



Committee of the Whole

Ryan Hembree

Council Initiated:

☐ Yes

☒ No

ECAF: 2025-0736

Ordinance: 25-013

Type:

☐ Contract

☐ Board Appt.

☒ **Code Amendment**

☐ Budget Action

☐ Other

Requested Handling:

☐ Normal

☐ Expedite

☒ **Urgent**

Fund Source:

☐ General Fund

☐ Other

☒ **N/A**

Executive Rec:

☒ **Approve**

☐ Do Not Approve

☐ N/A

Approved as to

Form:

☒ Yes

☐ No

☐ N/A

Subject: Chapter 7.54 Snohomish County Code - Maintenance of Constructed Stormwater Facilities.

Scope: Reenacting and amending Chapter 7.54 Snohomish County Code - Maintenance of Constructed Stormwater Facilities.

Duration: N/A

Fiscal Impact: ☐ Current Year ☐ Multi-Year ☒ **N/A**
N/A

Authority Granted:

Authorizes the Executive to sign Ordinance 25-013 that would reenact Chapter 7.54 SCC.

Background:

The County's National Pollutant Discharge Elimination System (NPDES) Phase 1 permit Special Condition S5.C.10.b.i requires the County to have and implement ordinances or other enforceable documents requiring maintenance of privately-owned stormwater facilities that discharge to the County's municipal storm sewer. The County meets this requirement through implementation of chapter 7.54 Snohomish County Code (SCC).

The purposes of chapter 7.54 SCC are:

- Protect the quality of the county's aquatic resources, including receiving waters, groundwater, and aquatic sediments, from the discharge of contaminants and the adverse impacts of stormwater runoff.
- Protect the function and integrity of public infrastructure related to stormwater control, including county roads, associated rights-of-way, and drainage facilities.
- Reduce, prevent, and ameliorate the adverse impacts of contaminated discharges on public health, safety, and welfare.
- Protect, maintain, and improve the quality of the county's water resources for fish and wildlife habitat, human recreation, and other ecological and aesthetic purposes and beneficial uses.

The objectives of chapter 7.54 SCC are to:

- Establish minimum requirements for the regular inspection and maintenance of constructed stormwater control facilities, pursuant to which the owners, occupants, and operators of real property on which such facilities are located must keep such facilities in good condition and repair so that such facilities perform their intended function, thereby controlling, reducing, and preventing the discharge of pollutants to the waters of the state as required by chapter 90.48 RCW, the Clean Water Act, the county's Drainage Manual, and the county's Phase I NPDES municipal stormwater permit.
- Establish procedures pursuant to which the county may enforce compliance with the requirements described above.

Chapter 7.54 SCC was enacted April 17, 2013 by Amended Ordinance 13-022 with and effective date of April 28, 2013, reenacted April 10, 2019 by Amended Ordinance 19-009

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with an effective date of April 21, 2019, and last amended by Amended Ordinance No. 21-025 on June 16, 2021.

Chapter 7.54 SCC will automatically repeal on April 20, 2025, unless reenacted prior to that Date. Repeal of this code chapter would result in noncompliance with the NPDES municipal stormwater permit. The proposed ordinance would reenact chapter 7.54 SCC with the sole change of repealing the sunset provision in 7.53.600.

Per WAC 197-11-800(19), adoption of this ordinance is categorically exempt from SEPA threshold determination requirements.

Request:

Set time and date for a public hearing for Ordinance 25-013. Suggested hearing date is March 26, 2025, at 10:30 a.m.