

SNOHOMISH COUNTY COUNCIL  
SNOHOMISH COUNTY, WASHINGTON

ORDINANCE NO. 97-096



CO00021102

AMENDING SNOHOMISH COUNTY CODE TITLE 26C  
RELATING TO THE ANNUAL RECERTIFICATION DATE

WHEREAS, on February 15, 1991 the Snohomish County Council adopted Ordinance No. 91-027 establishing a SEPA-based school mitigation program which included an annual recertification process to be completed by July 31 of each year; and

WHEREAS, on June 4, 1997 the County Council adopted Ordinance 97-047 extending the recertification date to December 31 each year; and

WHEREAS, the State of Washington enacted the Growth Management Act (GMA) in 1990 amending RCW 82.02 to authorize the collection of school impact fees on new development under specified conditions, including the adoption by the county of a GMA Comprehensive Plan as defined in RCW 36.70A; and

WHEREAS, the Snohomish County Council adopted a GMA Comprehensive Plan by Amended Ordinance No. 94-125 on June 28, 1995 that included a policy commitment to consider the adoption of a GMA-based school impact fee program (Goal CF 9 and Policy CF 9.A.3); and

WHEREAS, the Snohomish County Planning Commission held hearings on February 25, March 25, April 22, May 12, 1997, and June 24, 1997 on draft code amendments to change the existing school mitigation program to a GMA-based impact fee program, and has transmitted recommendations to the County Council; and

WHEREAS, the County Council held public hearings on November 5 and November 17, 1997 and considered the Planning Commission recommendations and other alternatives for a GMA based impact fee program; and

WHEREAS, it is important for the school districts and the county to devote time to the preparation of the capital facilities plans needed to support the proposed new GMA-based impact fee program; and

WHEREAS, it is appropriate to extend the recertification deadline to allow time to complete preparation of the capital facilities plans for council consideration, and to avoid the potential for multiple changes in school fee amounts in 1998; and

WHEREAS, the Snohomish County Council held public hearings on November 5 and November 17, 1997 to consider this ordinance; and

WHEREAS, the Snohomish County Council considered the entire hearing record including written and oral testimony submitted during the council hearing.

NOW, THEREFORE, BE IT ORDAINED:

**Section 1.** Snohomish County Code Section 26C.05.020, last amended by Ordinance No. 97-047 on June 4, 1997, is **AMENDED** to read:

Each district shall submit to the county on an annual basis an annually adjusted itemization of costs for the impact mitigation elements listed in SCC 26C.07.020, together with documentation in support thereof. The county department of planning and development services shall certify that a school district's documentation is complete and acceptable to the county. ~~((Annual certification shall be completed by December 31 of each year.))~~ The prior year's certified data shall apply until the new certification is given. The certifications in effect on December 31, 1997 shall remain in effect until June 30, 1998, PROVIDED that a school district may submit a new request for certification under Chapters 26C.05 and .07 SCC prior to June 30, 1998 which, when certified by the county, will replace the district's prior certification.

PASSED this 17<sup>th</sup> day of NOV, 1997.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

*John Lamm*  
Chairperson

ATTEST:

*Sheila McAulista*  
Asst. Clerk of the Council

{ } APPROVED  
{ } VETOED  
{ } EMERGENCY

DATE: 11-19-97  
*[Signature]*  
County Executive

ATTEST: *Marilyn Abel*

Approved as to form only:

Deputy Prosecuting Attorney

D-2