

**Document Type: Executive Order**

**EO 24-01 ORDER DECLARING A LOCAL EMERGENCY WHERE 12TH AVE NW CROSSES MISSION CREEK ON TULALIP TRIBES RESERVATION**

**Document Information**

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| <b>1. Type:</b> Executive Order                       | <b>Governing Department:</b> Executive Office |
| <b>2. Functional Owner:</b>                           | Lacey Harper, Executive Director              |
| <b>3. Status:</b> Active                              | <b>Next Review:</b> 12/31/2025                |
| <b>4. Regulatory Source(s):</b> Snohomish County Code | <b>Other:</b> NA                              |
| <b>5. Regulatory Chapter Number(s):</b> SCC 3.04.200  |                                               |
| <b>6. Chapter title:</b> Emergencies                  |                                               |
| <b>7. Retention Schedule:</b> 3 Years                 | <b>Designation:</b> Essential                 |
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**PURPOSE:**

- I. To declare a local emergency where 12th Ave NW crosses Mission Creek on Tulalip Tribes Reservation

**DISCUSSION:**

- I. On Friday March 1st at 3:00 pm there was a total culvert collapse and subsequent road washout on 12th Ave NW where it crosses Mission Creek that has destroyed the only passable road for the 7 habitable homes and 23 residents residing on the North side of Mission Creek.
- II. The population of the homeowners affected includes multiple residents who are physically challenged and cannot safely walk across the creek in its current state to get to a drivable road on the other side of the creek. Some of the specific concerns is one resident who is a victim of a stroke, another one who is a heart attack victim and another resident who is immobile without walker, among others.
- III. All of the residents on the North Side of Mission Creek on 12th Ave NW no longer have access to basic needs: Food, medicine, medical care, school transportation, transportation to and from work, and basic day to day needs. There is also an inability for first responders (police, fire, paramedics, etc) to come to the aid of these residents and as such the affected residents are completely cut off from emergency services. Among the households are two school age children who are getting to school by crossing a temporary pedestrian bridge built out of scaffolding and wood.

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- IV. 12th Ave NW is the only maintained road for all of the residents on the north side of the washed out Mission Creek culvert and therefore these residents are stranded. There is no other legal route out of the affected area.
- V. The water line that serves the seven households was severed cutting off appropriate potable water supply. There is a temporary solution currently installed, however, it does not meet standards and needs to have a permanent fix.
- VI. Pursuant to chapter 38.52 RCW and chapter 2.36 SCC, Executive Somers has broad authority to issue, amend, and rescind orders on matters reasonably related to the protection of life and property.

**ACTION:**

- I. It is hereby declared under RCW 38.52.70 that a State of Emergency exists in 6500 Block of 12th Ave NW Marysville WA, as a result of the aforementioned conditions, which significantly impacts the life and health of our residents, the economy of Snohomish County, and is a disaster that affects life, health, property, or the public peace.
- II. I hereby direct partners, staff, and volunteers to take actions deemed necessary to otherwise mitigate and prevent impacts and potential impacts upon private property and publicly owned infrastructure, including any necessary actions needed to obtain emergency permitting through municipal, county, state or federal agencies.
- III. In order to prepare for, prevent and respond to this emergency, pursuant to SCC 3.04.200, RCW 36.40.180, RCW 38.52.070(2), and RCW 39.04.280(3), the requirements of competitive bidding and public notice are hereby waived with reference to any contract relating to the county's lease or purchase of supplies, equipment, personal services or public works as defined by RCW 39.04.010, or to any contract for the selection and award of professional and/or technical consultant contracts. Each designated department is hereby authorized to exercise the powers vested in this proclamation in light of the demands of a dangerous and escalating emergency situation without regard to time consuming procedures and formalities otherwise normally prescribed by law (excepting mandatory constitutional requirements).
- IV. A copy of this declaration, the extent practicable, shall be posted at 3000 Rockefeller Ave. Everett, WA 98201 and shall be made available to members of the local news media and the general public.

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**CANCELLATION:**

This Emergency Executive Order will remain in effect until cancelled, suspended, or upon the Executive’s issuance of a proclamation declaring an end to the Emergency, whichever shall occur first.

Dated this 18th day of March, 2024.

**APPROVED:**



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Dave Somers

Snohomish County Executive

**REVISION TABLE**

Date	Description of changes
03/18/2024	Initial Release