

Ord 21-037  
Notice

# Everett Daily Herald

## Affidavit of Publication

State of Washington }

County of Snohomish } ss

Dicy Sheppard being first duly sworn, upon oath deposes and says: that he/she is the legal representative of the Everett Daily Herald a daily newspaper. The said newspaper is a legal newspaper by order of the superior court in the county in which it is published and is now and has been for more than six months prior to the date of the first publication of the Notice hereinafter referred to, published in the English language continually as a daily newspaper in Snohomish County, Washington and is and always has been printed in whole or part in the Everett Daily Herald and is of general circulation in said County, and is a legal newspaper, in accordance with the Chapter 99 of the Laws of 1921, as amended by Chapter 213, Laws of 1941, and approved as a legal newspaper by order of the Superior Court of Snohomish County, State of Washington, by order dated June 16, 1941, and that the annexed is a true copy of EDH932505 ORDINANCE 21-037 as it was published in the regular and entire issue of said paper and not as a supplement form thereof for a period of 2 issue(s), such publication commencing on 07/14/2021 and ending on 07/21/2021 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$258.72.

Dicy Sheppard

Subscribed and sworn before me on this

21<sup>st</sup> day of July,  
2021.

Linda Phillips

Notary Public in and for the State of Washington.

Snohomish County Public Works | 14143686  
ELENA LAO

SNOHOMISH COUNTY COUNCIL  
RECEIVED h TIME       

JUL 26 2021

CC'D TO	CF	
JLM	DIST 1	GOT
JDG	DIST 2	DLE
YSW	DIST 3	ALC
HCB	DIST 4	ELL
NAG	DIST 5	CMF



SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington  
NOTICE OF INTRODUCTION OF ORDINANCE  
AND  
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that the Snohomish County Council will hold a public hearing to consider Proposed Ordinance 21-037 on Wednesday, July 28, 2021, at the hour of 10:30 a.m. at 3000 Rockefeller Avenue, 8th Floor, Jackson Board Room, Everett, WA, in conjunction with a remote meeting platform via the following Zoom link:

Zoom Webinar link: <https://zoom.us/j/94846850772>  
Dial in: (253) 215 8782 or (301) 715 8592  
Meeting ID: 948 4685 0772

A summary of the proposed ordinance is as follows:

PROPOSED Ordinance No. 21-037  
AN ORDINANCE VACATING A PORTION SHORTS  
SCHOOL ROAD SNOHOMISH COUNTY ROAD  
RIGHT-OF-WAY

Section 1. The Council adopts and incorporates the foregoing recitals as findings as if set forth fully herein.

Section 2. The County Council finds that the county road right-of-way described in Exhibit A and depicted in Exhibit B, both attached and incorporated by reference into the Ordinance is useless for county road purposes and the public will be benefitted by their vacation.

Section 3. The county road right-of-way described and depicted in the attached exhibits are vacated upon satisfaction of the terms and condition contained in the ordinance.

Section 4. Under chapter 36.87 RCW and chapter 13.100 SCC, the vacation of the county road right-of-way granted herein shall not take effect unless within one year of the date this ordinance is passed by council. Paul and Maria Lund have paid for the itemized costs and expenses of the proceedings enumerated by the Department of Public Works under SCC 13.100.070.

Section 5. Under chapter 36.87 RCW and chapter 13.100 SCC, the vacation of the county road-right-of-way granted herein shall not take effect unless within one year of the date this ordinance is passed by the council. Paul and Maria Lund, have paid the county for the value of the road right-of way vacated according to the schedule set forth in SCC 13.100.080. Per SCC 13.100.040 (7)(c) The right-of-way is determined to be a Class C in which the County has an easement and public expenditures were made. Per SCC 13.100.080 (2)(b), compensation must be paid for the vacation of said road right-of way in an amount equal to fifty percent (50%) of the appraised value as determined in accordance with SCC 13.100.085 which compensates totals \$ 5,174.00, which must be paid within one year from the date of this Ordinance or else said road right-of way shall not be deemed vacated as provided in SCC 13.100.080(4).

Section 6. The county shall retain an easement rights in the vacated right-of-way for utilities and for the benefit of the county for the construction, repair and maintenance of public utilities and services within the right-of-way as provided in RCW 36.87.40 and SCC 13.100.100.

Section 7. Upon the county council clerk receiving confirmation from the Department of Public Works that Paul and Maria Lund have made timely and full payment as required by chapter 36.87 RCW and chapter 13.100 SCC, this ordinance and become effective. In the event Paul and Maria Lund fails to make payment of the compensation required within one year of the date this ordinance is passed by council, this ordinance shall automatically become void and have no further force or effect.

At the hearing, the Council may also consider alternatives/ amendments to the proposed ordinance.

Where to Get Copies of the Proposed Ordinance. Copies of the full ordinance and related documentation are available upon request by calling the Snohomish County Council Office at (425) 388-3494, 1-800-562-4367 x3494, TDD 1-800-877-8339, or by e-mailing [Contact.Council@snoco.org](mailto:Contact.Council@snoco.org)

Website Access. The proposed ordinance is also available on the

County Council's website at <https://snhomishcountywa.gov/2134/Council-Hearings-Calendar>.  
Public Testimony. All interested persons may provide public testimony in person and remotely. Written testimony is encouraged and may be sent to Snohomish County Council, 3000 Rockefeller Avenue, M/S 609, Everett, WA 98201, fax to 425 388-3496, or e-mail to [contact.council@snoco.org](mailto:contact.council@snoco.org). Submitting testimony 24 hours prior to the hearing will ensure copies are provided to Council and appropriate staff prior to the hearing. (Note: All public testimony are public records and may be subject to disclosure pursuant to RCW Chapter 42.56. Any contact information provided will be available to the public on the Council's website.)

American Disabilities Act Notice: For hearings held in the Council Board Room, accommodations for persons with disabilities are available upon request. Please make arrangements one week prior to the hearing by calling Elena Lao at 425-388-3494, 1-800-562-4367 x3494, TDD 1-800-877-8339, or e-mail [elena.lao@snoco.org](mailto:elena.lao@snoco.org).  
Dated this 7th day of July, 2021.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington  
/s/ Stephanie Wright  
Council Chair

ATTEST:  
/s/ Elena Lao  
Asst. Clerk of the Council  
143686  
Published: July 14, 21, 2021.

EDH932505

Ord 21-037  
Enactment

# Everett Daily Herald

## Affidavit of Publication

State of Washington }

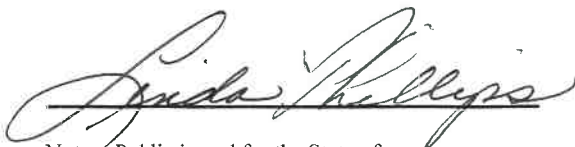
County of Snohomish } ss

Maggie Boyd being first duly sworn, upon oath deposes and says: that he/she is the legal representative of the Everett Daily Herald a daily newspaper. The said newspaper is a legal newspaper by order of the superior court in the county in which it is published and is now and has been for more than six months prior to the date of the first publication of the Notice hereinafter referred to, published in the English language continually as a daily newspaper in Snohomish County, Washington and is and always has been printed in whole or part in the Everett Daily Herald and is of general circulation in said County, and is a legal newspaper, in accordance with the Chapter 99 of the Laws of 1921, as amended by Chapter 213, Laws of 1941, and approved as a legal newspaper by order of the Superior Court of Snohomish County, State of Washington, by order dated June 16, 1941, and that the annexed is a true copy of EDH934886 ORDINANCE 21-037 as it was published in the regular and entire issue of said paper and not as a supplement form thereof for a period of 1 issue(s), such publication commencing on 08/06/2021 and ending on 08/06/2021 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$75.24.

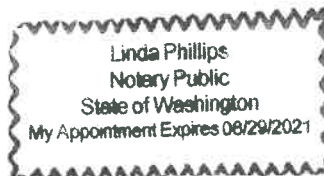
Subscribed and sworn before me on this

16<sup>th</sup> day of August,  
2021.



Notary Public in and for the State of  
Washington.

Snohomish County Public Works | 14143686  
ELENA LAO



SNOHOMISH COUNTY COUNCIL

Snohomish County, Washington

NOTICE OF ENACTMENT

NOTICE IS HEREBY GIVEN, that on July 28, 2021, the Snohomish County Council adopted Ordinance 21-037, which shall be effective pursuant to Sections 4 and 7 of the ordinance. A summary is as follows:

Ordinance No. 21-037

AN ORDINANCE VACATING A PORTION SHORTS SCHOOL ROAD SNOHOMISH COUNTY ROAD RIGHT-OF-WAY

Section 1. The Council adopts and incorporates the foregoing recitals as findings as if set forth fully herein.

Section 2. The County Council finds that the county road right-of-way described in Exhibit A and depicted in Exhibit B, both attached and incorporated by reference into the Ordinance is useless for county road purposes and the public will be benefitted by their vacation.

Section 3. The county road right-of-way described and depicted in the attached exhibits are vacated upon satisfaction of the terms and condition contained in the ordinance.

Section 4. Under Chapter 13.100 SCC, the vacation of the county road ROW shall not take effect unless within one year of the date this ordinance is passed by council. Department of Public Works files a certification with the Clerk of the Council stating the Petitioners have paid the costs and expenses of the proceedings enumerated by the DPW under SCC 13.100.070.

Section 5. The petitioner shall grant and record an easement to the County over the vacated road ROW, comprising that alignment of the ROW set forth in the 1908 road survey as shown on Exhibit B, for utilities and for the benefit of the County for the construction, repair and maintenance of public utilities and services within the road ROW as provided in RCW 36.87.40 and SCC 13.100.100.

Section 6. The county shall retain an easement rights in the vacated right-of-way for utilities and for the benefit of the county for the construction, repair and maintenance of public utilities and services within the right-of-way as provided in RCW 36.87.40 and SCC 13.100.100.

Section 7. Upon the county council clerk receiving confirmation from the Department of Public Works that Paul and Maria Lund have made timely and full payment as required by chapter 36.87 RCW and chapter 13.100 SCC, this ordinance and become effective. In the event Paul and Maria Lund fails to make payment of the compensation required within one year of the date this ordinance is passed by council, this ordinance shall automatically become void and have no further force or effect.

Copies of the Ordinance. To request copies of the ordinance, please call 425-388-3494, 1-800-562-4367 x3494, TDD 1-800-877-8339, or e-mail [Contact.Council@snoco.org](mailto:Contact.Council@snoco.org). The ordinance is also available on the County webpage at <https://snohomishcountywa.gov/2134/Council-Hearings-Calendar> or <https://snohomish.legistar.com>.

Dated this 4th day of August, 2021.

/s/ Elena Lao

Asst. Clerk of the Council

143686

Published: August 6, 2021.

EDH934886