

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 23-014 on Wednesday, March 22, 2023, at the hour of 10:30 a.m. in the Jackson Board Room, 8th Floor, 3000 Rockefeller Ave, Everett, WA, with remote access via the following Zoom link:

Zoom Webinar Information:

Join online at <https://zoom.us/j/94846850772>
Join by Phone: (253) 215-8782 - Meeting ID: 948 4685 0772

PROPOSED ORDINANCE NO. 23-014

APPROVING AND AUTHORIZING THE SNOHOMISH COUNTY COUNCIL TO RATIFY AND
CONFIRM TERMINATION OF ABC AGREEMENTS WITH THE UNITED STATES ARMY
CORPS OF ENGINEERS

WHEREAS, Snohomish County (the "County") entered a Resolution to Assume Obligations of Local Participation (ABC agreements) with the Army Corps of Engineers for levees known as Fern Bluff Levee, Crabbs Levee, Robe Hill Levee, Marshland, and Schlamp Levee; and

WHEREAS, the levees were built before current environmental regulations were enacted including the Federal Clean Water Act, the Endangered Species Act, the State Water Pollution Control Act, the Washington Shoreline Management Act, making levee maintenance permitting more challenging; and

WHEREAS, the levees were built to protect private property and do not serve a direct public purpose; and

WHEREAS, the levees have been abandoned with no record of maintenance in over 30 years, except for repairs of the Schlamp levee in 1995; and

WHEREAS, the County Council held a public hearing on _____, 2023, to ratify and confirm termination of these ABC agreements attached as Exhibit A and shown on a map attached as Exhibit B to this ordinance on the County's behalf;

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 ratifies and affirms that the ABC Agreements have been abandoned and otherwise terminated due to the lack of any primary public benefit or purpose served by the Agreements and requests that the US Army Corps of Engineers accepts and confirms termination of the ABC of the *ABC Agreements* for Fern Bluff Levee, Crabbs Levee, Robe Hill Levee, Marshland, and Schlamp Levee.

At the Public Hearing, the Council may consider additional alternatives/amendments to the proposed ordinance.

Where to Get Copies of Proposed Ordinance: Copies of the ordinance and related documents are available upon request by calling the 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.

Website Access: The ordinance and related documents can be accessed on the Council's website at <https://snohomish.legistar.com/Legislation.aspx> (File # 2023-0130) or <https://snohomishcountywa.gov/2134/Council-Hearings-Calendar>.

Public Testimony: Anyone interested may testify in person or by remote participation. Written testimony may be sent to Snohomish County Council, 3000 Rockefeller Ave M/S 609, Everett, WA 98201, or e-mailed to contact.council@snoco.org. Submitting testimony 24 hours prior to the hearing will ensure copies are distributed to Councilmembers and appropriate staff in advance of the hearing.

American with Disabilities Act Notice: 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 by e-mailing elena.lao@snoco.org.

Dated this 2nd day of March, 2023.



Deputy Clerk of the Council

Publish: March 8, 2023

SUBMIT AFFIDAVIT TO: Council
SUBMIT INVOICE TO: Conservation and Natural Resources - 107027

