

# Everett Daily Herald

## Affidavit of Publication

SNOHOMISH COUNTY COUNCIL

RECEIVED \_\_\_\_\_ TIME \_\_\_\_\_

State of Washington }

County of Snohomish } ss

MAY 10 2021

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 EDH926609 ORDINANCE 21-020 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 05/06/2021 and ending on 05/06/2021 and that said newspaper was regularly distributed to its subscribers during all of said period.

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

The amount of the fee for such publication is \$167.64.

Linda Phillips



Subscribed and sworn before me on this

6<sup>th</sup> day of May  
2021

Linda Phillips

Notary Public in and for the State of Washington.

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 on May 19, 2021, at the hour of 10:30 a.m., via Zoom to consider proposed Ordinance No. 21-020.

Note: Due to the COVID-19 state of emergency, Snohomish County Council public hearings are being held remotely. Up-to-date hearing information are available on the Council's Agenda, Meeting, and Legislation webpage (<https://snohomish.legistar.com>); or contact the Council Clerk at 425-388-3494, or email at [contact.council@snoco.org](mailto:contact.council@snoco.org).

Zoom Webinar Information: Join online at <https://zoom.us/j/94846850772> or by telephone call to 1-253-215-8782 or 1-301-715-8592. Meeting ID: 948 4685 0772.

ORDINANCE NO. 21-020

AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN SNOHOMISH COUNTY AND FRENCH SLOUGH FLOOD CONTROL DISTRICT FOR ACCOMMODATING SURFACE WATER IN FRENCH SLOUGH FLOOD CONTROL DISTRICT

WHEREAS, development of upland areas adjacent to the French Slough Flood Control District (the "District"), some of which are within unincorporated Snohomish County, contributes storm and surface water into some portions of the District which are also within unincorporated Snohomish County; and

WHEREAS, the County adopted Ordinance No. 15-069 repealing Title 25 of the Snohomish County Code (SCC) and enacting a new Title 25 relating to storm and surface water management which established a watershed management area (WMA) adjacent to and including the District known as the Snohomish WMA and provides for the imposition of service charges on property within such WMA; and

WHEREAS, the County adopted Amended Ordinance No. 17-020, eliminating watershed management areas in favor of a single surface water management utility district, which includes territory adjacent to and including the District; and

WHEREAS, the District assists the County manage storm and surface water from and within the surface water management utility district; and

WHEREAS, in 2007 the District and the County executed the "Interlocal Agreement for Accommodating Surface Water in French Slough Flood Control District" (County Auditor recording #200709200147), under which the County distributed \$17,000 of service charges to the District in 2007, \$8,500 of service charges to the District each year for the years 2008-2009, and an additional \$8,500 in 2010 through Amendment No. 1 (County Auditor recording #201005170501) to the 2007 Interlocal Agreement; and

WHEREAS, in 2011 the District and the County executed the "Interlocal Agreement For Accommodating Surface Water in French Slough Flood Control District" (County Auditor recording #20114180245), under which the County distributed \$8,500 of service charges to the District each year for the years 2011-2015; and

WHEREAS, in 2016 the District and the County executed the "Interlocal Agreement For Accommodating Surface Water in French Slough Flood Control District" ), under which the County distributed a total of \$59,812 of service charges to the District for years 2016-2020, with the final payment in 2020 being \$12,571; and

WHEREAS, the County and the District have negotiated the terms of a new "Interlocal Agreement Between Snohomish County and French Slough Flood Control District for Accommodating Surface Water in French Slough Flood Control District" ("2021 Interlocal Agreement") under which the County shall reimburse the District for certain costs incurred each calendar year 2021 through 2025; and

WHEREAS, the 2021 Interlocal Agreement provides for payment

adjustments based on the consumer price index for the previous year, not to exceed a three percent increase per year. The 2021 payment calculation under this Agreement shall use the 2020 County payment of \$12,571 as the previous year's payment to which the CPI will be applied; and

WHEREAS, the District approved the 2021 Interlocal Agreement on \_\_\_\_\_ and

WHEREAS, the county council held a public hearing on \_\_\_\_\_ 2021, to consider authorizing the county executive to execute the Interlocal Agreement Between Snohomish County and French Slough Flood Control District for Accommodating Surface Water in French Slough Flood Control District;

**NOW, THEREFORE, BE IT ORDAINED:**  
**Section 1.** The county council hereby adopts the foregoing recitals as findings of fact and conclusions as if set forth in full herein.

**Section 2.** The county council hereby authorizes the county executive to execute the "Interlocal Agreement Between Snohomish County and French Slough Flood Control District for Accommodating Surface Water in French Slough Flood Control District" in the form set forth as Exhibit A hereto.

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

Where to Get Copies of Proposed Ordinance: Copies of the proposed ordinance and related documentation may be requested by calling the Snohomish County Council Office at (425) 388-3494, 1-800-562-4367 x3494, TDD 1-800-877- 8339, or e-mail [ContactCouncil@snoco.org](mailto:ContactCouncil@snoco.org). While the Council office is closed due to the emergency response to COVID-19, copies will not be available for pickup until the office reopens.

Website Access: The ordinance can also be accessed through the County Council's internet website at:

<https://www.snohomishcountywa.gov/2134/Council-Hearings-Calendar>

Public Testimony: All interested persons may provide public testimony by remote participation. 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 that testimony is provided to the Council and appropriate staff in advance of the hearing. (Note: All public testimony are public records and may be subject to disclosure pursuant to RCW Chapter 42.56. Any contact information you provide, including address, e-mail address, and phone number, 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 4th day of May, 2021.

/s/ Elena Lao  
Asst. Clerk of the Council  
107024

Published: May 6, 2021.

EDH926609

# Everett Daily Herald

## Affidavit of Publication

State of Washington }  
County of Snohomish } ss

SNOHOMISH COUNTY COUNCIL  
RECEIVED \_\_\_\_\_ TIME \_\_\_\_\_

JUN 14 2021

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

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 EDH929554 ORDINANCE 21-020 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 06/09/2021 and ending on 06/09/2021 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$120.12.

Dicy Sheppard

Subscribed and sworn before me on this 9th day of June, 2021.

Linda Phillips

Notary Public in and for the State of Washington.



SNOHOMISH COUNTY COUNCIL

Snohomish County, Washington

NOTICE OF ENACTMENT

NOTICE IS HEREBY GIVEN, that on May 19, 2021, the Snohomish County Council adopted Ordinance No. 21-020, which will be effective June 11, 2021.

ORDINANCE NO. 21-020

AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN SNOHOMISH COUNTY AND FRENCH SLOUGH FLOOD CONTROL DISTRICT FOR ACCOMMODATING SURFACE WATER IN FRENCH SLOUGH FLOOD CONTROL DISTRICT

WHEREAS, development of upland areas adjacent to the French Slough Flood Control District (the "District"), some of which are within unincorporated Snohomish County, contributes storm and surface water into some portions of the District which are also within unincorporated Snohomish County, and

WHEREAS, the County adopted Ordinance No. 15-069 repealing Title 25 of the Snohomish County Code (SCC) and enacting a new Title 25 relating to storm and surface water management which established a watershed management area (WMA) adjacent to and including the District known as the Snohomish WMA and provides for the imposition of service charges on property within such WMA, and

WHEREAS, the County adopted Amended Ordinance No. 17-020, eliminating watershed management areas in favor of a single surface water management utility district, which includes territory adjacent to and including the District, and

WHEREAS, the District assists the County manage storm and surface water from and within the surface water management utility district, and

WHEREAS, in 2007 the District and the County executed the "Interlocal Agreement for Accommodating Surface Water in French Slough Flood Control District" (County Auditor recording #200709200147), under which the County distributed \$17,000 of service charges to the District in 2007, \$8,500 of service charges to the District each year for the years 2008-2009, and an additional \$8,500 in 2010 through Amendment No. 1 (County Auditor recording #201006170501) to the 2007 Interlocal Agreement, and

WHEREAS, in 2011 the District and the County executed the "Interlocal Agreement For Accommodating Surface Water in French Slough Flood Control District" (County Auditor recording #20114180245), under which the County distributed \$8,500 of service charges to the District each year for the years 2011-2015, and

WHEREAS, in 2016 the District and the County executed the "Interlocal Agreement For Accommodating Surface Water in French Slough Flood Control District" ), under which the County distributed a total of \$59,812 of service charges to the District for years 2016-2020, with the final payment in 2020 being \$12,571, and

WHEREAS, the County and the District have negotiated the terms of a new "Interlocal Agreement Between Snohomish County and French Slough Flood Control District for Accommodating Surface Water in French Slough Flood Control District" ("2021 Interlocal Agreement") under which the County shall reimburse the District for certain costs incurred each calendar year 2021 through 2025, and

WHEREAS, the 2021 Interlocal Agreement provides for payment adjustments based on the consumer price index for the previous year, not to exceed a three percent increase per year. The 2021 payment calculation under this Agreement shall use the 2020 County payment of \$12,571 as the previous year's payment to which the CPI will be applied; and

WHEREAS, the District approved the 2021 Interlocal Agreement on February 11, 2021; and

WHEREAS, the county council held a public hearing on May 19, 2021, to consider authorizing the county executive to execute the Interlocal Agreement Between Snohomish County and French Slough Flood Control District for Accommodating Surface Water in French Slough Flood Control District;

NOW, THEREFORE, BE IT ORDAINED:  
Section 1. The county council hereby adopts the foregoing recitals as findings of fact and conclusions as if set forth in full herein.  
Section 2. The county council hereby authorizes the county executive to execute the "Interlocal Agreement Between Snohomish County and French Slough Flood Control District for Accommodating Surface Water in French Slough Flood Control District" in the form set forth as Exhibit A hereto.  
Copies of the Ordinance: To request copies of the ordinance, please call 425-366-3494, 1-800-562-4367 x3494, TDD 1-800-877-8339, or e-mail [ContactCouncil@snoco.org](mailto:ContactCouncil@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 3rd day of June, 2021.  
/s/ Elena Lao  
Asst. Clerk of the Council  
107024  
Published: June 9, 2021. EDH929554