 170

Adjoining sections will not match due to differences in Section surveys



HISTORICAL NAME ( )  
ROAD DESIG. LIMITS

NOTE: P.A.M., P.A., 72  
This is not a survey, it is a parcel map  
used for location of property only

MAY 25 1995

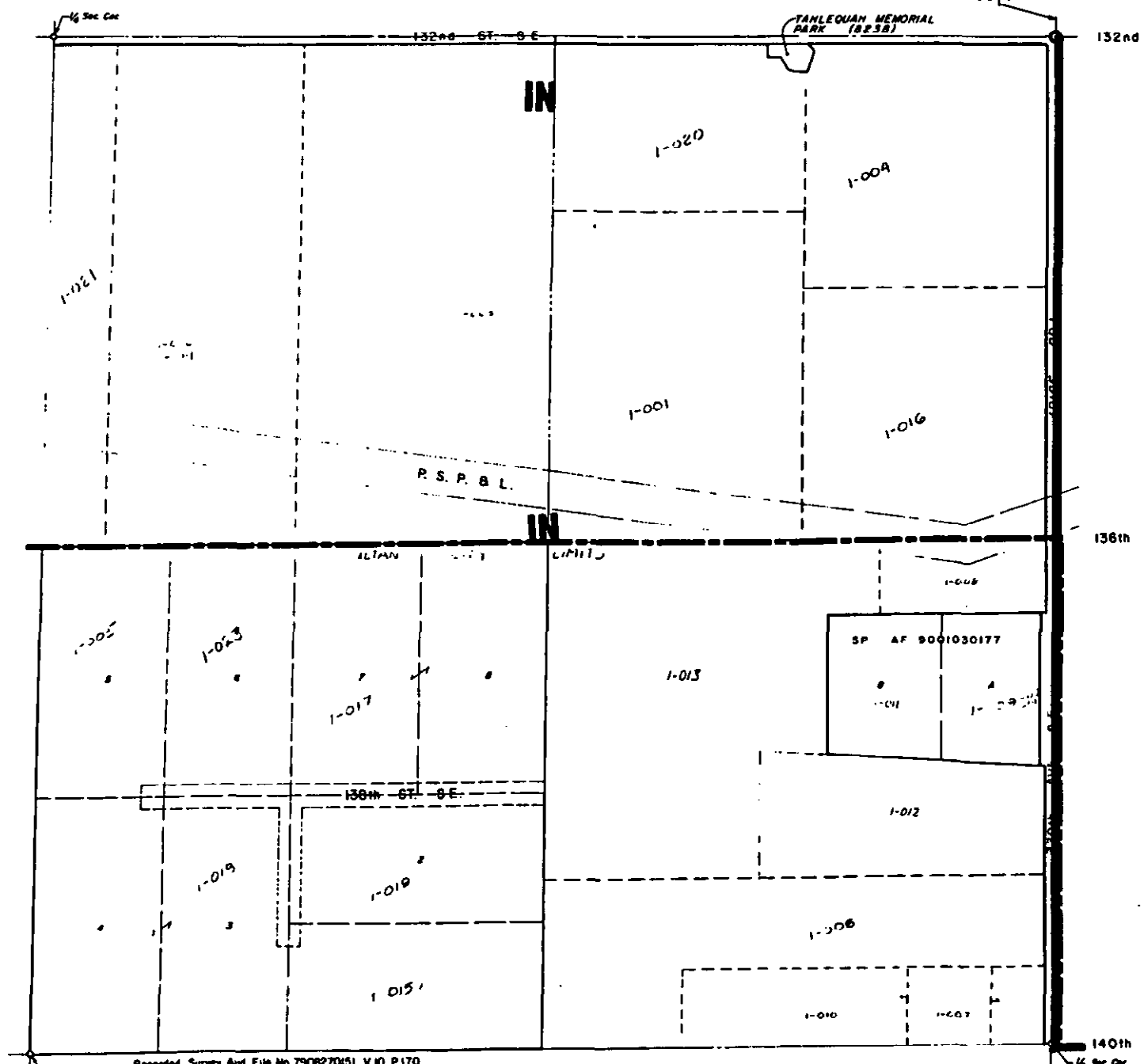


N.E. 1/4, SEC. 33, T.28N., R.8E.  
1" = 200'

BM 270

28 27  
33 34

TANLEQUAN MEMORIAL  
PARK (S 235)



331st

Recorded Survey And File No. 7908270151 V.10 P.170  
HISTORICAL NAME — ( )  
ROAD DESM LIMITS ————

335th

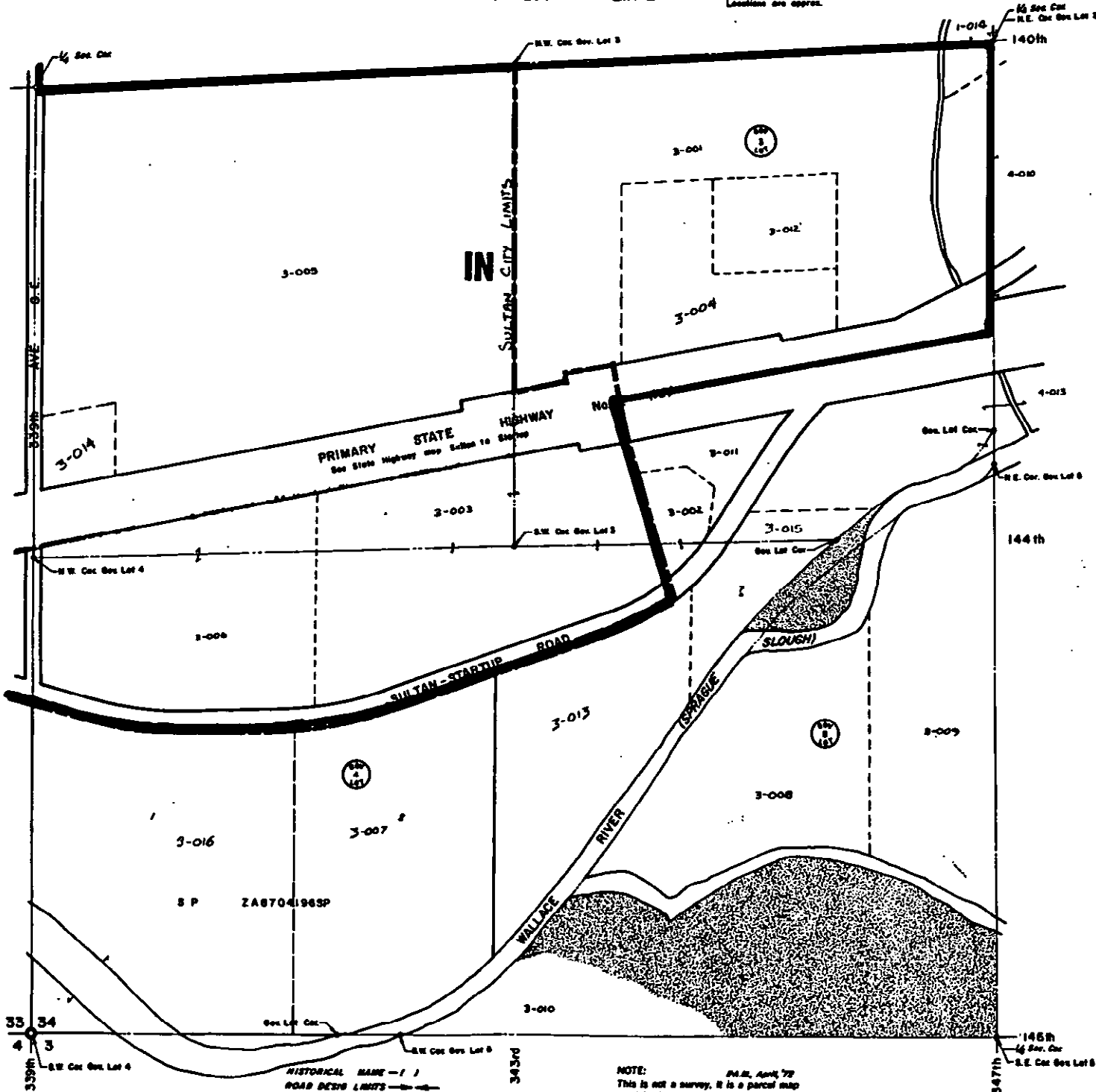
Note: P.A.M., Feb. 72  
This is not a survey, it is a parcel map  
used for location of property only.

335th

MAY 25 1985

S.W. 1/4, SEC. 34, T.28N., R.8E.  
 1" = 200' BM 270

Wallace River was drawn from 1960 aerial.  
 Gov. Lot lines were drawn from Gov. Lot Book.  
 Locations are approx.

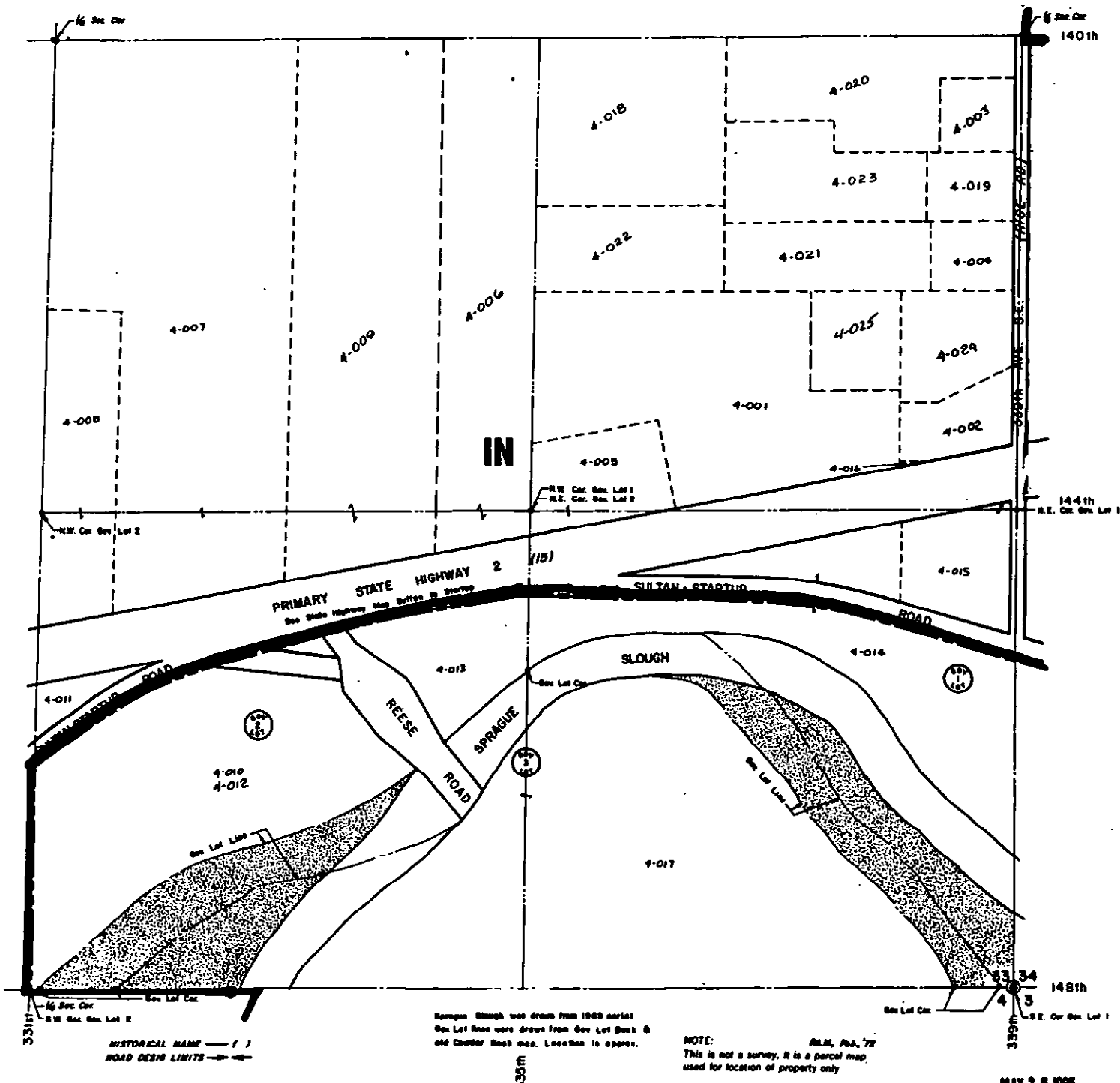


NOTE: This is not a survey, it is a parcel map used for location of property only.

MAY 25 1955

S.E. 1/4, SEC. 33, T28N, R.6E.  
1" = 200'

BM 270



HISTORICAL NAME ( / )  
ROAD DESIGN LIMITS —>—>

Slough Slough was drawn from 1989 aerials  
Gov. Lot lines were drawn from Gov. Lot Book 8  
old Center Book map. Location is approx.

NOTE:  
This is not a survey, it is a parcel map  
used for location of property only

R.S.M., P.A. 77

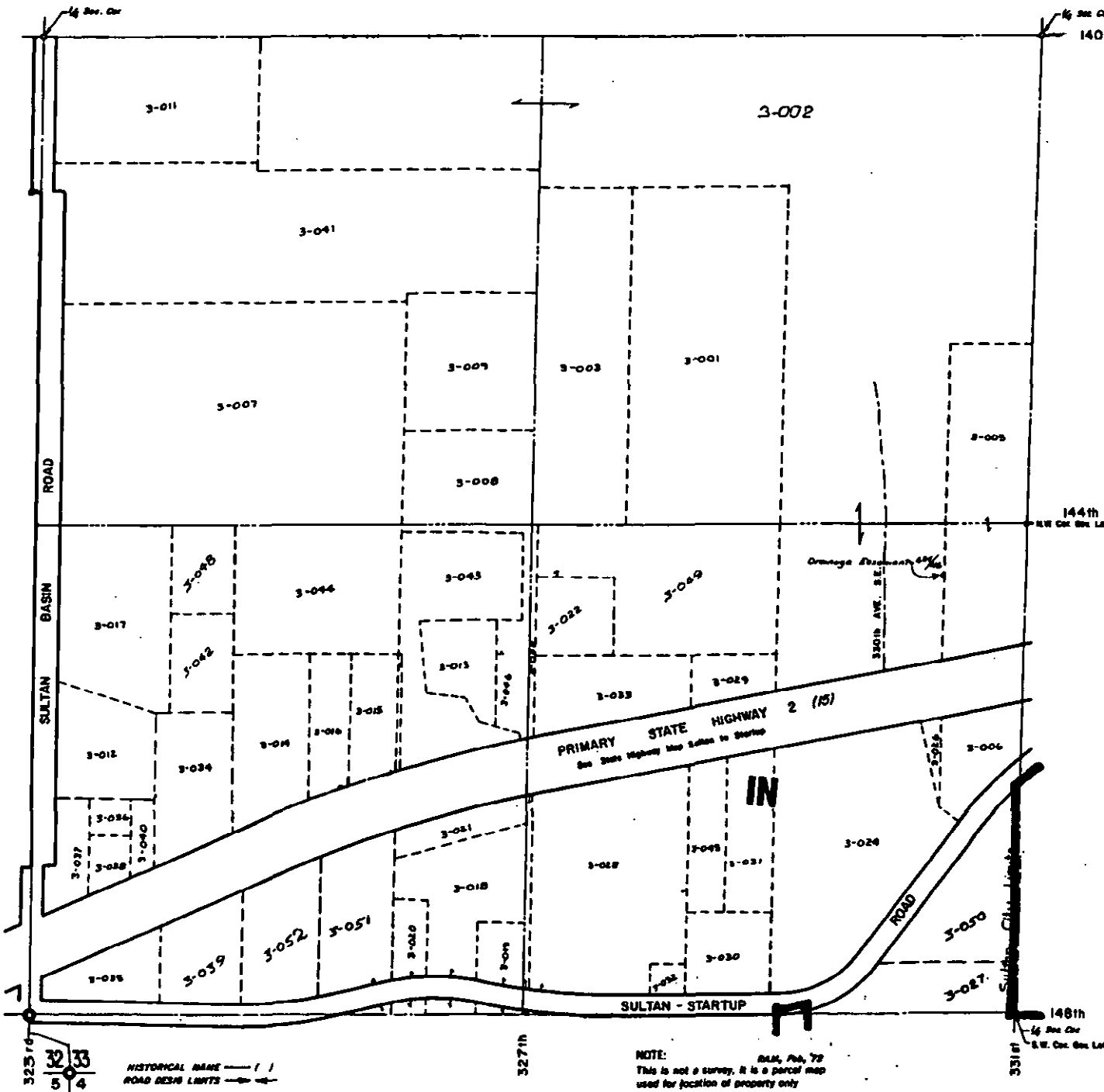
MAY 2 5 1995

S.W. 1/4, SEC 33, T.28N., R.8E.

1" = 200'

BM 270

Adjusting corners will not match  
due to differences in section surveys



32376  
32 33  
5 4

HISTORICAL NAME — / /  
ROAD DESIGN LIMITS —> <—

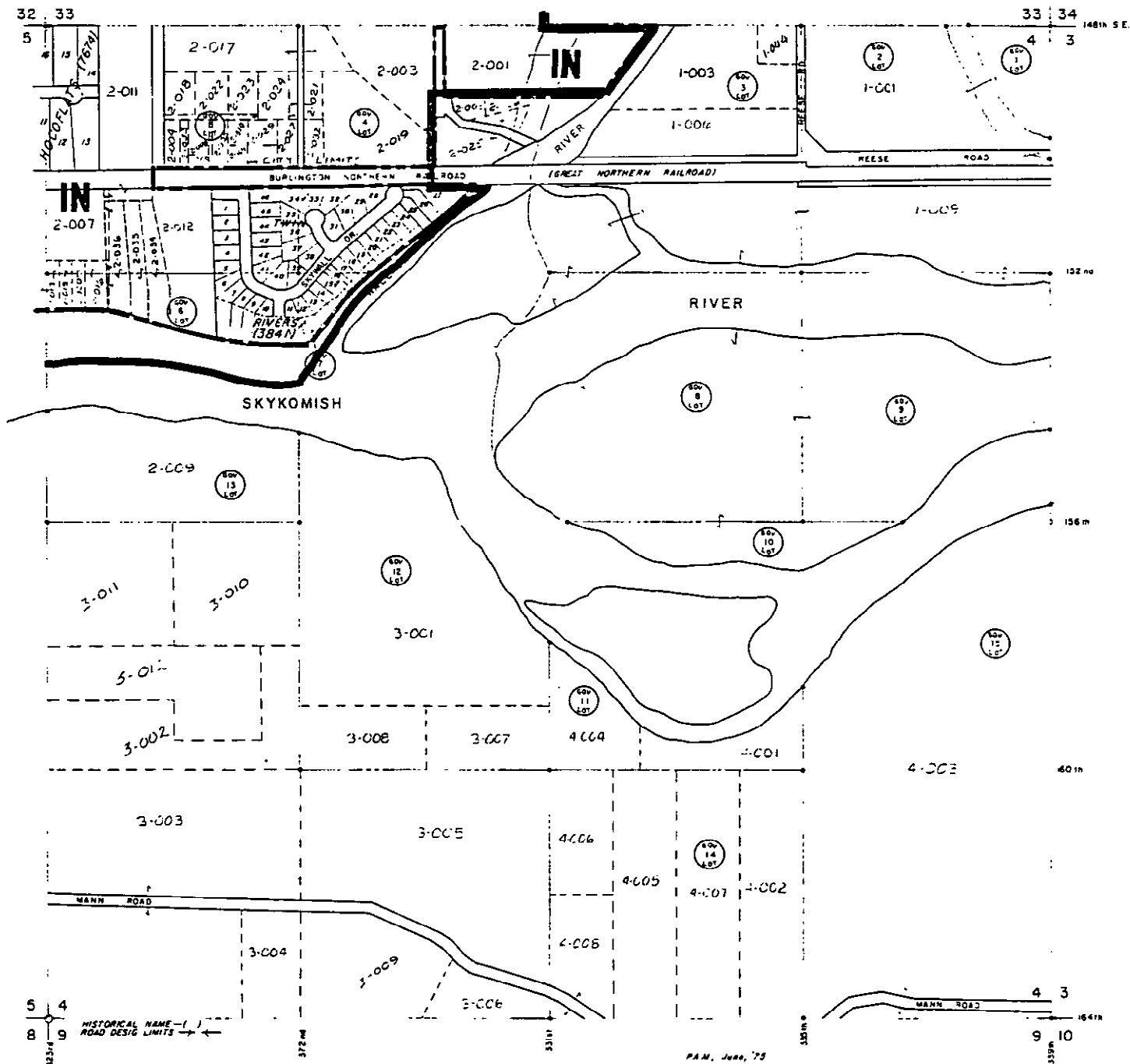
NOTE: This is not a survey, it is a parcel map used for location of property only.

MAY 2 5 1995

SEC. 4, T. 27N., R. 8E.W.M.

1" = 400'

ENR 37



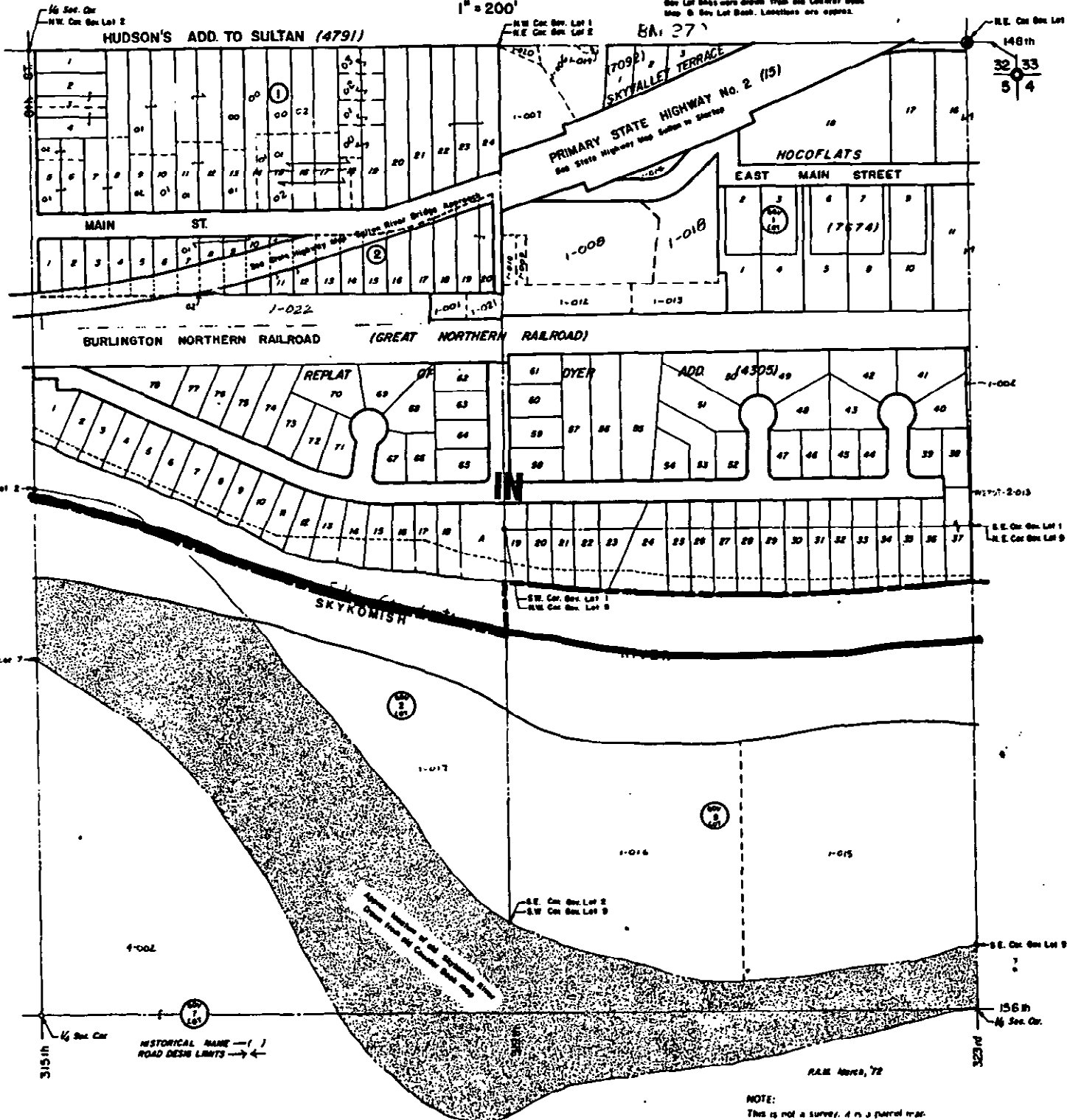
NOTE.  
This is not a survey, it is a parcel map  
used for location of property only.

P.M., June, '75

N.E. 1/4, SEC. 5, T.27N, R.8E.

1" = 200'

Skykomish River was drawn from 1908 aerial. See Lot 5000 were drawn from old Cassiar Book Map & Sec. Lot Book. Locations are approx.



NOTE: This is not a survey. It is a parcel map used for location of property only.

MAY 25 1935

N.W. 1/4, SEC. 5, T. 27N, R. 8E. BM 270

Stevens River was drawn from 1900 aerial. Cor. Lot Maps were drawn from old County Book Map & Cor. Lot Book. Locations are approx.

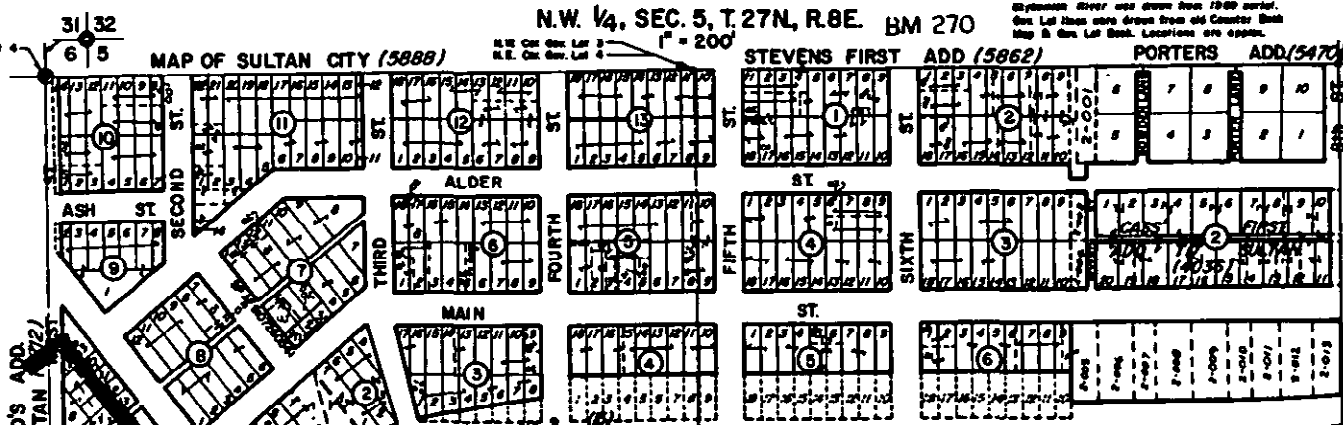
1" = 200'

MAP OF SULTAN CITY (5888)

STEVENS FIRST ADD (5862)

PORTERS ADD (5470)

1/4 Sec. Cor. Lot 3  
1/4 Sec. Cor. Lot 4  
1/4 Sec. Cor. Lot 5  
1/4 Sec. Cor. Lot 6



SHERWOOD'S ADD. TO SULTAN (572)

BURLINGTON NORTHERN RAILROAD (GREAT NORTHERN RAILROAD)

SKYKOMISH RIVER

ROAD

DRIVE

NOTE: This is not a survey. It is a parcel map used for location of property only. A.M., March, '72

MAY 25 1935