

1 SNOHOMISH COUNTY COUNCIL
2 Snohomish County, Washington

3
4 ORDINANCE NO. 25-010

5
6 CORRECTING A CLERICAL ERROR IN AMENDED ORDINANCE NOS. 24-031, 24-
7 032, AND 24-033 RELATING TO THE EFFECTIVE DATE OF THE GROWTH
8 MANAGEMENT ACT COMPREHENSIVE PLAN 2024 UPDATE
9

10 WHEREAS, on December 4, 2024, the Snohomish County Council adopted
11 Amended Ordinance No. 24-031, Amended Ordinance No. 24-032, and Amended
12 Ordinance No. 24-033, ordinances adopted to update the County's Growth
13 Management Act Comprehensive Plan (GMACP) as required in RCW 36.70A.130; and
14

15 WHEREAS, due to a clerical error, the language from adopted amendment
16 sheets for each of the ordinances was erroneously transcribed, resulting in language in
17 the published ordinances that does not match the language adopted by Council in
18 Amendment No. 1 to Amended Ordinance No. 24-031, Amendment No. 1 to Amended
19 Ordinance No. 24-032, and Amendment No. 1 to Amended Ordinance No. 24-033; and
20

21 WHEREAS, this erroneously transcribed language provides the wrong statement
22 of the effective dates for each ordinance; and
23

24 WHEREAS, the County Council desires to correct this clerical error so the
25 published effective date of each ordinance reflects what Council adopted on December
26 4, 2024; and
27

28 WHEREAS, the County Council expressly intends for the amendments contained
29 in this ordinance to have retroactive effect, as provided in Section 4 herein; and
30

31 WHEREAS, the amendments in this ordinance are curative because they correct
32 a clerical error and align the effective dates of each ordinance with the Council's action
33 and legislative intent as expressed on December 4, 2024, and with the effective date of
34 the other ordinances adopted on December 4, 2024, as part of the County's GMACP
35 update; and
36

37 WHEREAS, on _____, 2025, the County Council held a public hearing
38 after proper notice, and considered public comment and the entire record related to the
39 amendments in this ordinance; and
40

41 WHEREAS, following the public hearing, the County Council deliberated on the
42 amendments contained in this ordinance;
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44 NOW, THEREFORE, BE IT ORDAINED:
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1 Section 1. Section 9 of Amended Ordinance No. 24-031, adopted on December
2 4, 2024, is amended to read:

3
4 Section 9. (~~The effective date of this ordinance is as provided in the Snohomish~~
5 ~~County Charter Section 2.110 and SCC 2.48.126, except as follow. Consistent with~~
6 ~~RCW 36.70A.067, the effective date of this ordinance is after the latest of the following~~
7 ~~dates: (1) 60 days after the date of publication of notice of adoption of this ordinance, as~~
8 ~~provided in RCW 36.70A.290(2); or (2) if a petition for review to the Growth~~
9 ~~Management Hearings Board is timely filed, upon issuance of the Board's final order~~
10 ~~affirming the ordinance or a decision by a court of law concluding the ordinance~~
11 ~~complies with the GMA.)) The effective date of this ordinance is as provided in the
12 Snohomish County Charter Section 2.110 and SCC 2.48.126, except as follows.
13 Consistent with RCW 36.70A.067, UGA expansion and related zoning in this ordinance
14 is not effective until after the latest of the following dates: (1) 60 days after the date of
15 publication of notice of adoption of this ordinance, as provided in RCW 36.70A.290(2);
16 or (2) if a petition for review to the Growth Management Hearings Board is timely filed
17 challenging a UGA expansion, upon issuance of the Board's final order affirming the
18 UGA expansion or a decision by a court of law concluding the UGA expansion complies
19 with the GMA.~~

20
21 Section 2. Section 8 of Amended Ordinance No. 24-032, adopted on December
22 4, 2024, is amended to read:

23
24 Section 8. (~~Consistent with RCW 36.70A.067, the effective date of this~~
25 ~~ordinance is after the latest of the following dates: (1) 60 days after the date of~~
26 ~~publication of notice of adoption of this ordinance, as provided in RCW 36.70A.290(2);~~
27 ~~or (2) if a petition for review to the Growth Management Hearings Board is timely filed,~~
28 ~~upon issuance of the Board's final order affirming the ordinance or a decision by a court~~
29 ~~of law concluding the ordinance complies with the GMA.)) The effective date of this
30 ordinance is as provided in the Snohomish County Charter Section 2.110 and SCC
31 2.48.126, except as follows. Consistent with RCW 36.70A.067, UGA expansion and
32 related zoning in this ordinance is not effective until after the latest of the following
33 dates: (1) 60 days after the date of publication of notice of adoption of this ordinance, as
34 provided in RCW 36.70A.290(2); or (2) if a petition for review to the Growth
35 Management Hearings Board is timely filed challenging a UGA expansion, upon
36 issuance of the Board's final order affirming the UGA expansion or a decision by a court
37 of law concluding the UGA expansion complies with the GMA.~~

38
39 Section 3. Section 40 of Amended Ordinance No. 24-033, adopted on December
40 4, 2024, is amended to read:

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42 Section 40. (~~Consistent with RCW 36.70A.067, the effective date of this~~
43 ~~ordinance is after the latest of the following dates: (1) 60 days after the date of~~
44 ~~publication of notice of adoption of this ordinance, as provided in RCW 36.70A.290(2);~~
45 ~~or (2) if a petition for review to the Growth Management Hearings Board is timely filed,~~

1 ~~upon issuance of the Board's final order affirming the ordinance or a decision by a court~~
2 ~~of law concluding the ordinance complies with the GMA.))~~ The effective date of this
3 ordinance is as provided in the Snohomish County Charter Section 2.110 and SCC
4 2.48.126, except as follows. Consistent with RCW 36.70A.067, UGA expansion and
5 related zoning in this ordinance is not effective until after the latest of the following
6 dates: (1) 60 days after the date of publication of notice of adoption of this ordinance, as
7 provided in RCW 36.70A.290(2); or (2) if a petition for review to the Growth
8 Management Hearings Board is timely filed challenging a UGA expansion, upon
9 issuance of the Board's final order affirming the UGA expansion or a decision by a court
10 of law concluding the UGA expansion complies with the GMA.

11
12 Section 4. The amendments in this ordinance shall have a retroactive effect,
13 such that Amended Ordinance No. 24-031, Amended Ordinance No. 24-032, and
14 Amended Ordinance No. 24-033 shall be deemed to have included the correct effective
15 date clause when they were adopted by the Snohomish County Council on December
16 4, 2024.

17
18 PASSED this ___ day of _____, 2025.

19
20 SNOHOMISH COUNTY COUNCIL
21 Snohomish County, Washington

22
23 _____
24 Chairperson

25
26 ATTEST:

27
28 _____
29 Asst. Clerk of the Council

30
31 () APPROVED

32
33 () EMERGENCY

34
35 () VETOED

36 DATE: _____

37
38
39 _____
40 County Executive

41
42 ATTEST:

43
44 _____
45

1 Approved as to form only:

2

3  1/24/2025

4 Deputy Prosecuting Attorney

5