

SNOHOMISH COUNTY COUNCIL
SNOHOMISH COUNTY, WASHINGTON



CO00019552

AMENDED ORDINANCE NO. 99-076
ADOPTING COUNTY INITIATED AREA-WIDE REZONE
RELATING TO COMMERCIAL AND INDUSTRIAL USES
WITHIN RURAL AREAS
PURSUANT TO CHAPTER 32.07 SCC

WHEREAS, RCW 36.70A.130 and .470 direct counties planning under the Growth Management Act (GMA) to adopt procedures for interested persons to propose amendments and revisions to the comprehensive plan or development regulations; and

WHEREAS, the Snohomish County Council adopted Revised Motion 96-389 setting the 1996 final docket of proposed amendments to the comprehensive plan and development regulations, including direction to the Department of Planning and Development Services (PDS) to prepare plan text and county code amendments to provide a general policy and regulatory framework concerning rural commercial development; and

WHEREAS, PDS completed final review and evaluation of the 1996 final docket, including proposed rural commercial and industrial land use policy and plan map amendments and forwarded a recommendation to the Snohomish County Planning Commission; and

WHEREAS, the planning commission held hearings on the 1996 final docket, including the rural commercial and industrial plan and code amendments, on November 25, 1997, December 16, 1997, January 27, 1998, February 24, 1998, March 10, 1998, and April 21, 1998, and forwarded a recommendation to the county council; and

WHEREAS, the county council adopted Ordinances 98-119 and 98-121 relating to map and text amendments to the GMA Comprehensive Plan and development regulations for Rural Freeway Service and Rural Industrial plan designations and Rural Business (RB), Rural Freeway Service (RFS) and Rural Industrial (RI) zones; and

WHEREAS, the amended plan policies direct the county to rezone all existing commercial and industrial zones in rural areas to either the RB, RFS or RI zones; and

WHEREAS, PDS forwarded a proposed area-wide, county initiated rezone to implement these newly created plan map designations, plan policies and development regulations to the planning commission; and

WHEREAS, the planning commission held hearings on June 22nd and July 27th, 1999 on these proposed rezones and forwarded a recommendation to the county council; and

WHEREAS, the county council conducted hearings on September 29, 1999 and October 27, 1999 to consider the planning commission's recommendation, the entire hearing record, and written and oral testimony submitted during the council hearings.

NOW, THEREFORE, BE IT ORDAINED:

Section 1: The Snohomish County Council makes the following findings of fact and conclusions:

- A. The GMA requires the county to adopt development regulations, including a zoning map, that are consistent with the county's adopted GMA Comprehensive Plan.
- B. The recommended rezone action would rezone a total of approximately 358.5 acres in rural areas from various commercial and rural zones to the Rural Business, Rural Freeway Service, or Rural Industrial zone. The location of the areas to be zoned are shown on one map titled "County Initiated Rezones - Rural Business, Rural Freeway Service, and Rural Industrial - West Portion, with Insets" (attached as Exhibit A). The areas to be rezoned are also shown for each affected parcel on a set of more detailed quarter section maps titled "1999 County Initiated Rezones - Rural Business, Rural Freeway Service, and Rural Industrial, Parcel Map Atlas, February, 1999" (attached as Exhibit B).
- C. The approximate acreage for each recommended zoning change is listed in the following table:

Zoning Changes	
Rezone	Approximate Acreage *
CB to RB	21
PCB to RB	8
NB to RB	37
GC to RB	14
FS to RFS	48
NB to RFS	17
LI to RI	156
HI to RI	55
R-5 to RB	2.5
TOTAL ACREAGE	358.5

* Acreage calculated according to zone boundaries as required by SCC 18.12.060, which establishes zone boundary lines as the centerlines of streets, public alleys, parkways, waterways, or railroad right-of-way lines.

- D. The area-wide rezone includes several properties that previously had a commercial or industrial zone with a contract, conditions, or a concomitant agreement as shown in the following table:

Old Rezone File Number	Location	Old Zone	New Zone
R 23(5-72)	East of Monroe	NB with contract	RB with contract
8510219	Heichel's Corner	NB with conditions	RB with conditions
8912524	SR-92/Getchell Rd.	NB with conditions	RB with conditions
9112388	Startup	CB with conditions	RB with conditions
9209131	SR-92/Getchell Rd.	NB with conditions	RB with conditions
R 24-71	Startup	LI with bond	RI with bond
R 20-80	Smith Island	LI with conditions	RI with conditions
8303069	SR 9/Maltby Rd.	CB with conditions	RB with conditions
8309223	Index	NB with conditions	RB with conditions
8401010	Hartford	LI with conditions	RI with conditions
8501022	Hartford	LI with conditions	RI with conditions
8711511	SR-9/32nd St. SE	PCB with cond.	RB with conditions

- E. William Guimont provided written and oral testimony to the County Council relating to his property ownership at the northwest quadrant of the intersection of Highway 9 and Maltby Road (Tax Parcels 4-022, 4-023, and 4-031). The eastern half of parcel 4-022 (2.5 acres), the entirety of 4-023 and the entirety of 4-031 are currently zoned Commercial Business and are proposed for rezone to Rural Business. The western half of parcel 4-022 (2.5 acres) is currently zoned Rural-5 Acre. Mr. Guimont testified that he has received notification from the State as to a road widening project along SR-9 that will result in the State taking some of his property frontage, thus diminishing the amount of his ownership of Rural Business zoned property. The council finds that the proposed rezone to Rural Business should include the entire 5 acres of Tax Parcel 4-022. Rezoning of the entire site would eliminate dual zoning on a single parcel, and would make the zoning consistent for all three parcels owned by Guimont at that intersection.
- F. The subject rezone of these properties to the RB or RI zones does not affect any of the conditions, contracts or concomitant agreements associated with these zones. However, if any of the conditions or agreements would result in less restrictive requirements than those contained in the RB or RI zones, the requirements of the zone shall prevail.

- G. The area-wide rezone makes the zoning map in rural commercial areas consistent with the corresponding Rural Freeway Service and Rural Industrial designations shown on the Future Land Use Map of the GMA Comprehensive Plan, as amended as part of the 1996 docket.
- H. The area-wide rezone makes the zoning map consistent with Policies LU 6.F.6, LU 6.G.3, and LU 6.H.3 of the GPP.
- I. The area-wide rezone implements the GMA Comprehensive Plan and are consistent with the provisions of the GMA.
- J. The area-wide rezone to the Rural Business, Rural Freeway Service, and Rural Industrial zones specifically meets the requirements of GMA for development in rural areas by
 - (a) reducing the development potential in rural commercial and industrial areas to make future development compatible with other rural uses,
 - (b) maintaining a level of rural character outside of urban growth areas consistent with the requirements of the GMA's rural element (RCW 36.70A.070(5)),
 - (c) containing or otherwise controlling rural development consistent with GMA requirements,
 - (d) limiting developments on the subject sites so that they are consistent with GMA requirements that allow only limited rural development that protects the rural character, and
 - (e) maintaining visual compatibility of rural commercial and industrial uses with adjacent and nearby rural residential uses through the use, setback, height, building size, use size, zoning area size, landscaping, and buffering requirements of the new rural commercial and industrial zones.
- K. The county council concludes that the area-wide rezones bear a substantial relationship to the public health, safety and welfare.
- L. The Draft Supplemental Environmental Impact Statement (DSEIS) (October 7, 1997) to the Final Environmental Impact Statement (FEIS) for the Snohomish County Comprehensive Plan was prepared for the proposed amendments to satisfy the State Environmental Policy Act (SEPA) requirements. A Final Supplemental Environmental Impact Statement (FSEIS) was issued on July 10, 1998 for the proposed amendments. (The FSEIS describes the proposed comprehensive plan and development regulation amendments and analyzes their impacts.)
- M. The amendments are within the scope of analysis contained in the FSEIS and result in no new significant adverse environmental impacts. The DSEIS and FSEIS perform the function of keeping the public apprised of the refinement of the original comprehensive plan proposal by adding new information.
- N. The SEPA requirements with respect to this proposed action have been satisfied by this document.

- O. The public was notified of the public hearings held by the planning commission and the county council by means of published legal notices in The (Everett) Herald and local newspapers. The county also sent notices to taxpayers of record and site addresses as required by SCC 18.73.050. The notices were sent and published as required by Snohomish County Code, applicable state law and the bylaws of the planning commission.
- P. The proposal has been broadly disseminated and opportunities have been provided for written comments and public hearing after effective notice.

Section 2: The county council bases its findings of facts and conclusions on the entire record of the planning commission and the county council, including all testimony and exhibits.

Section 3: Based on the foregoing findings and conclusions, the county council hereby adopts the area-wide rezones as mapped in the following documents which are attached hereto and incorporated by reference into this ordinance as if set forth in full:

- A. County Initiated Rezones, Rural Business, Rural Freeway Service, and Rural Industrial - West Portion, with Insets incorporated (Exhibit A, map), and
- B. Assessor maps showing the rezones (Exhibit B, maps).

Section 4: The county council instructs the Department of Planning and Development Services to revise the zoning maps in accordance with the maps adopted in Section 3 and further directs the department to retain the previous rezone file numbers listed in Section 1.D. for each of these properties on the official zoning maps of the county.

Section 5: Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.

Passed this 27th day of October, 1999.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington



Chair

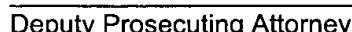
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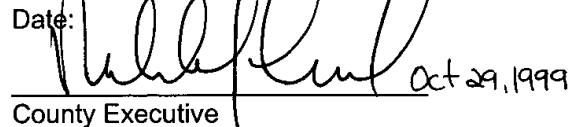
Sheila McCallister
Clerk of the Council, asst.

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(EMERGENCY

Approved as to form:

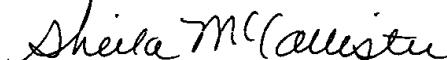


Deputy Prosecuting Attorney



Date: Oct 29, 1999
County Executive

ATTEST:



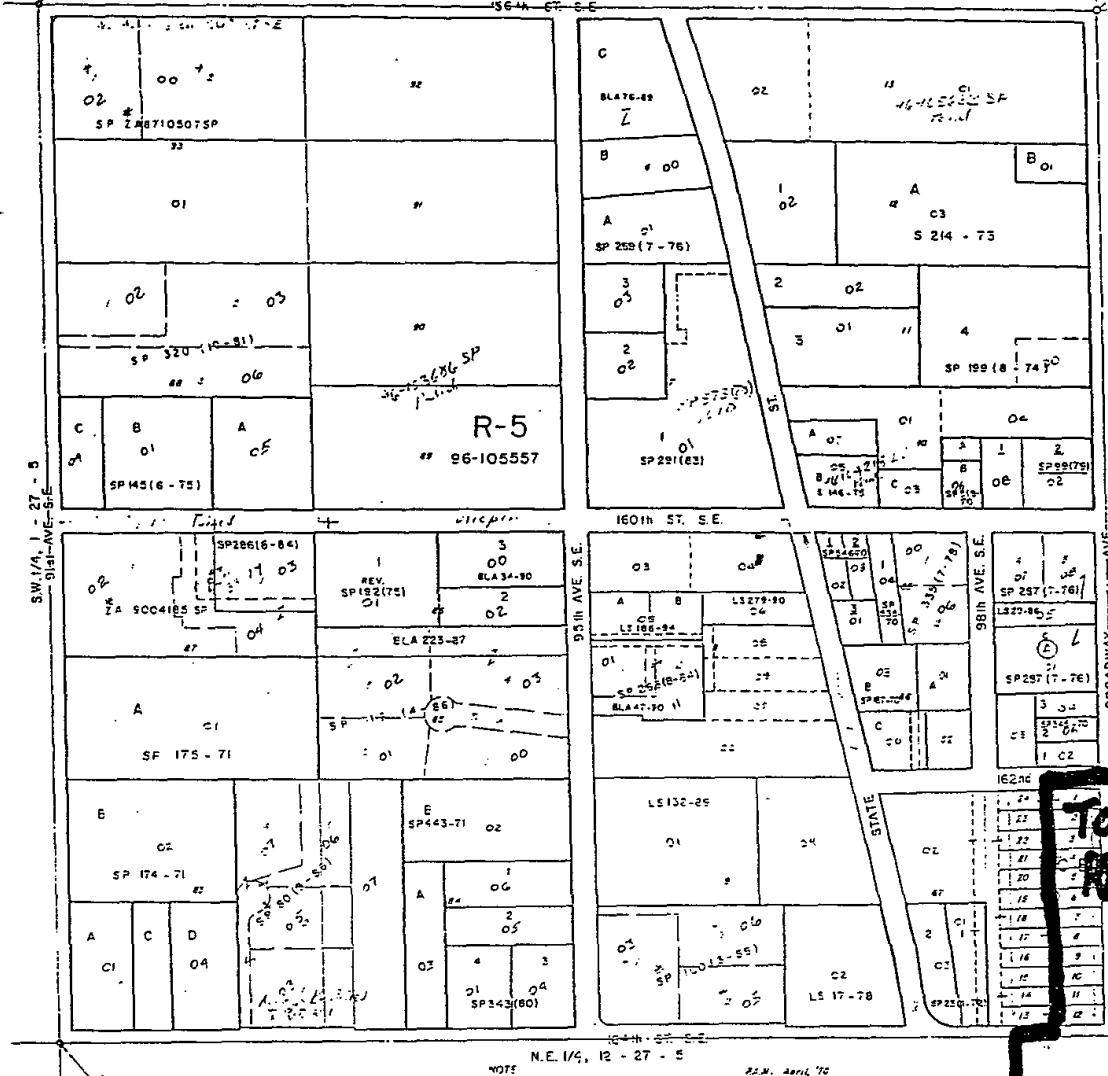
Sheila McCallister

EXHIBIT B

County Initiated Rezones
Rural Business, Rural Freeway Service, and Rural Industrial

Assessor Maps

I = 200
 BM 5900
 PLAT OF CATHCART (4058)
 16TH ST. S.E.



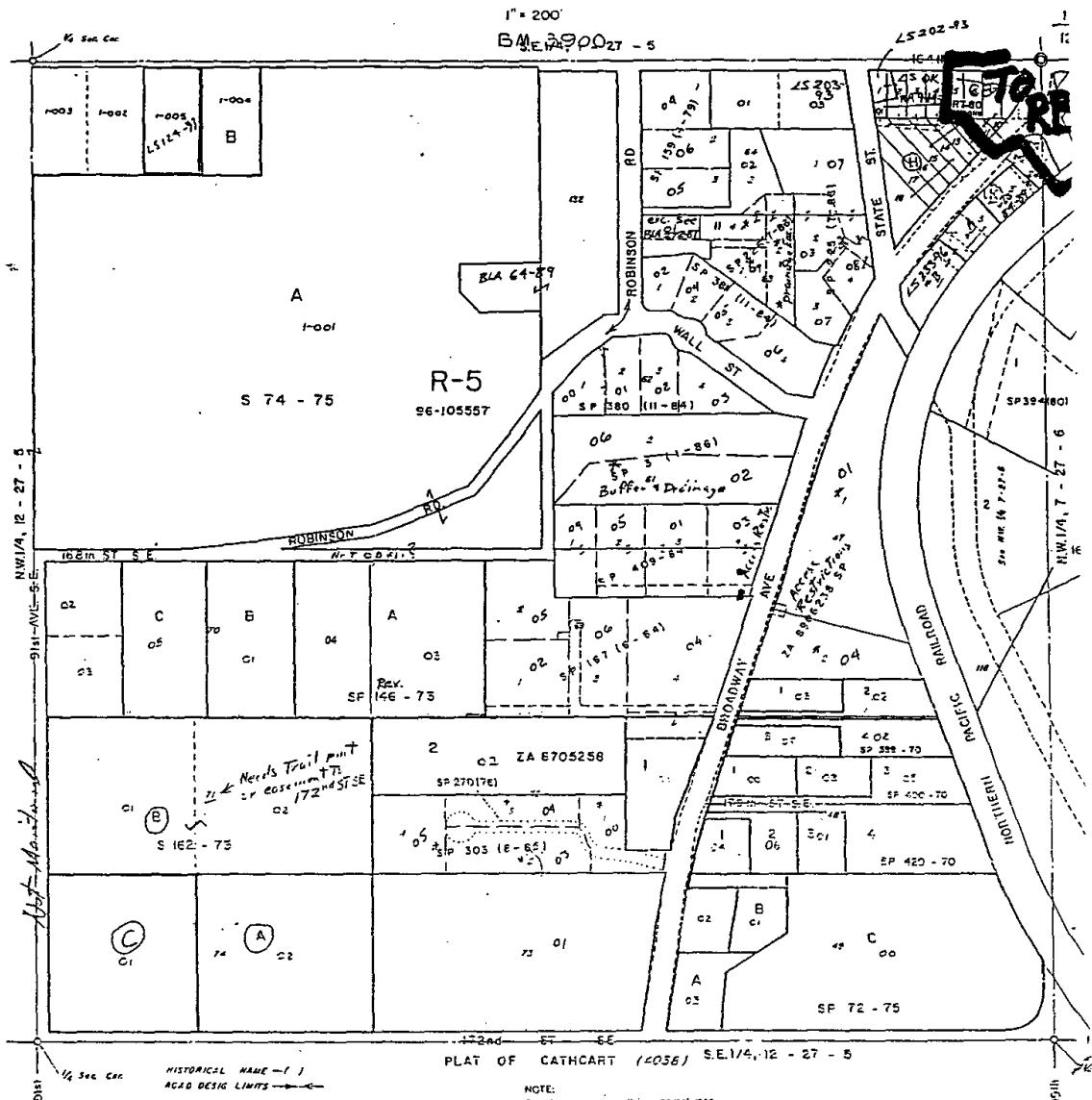
N.E. 1/4, 12 - 27 - 5

F.M. April '76

Scale 1" = 200'

200'
Area
5/16

S.E. 1/4, 1 - 27 - 5



C.M.C. COMP PLAN
COMP PLAN SITE SENSITIVE SECTION

N.E. 1/4, 12 - 27 - 5

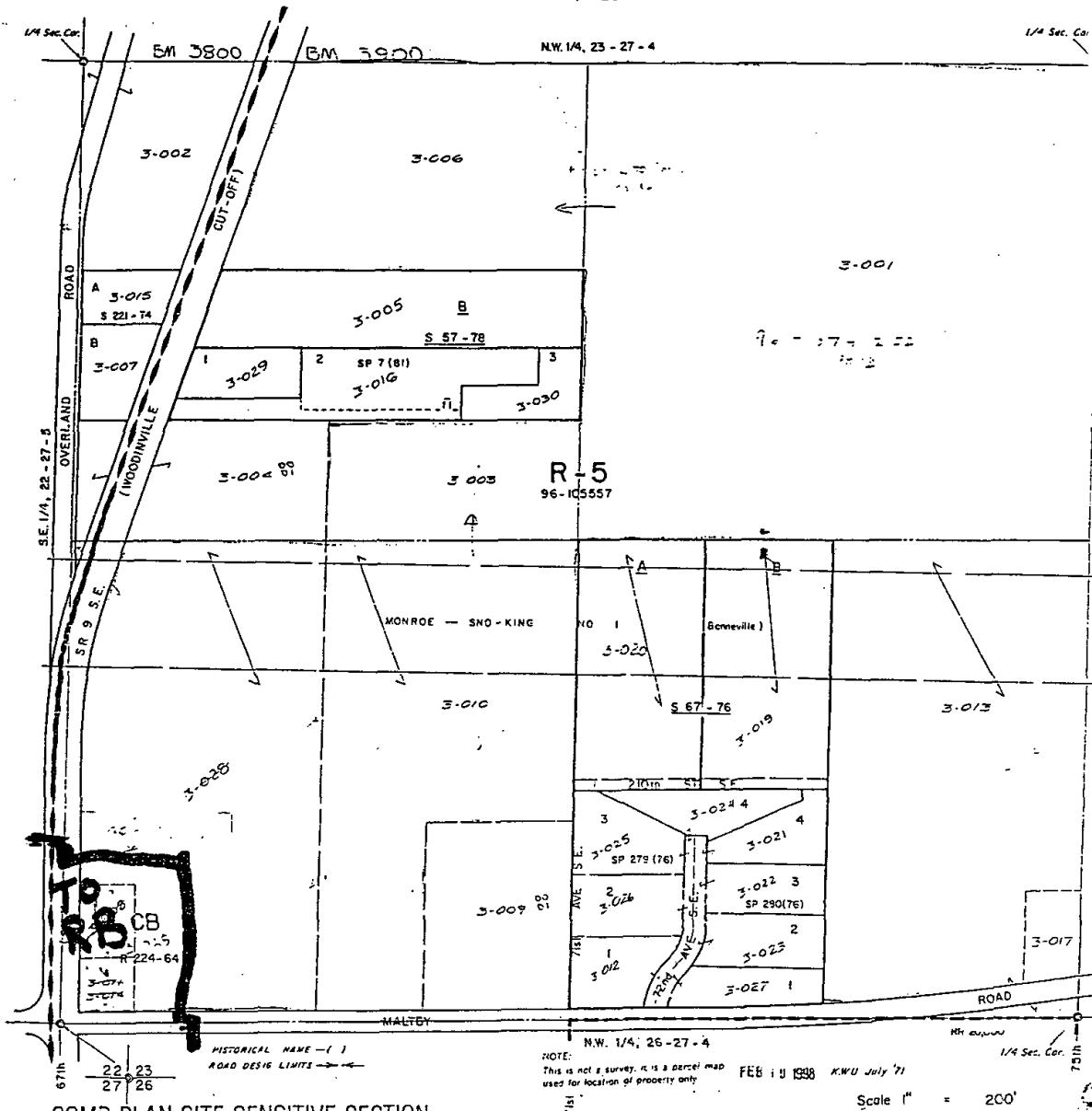
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1st Sec. Co.



COMP PLAN SITE SENSITIVE SECTION
C.M.C. COMP PLAN

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BM 3900

S.W. 1/4, 23 - 27 - 5

MALTBY ROAD

2-002

73rd DR SE.

MARWOOD

MARWOOD PLACE

GREGORY

2-003

R-5

96-105557

2-016

2-019

2-020

2-021

2-025

R-76-68 2021

6

LI UGA

73rd DR SE.

MURRAY LANDS

NORTHWEST RAILROAD

MORSE & SONS PACIFIC

DCL, Sept. 31

RCGE: 11/2 Sec. Con.

**COMP PLAN SITE SENSITIVE SECTION
C.M.C. COMP PLAN**

Feb. 9 1998 Scale 1" = 200' Zone

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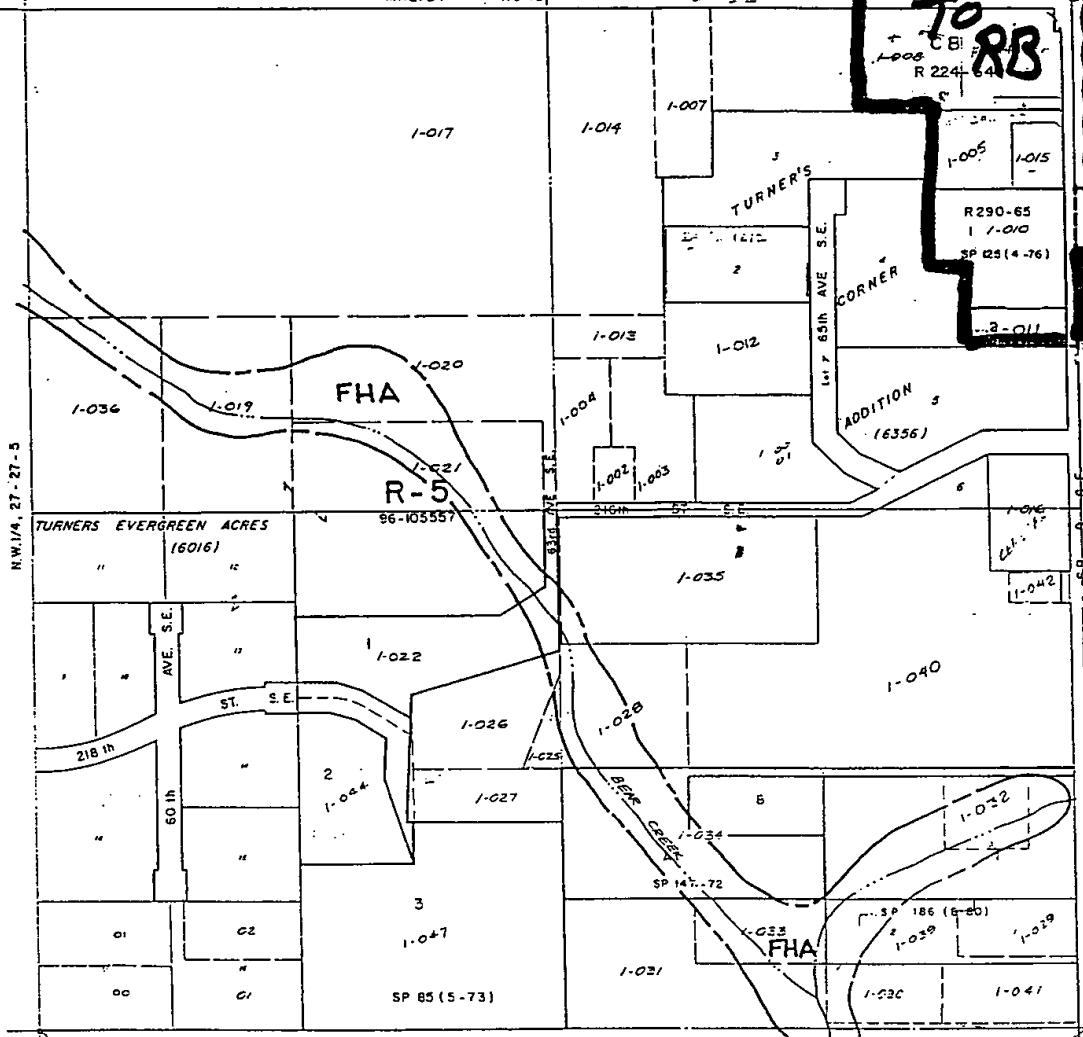
N.W. 1/4, 27 - 27 - 5

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MALTBY ROAD



1/4 Sec. Cor. HISTORICAL NAME ()
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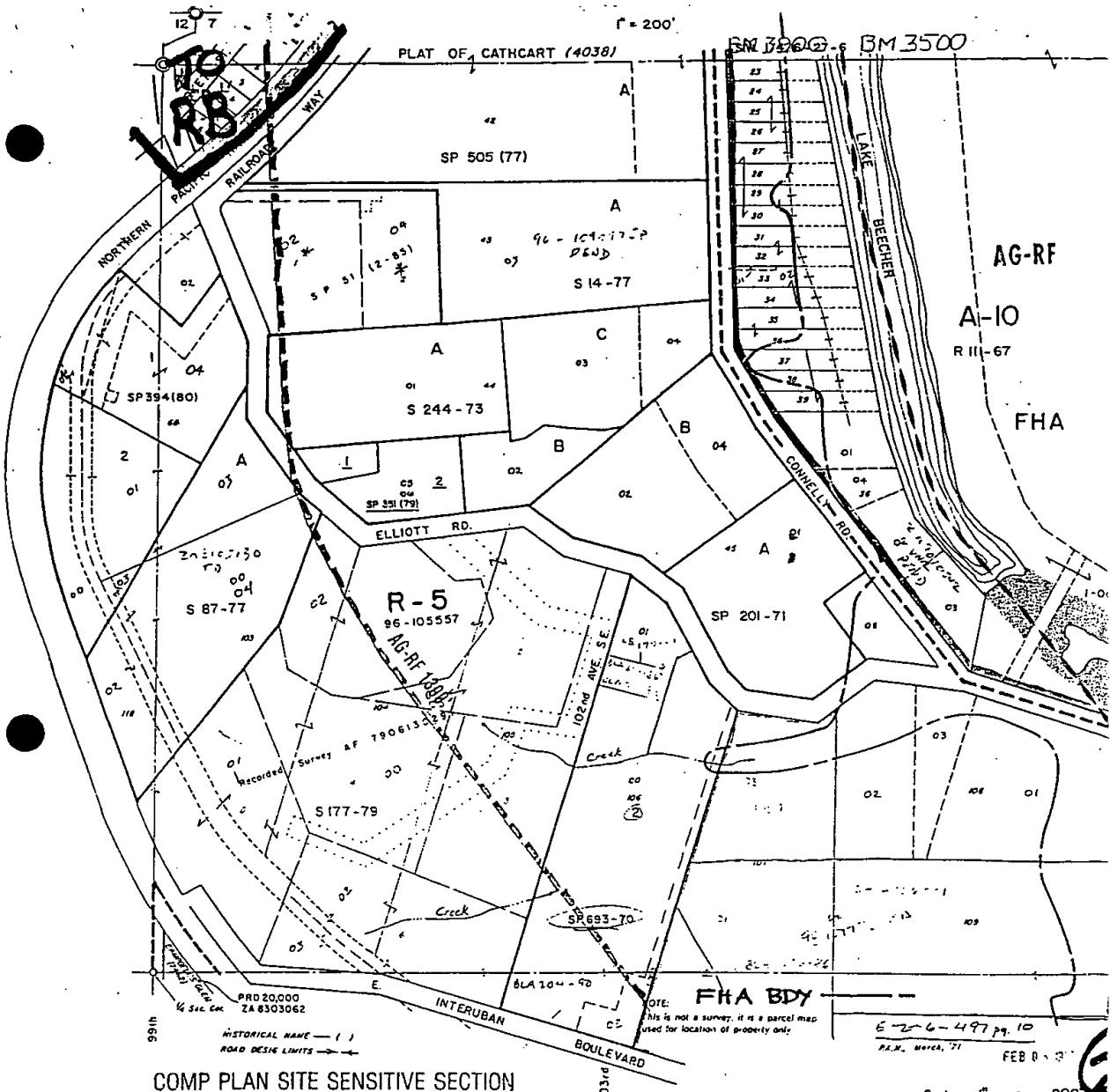
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COMP PLAN SITE SENSITIVE SECTION

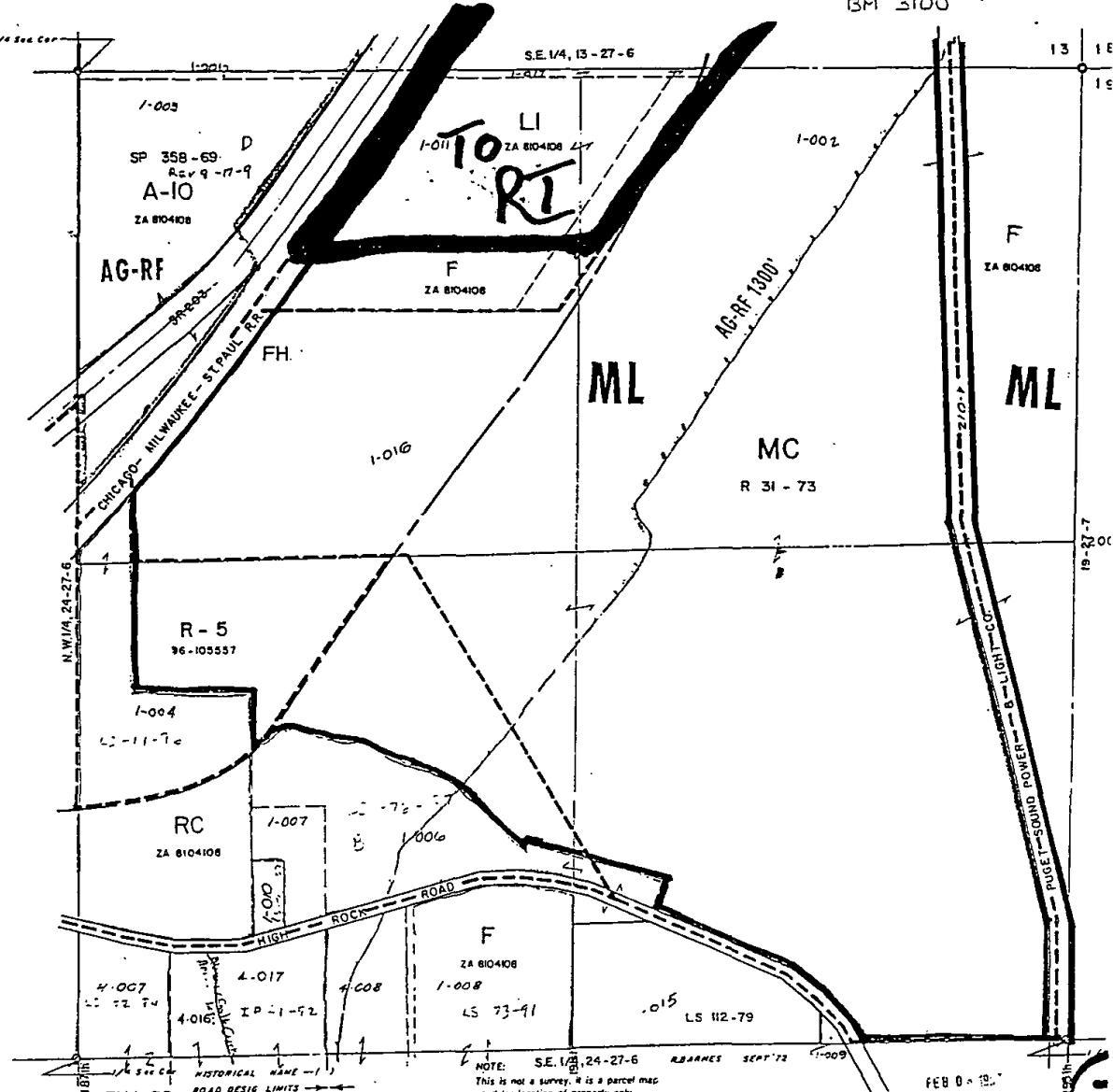
S.E. 1/4, 27 - 27 - 5

NOTE
THIS IS NOT A SURVEY. IT IS A PARCEL MAP
USED FOR LOCATION OF PROPERTY ONLY.
K.W.U. MAY '71
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Scale 1" = 200'

N.E. 1/4, 27 - 27 - 5



BM 3100



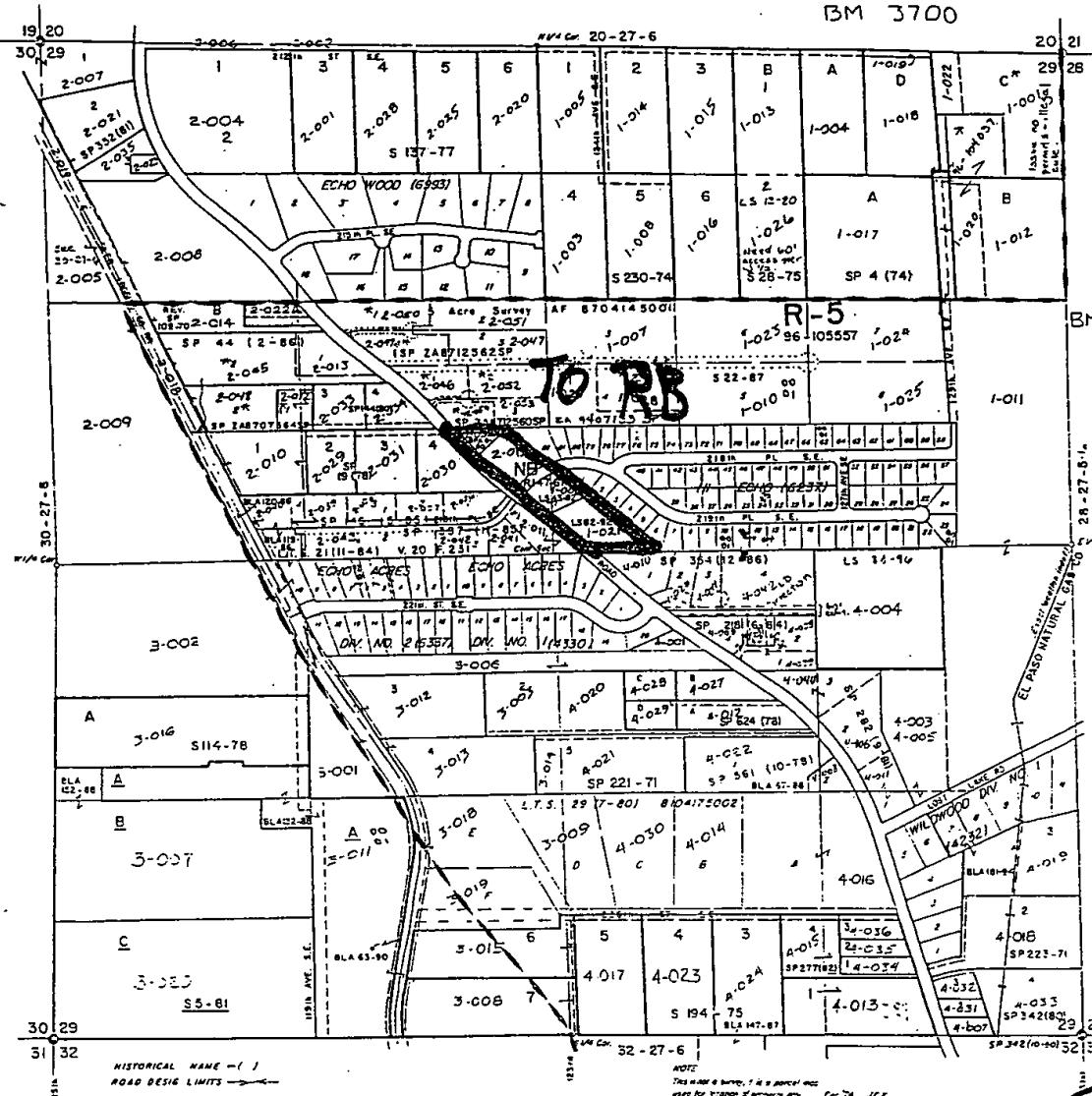
COMP PLAN SITE SENSITIVE SECTION
SHORELINE ENVIRONMENT
AG PRESERVATION SKYKOMISH VALLEY C.P.

N.E. 1/4, 24 - 27 - 6

SEC. 29, T. 27 N., R. 6 E.W.M.

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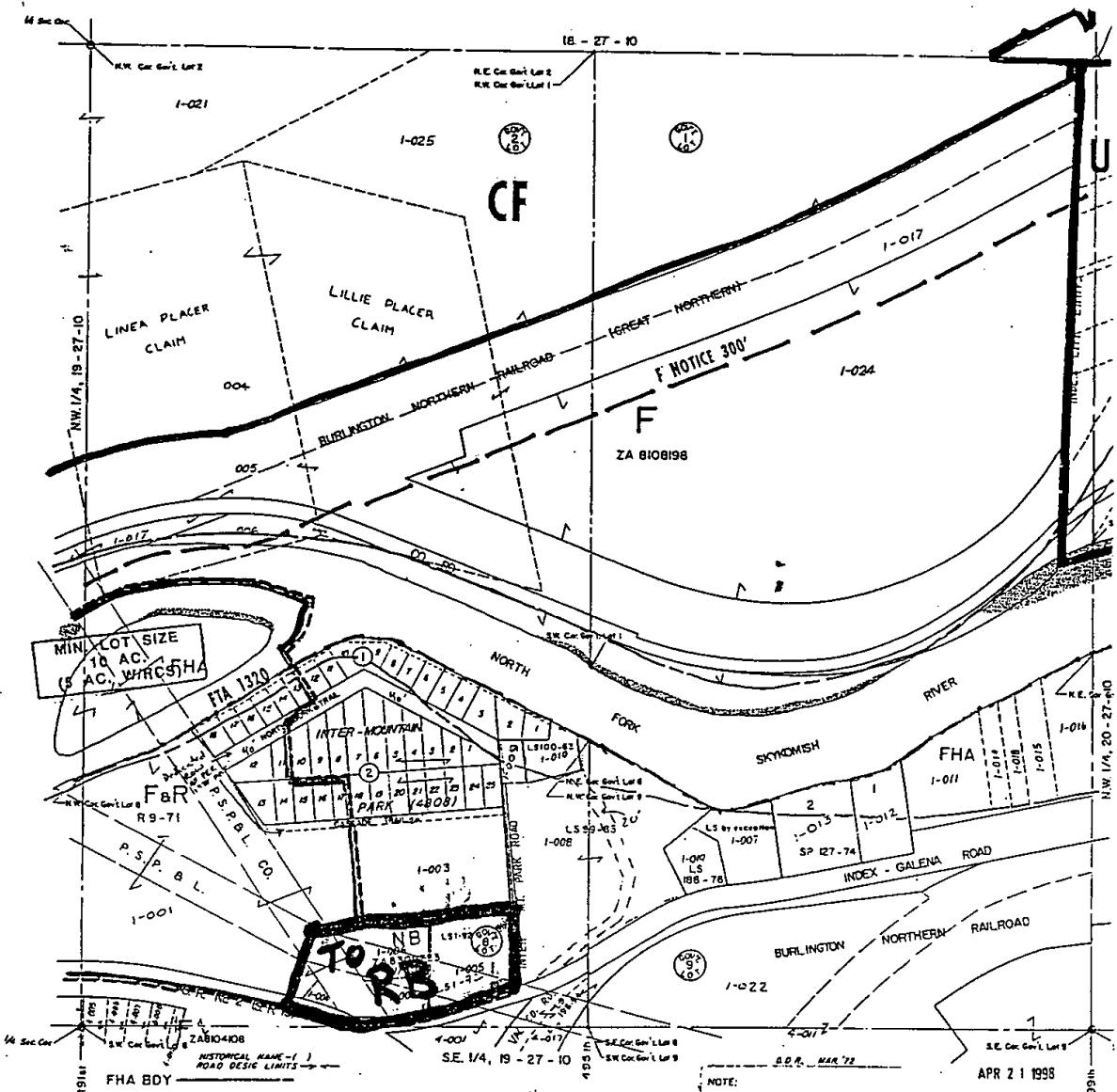


C.M.C. COMP PLAN

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Scale 1" = 400'

29 - 27 - 6 6'57



SKYKOMISH VALLEY C.P.
COMP PLAN SITE SENSITIVE SECTION
SHORELINE ENVIRONMENT

GENERALIZED FLOOD HAZARD
AREAS ARE REPRESENTED FOR
SPECIFIC INFORMATION, SEE
STUDY:
E-2-G-301-1

N.E. 1/4, 19 - 27 - 10
S.E. 1/4, 19 - 27 - 10
S.W. 1/4, 19 - 27 - 10
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N.E. 1/4, 11-28-5

Cone 1/4 Soc. Cor.
W.F. Cor. Box 651 Z

SHORELINE ENVIRONMENT SNO-LK. STEVENS C.P.

GENERALIZED FLOOD HAZARD
AREAS ARE REPRESENTED. FOR
SPECIFIC INFORMATION, SEE
STUDY:
E-2-6-497 p.8

K.W.U., July '72

FEB 05 1995

FEB 05 1995

Scale 1" = 200

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~~ROADLESS LIMITS~~

SNO-LK. STEVENS C.P.
SHORELINE ENVIRONMENT
AG PRESERVATION
COMP PLAN SITE SENSITIVE SECTION

SNOHOMISH COUNTY
CENTENNIAL TRAIL
SNO. CO. PARKS DIVISION
NON-AUTORIZED ACCESS ONLY

NOTE: This is not a survey, it is a parcel map used for location of property only

used for location of property only
28. GENERALIZED FLOOD HAZARD - AREAS ARE REPRESENTED FOR SPECIFIC INFORMATION SEE STUDY: FEB 12 1998
F-2-6-496 p 2 Scale 1"

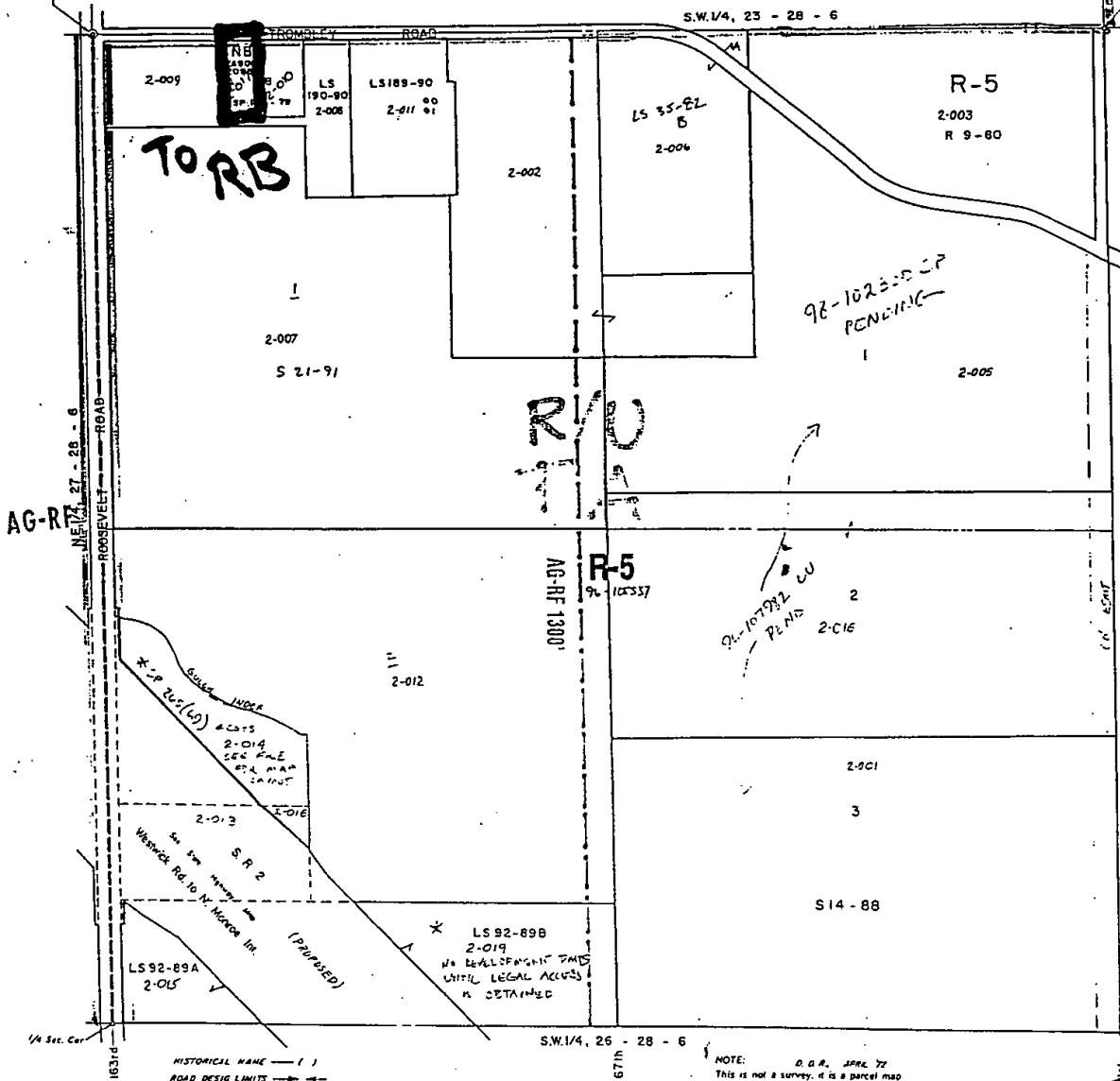
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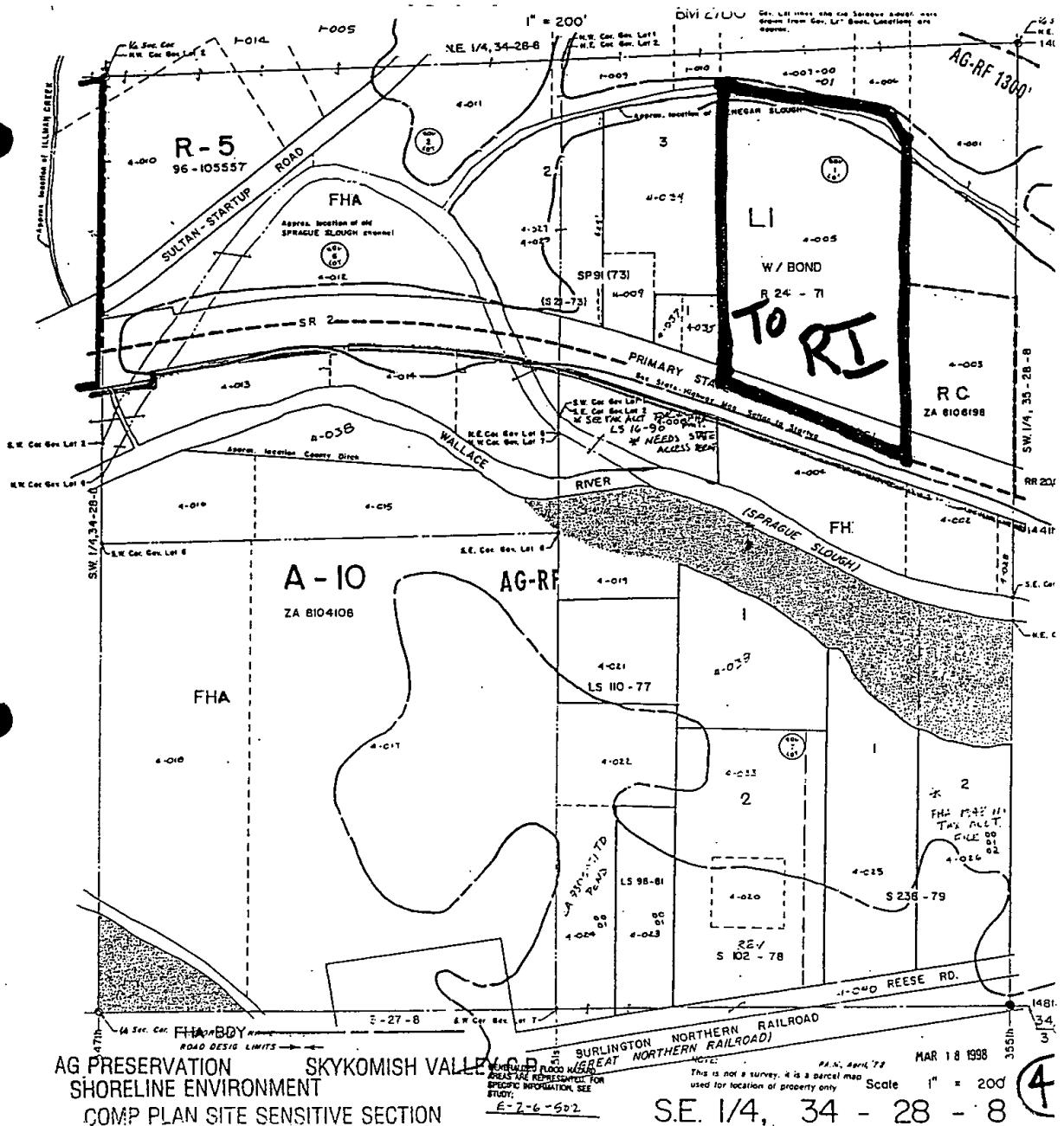


SNO-LK. STEVENS C.P.
SKYKOMISH VALLEY C.P.
COMP PLAN SITE SENSITIVE SECTION

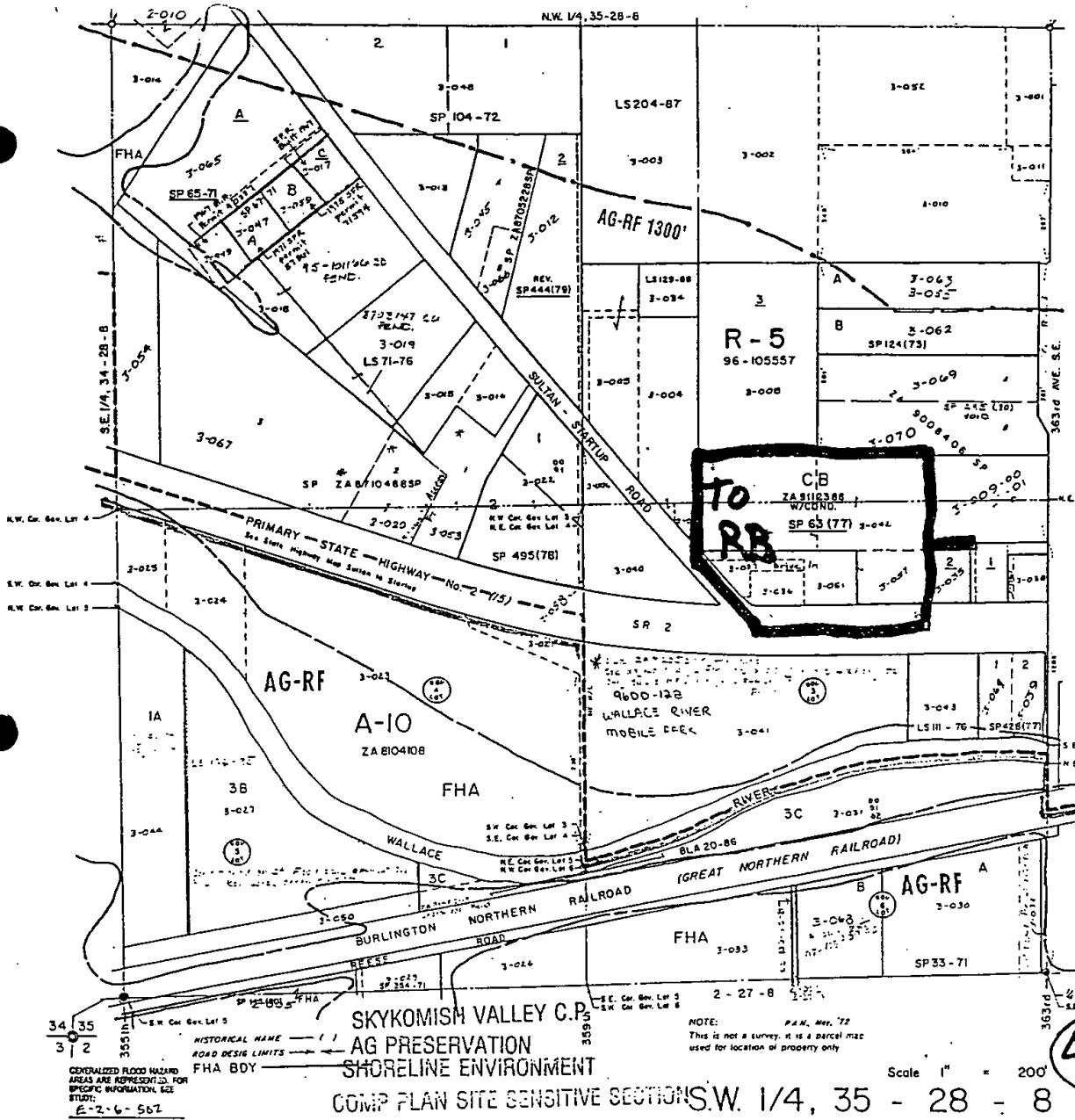
N.W. 1/4, 26 - 28 - 6

NOTE:
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This is not a survey. It is a parcel map
used for location of property only

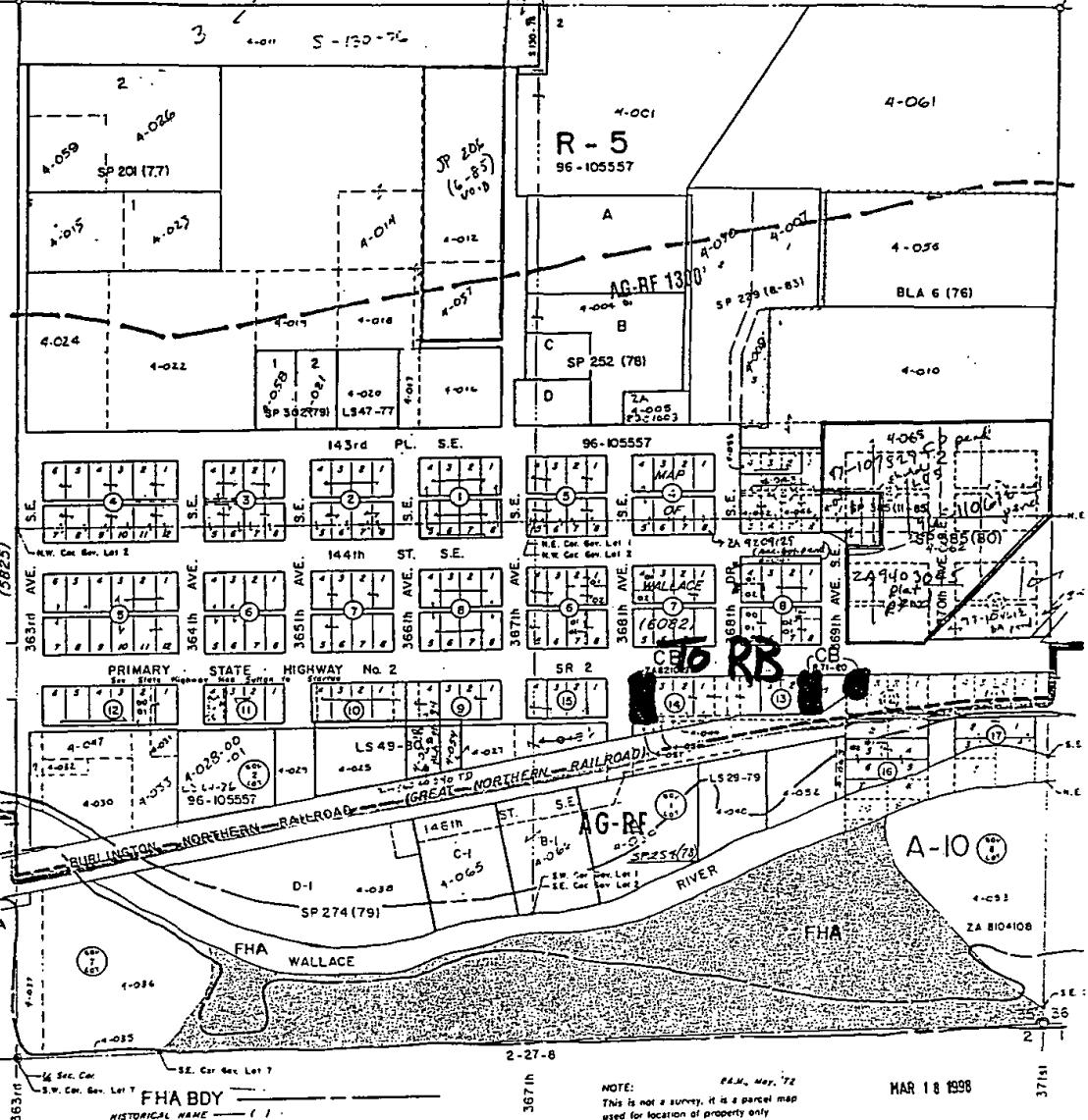
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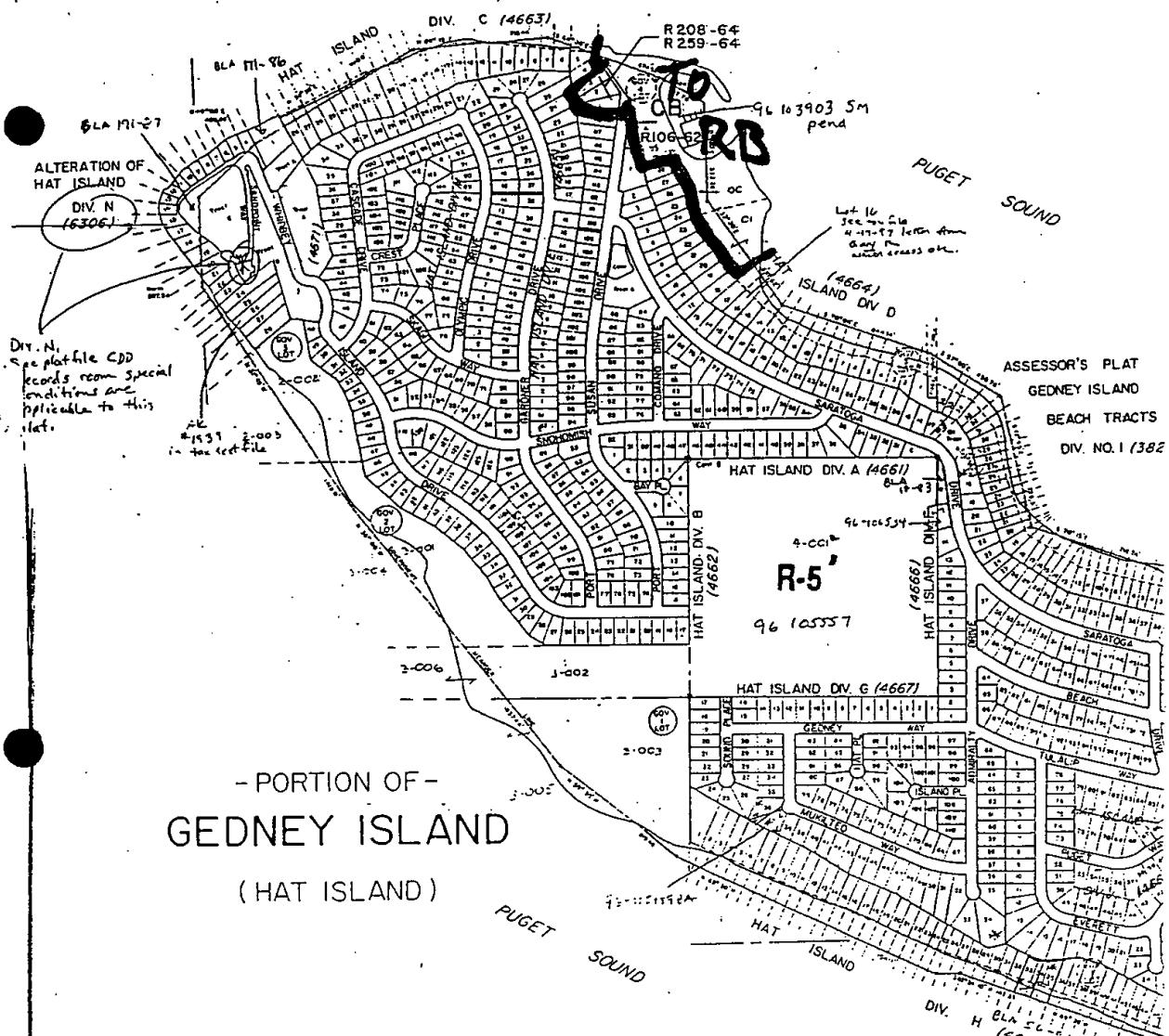


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SHORELINE ENVIRONMENT
COMP PLAN SITE SENSITIVE SECTION**



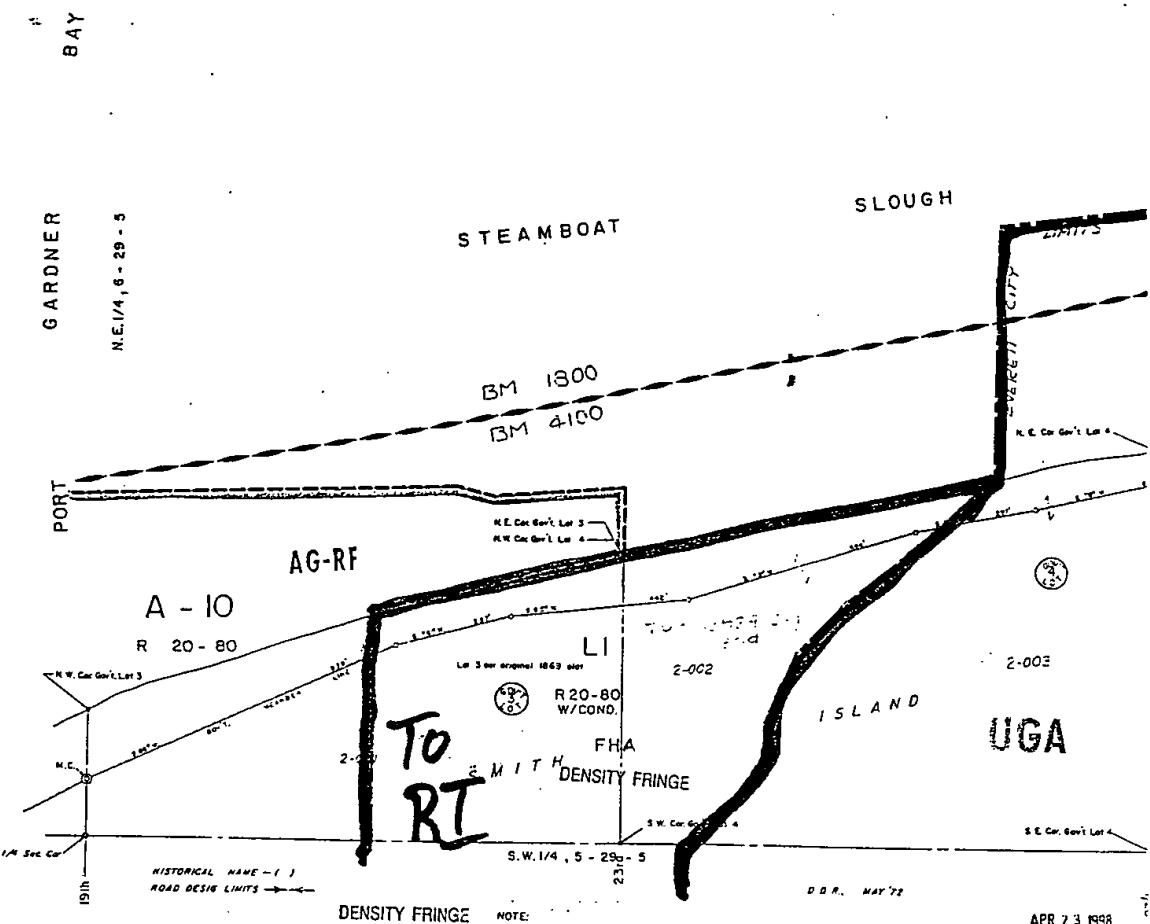
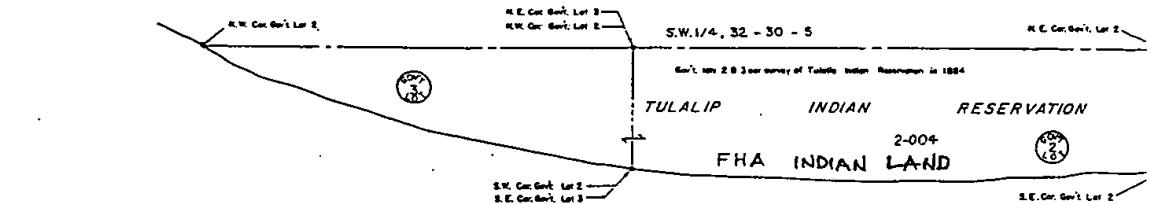
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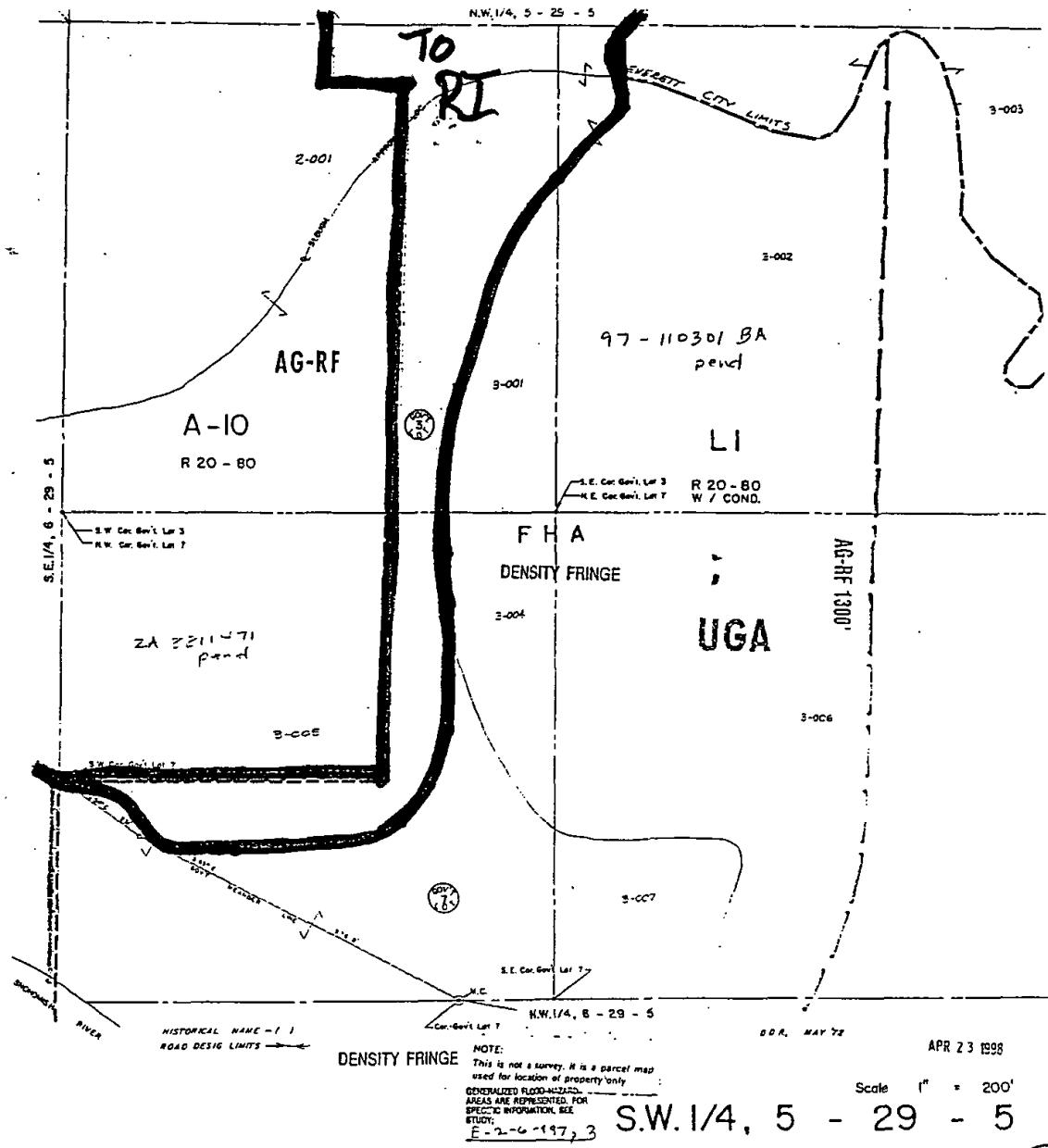


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GEDNEY ISLAND
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NOTE:
This is not a survey, it is a parcel map
used for location of property only
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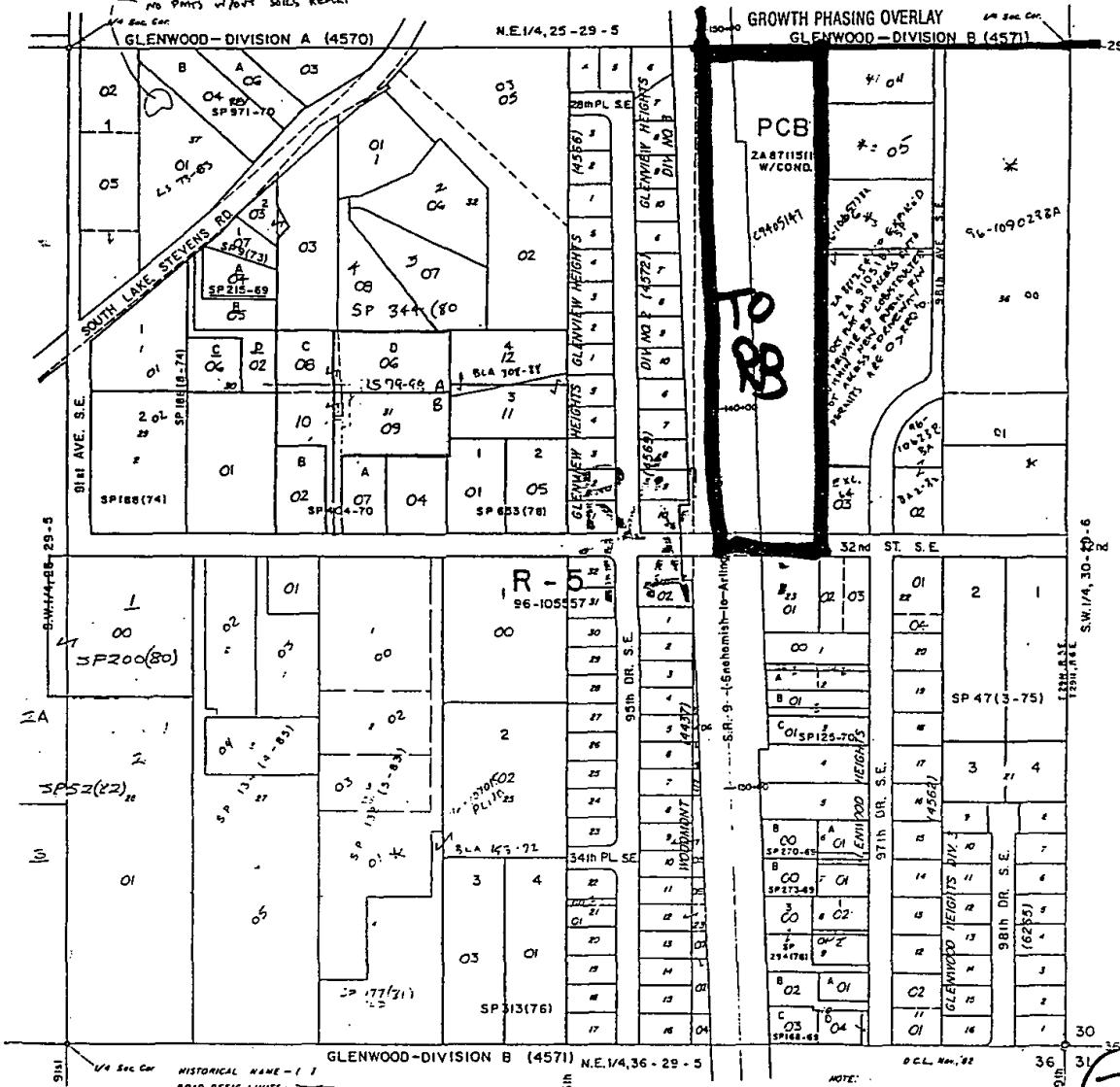
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GROWTH PHASING OVERLAY

GLENWOOD - DIVISION B (4571)



SNO-LK. STEVENS C.P.

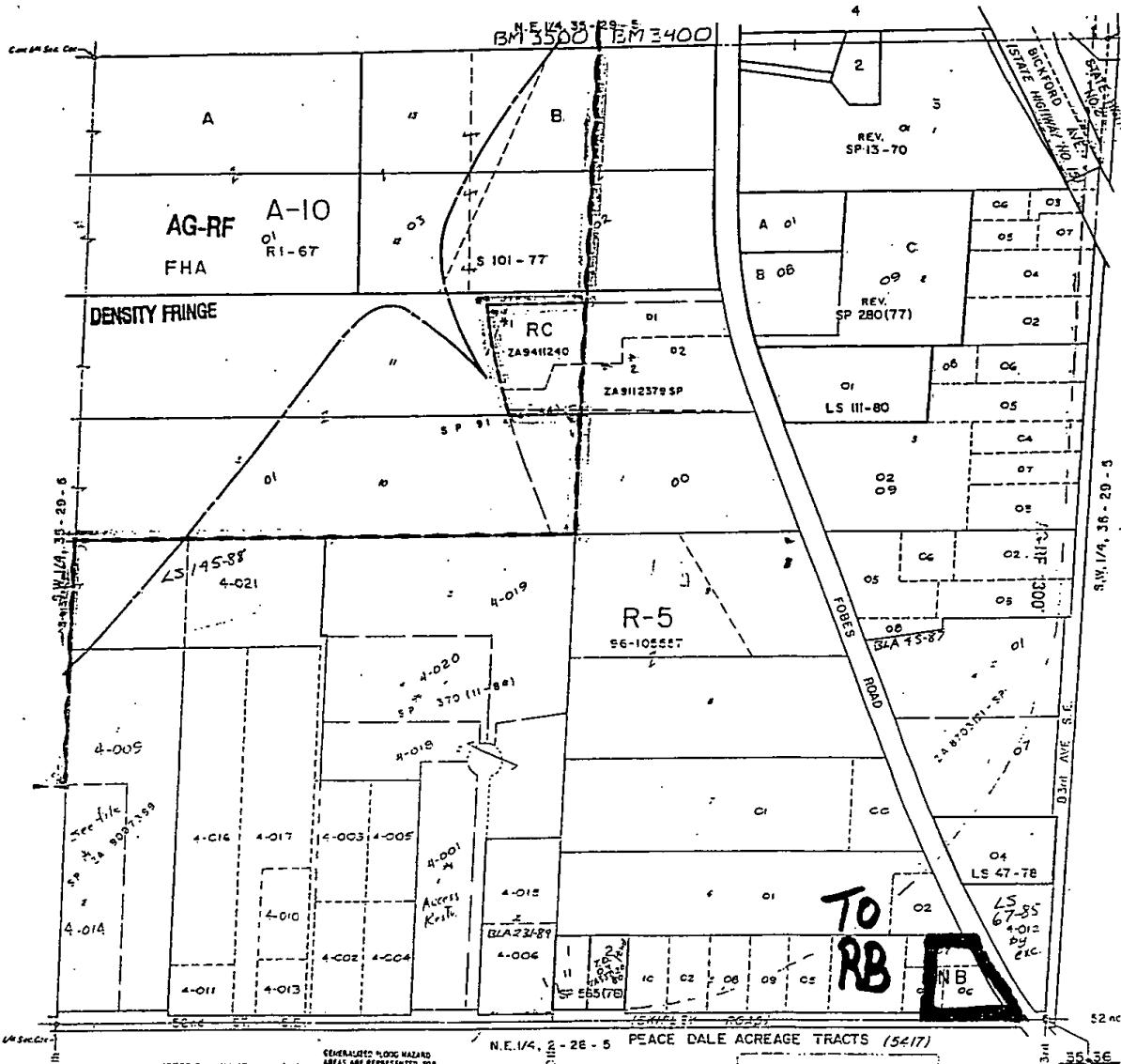
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AG PRESERVATION
SHORELINE ENVIRONMENT

GENERALIZED FLOOD HAZARD
AREAS ARE REPRESENTED FOR
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This is not a survey. It is a general map
used for location of property only.

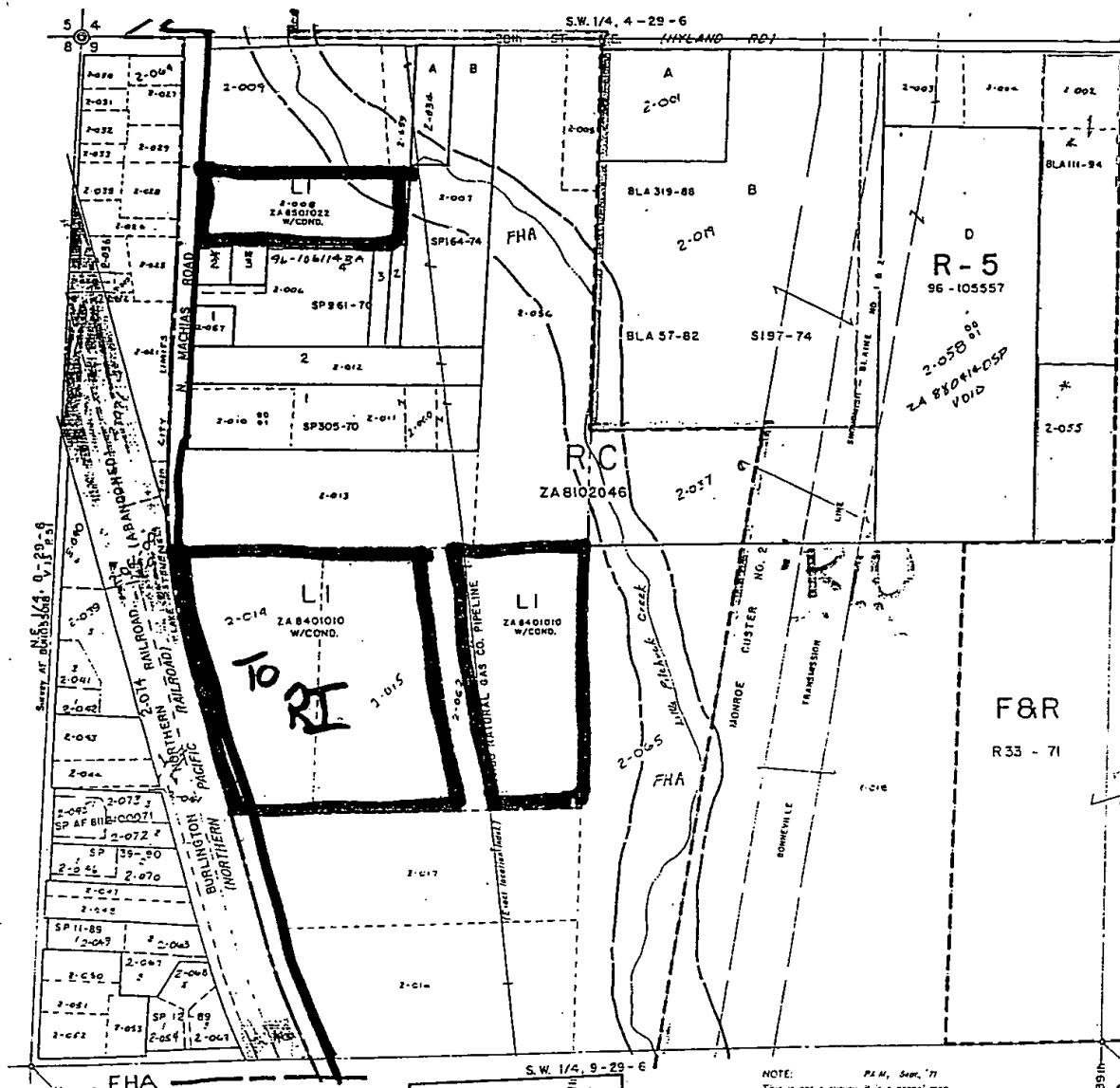
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SNO-LK. STEVENS C.P.
SHORELINE ENVIRONMENT

SNOHOMISH COUNTY
CENTENNIAL TRAIL
SNO. CO. PARKS DIVISION
NON-MOTORIZED ACCESS ONLY

S.W. 1/4, 9-29-6

NOTE: P.M., Sept. '71
This is not a survey, it is a general map

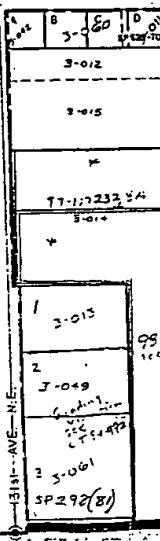
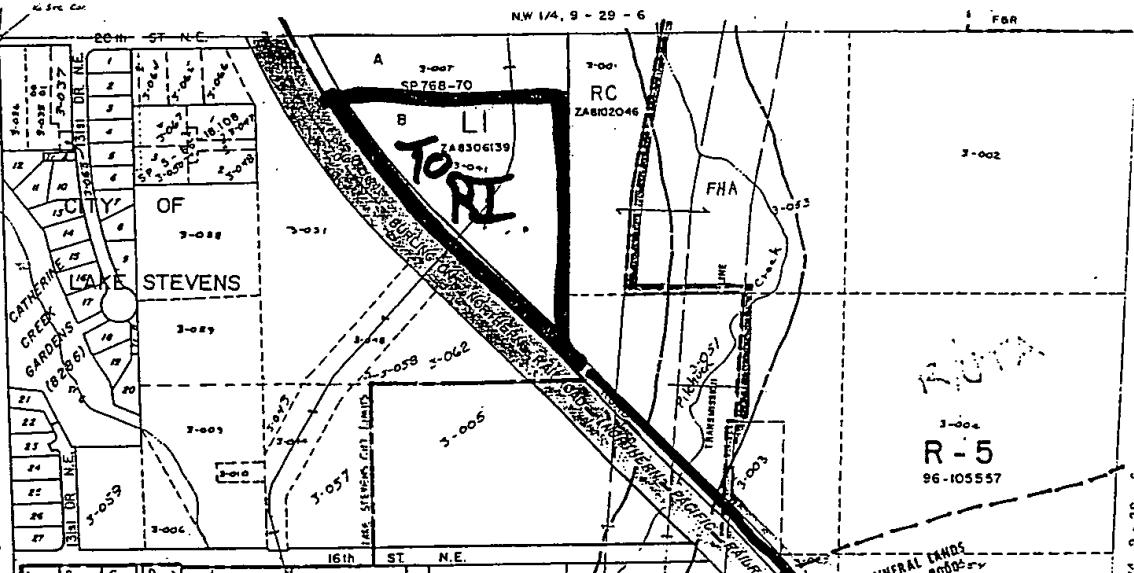
Feb 19 1968

This is not a survey, it is a
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AREAS ARE REPRESENTED, FOR
SPECIFIC INFORMATION, SEE
STUDY;

ITEM 3358

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SHORELINE ENVIRONMENT
SNO-LK. STEVENS C.P.

GENERATED FLOOD HAZARD
AREAS ARE REPRESENTED FOR
SPECIFIC INFORMATION, SEE
STUDY:
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... SNOHOMISH COUNTY
CENTENNIAL TRAIL
SNO. CO. PARKS DIVISION
NON-MOTORIZED ACCESS ONLY

N.W. 1/4, 9 - 29 - 6

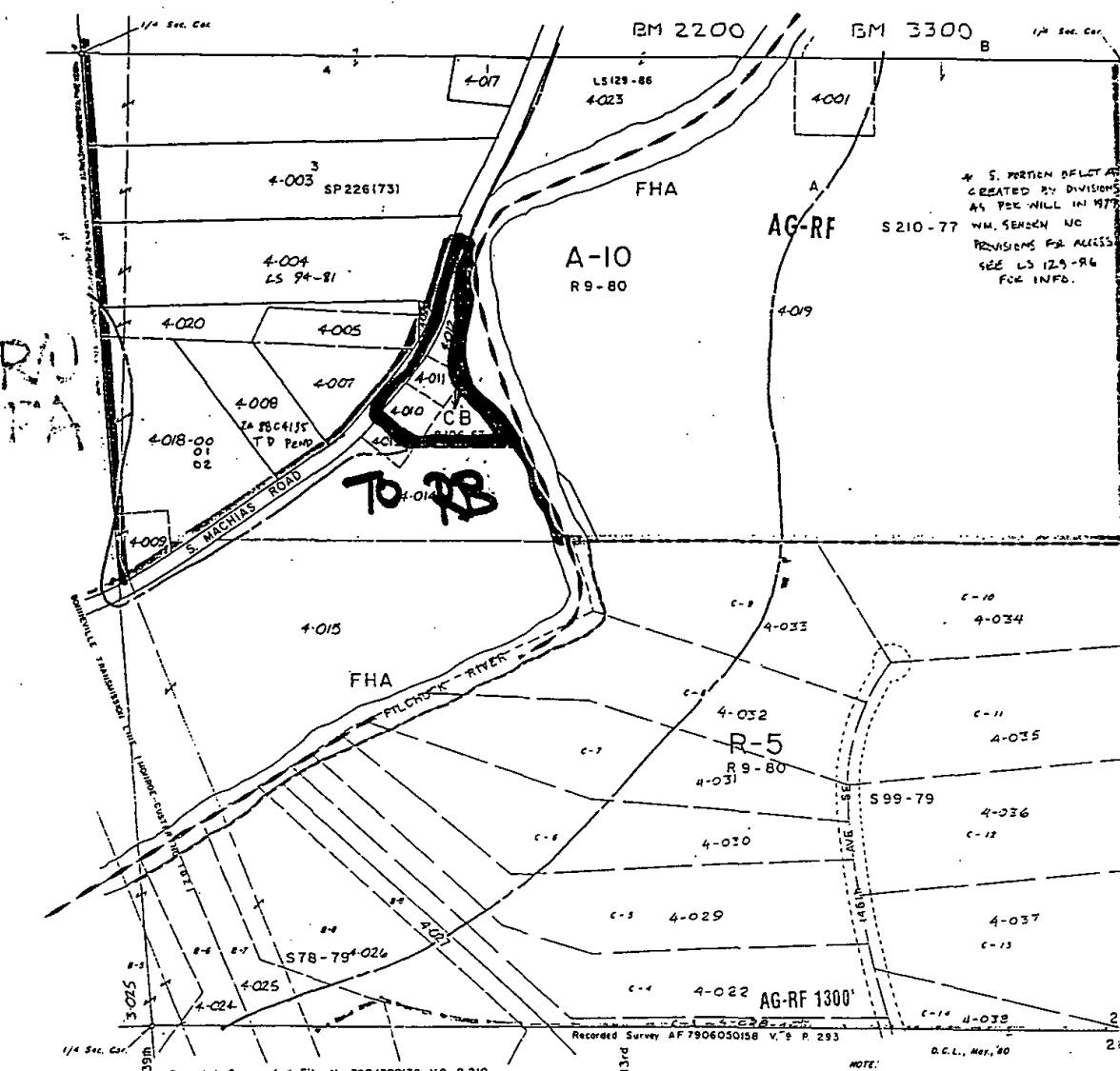
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NOTE: R.M., Sept. '71
This is not a survey, it is a parcel map
used for location of property only

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SNO-LK. STEVENS C.P.
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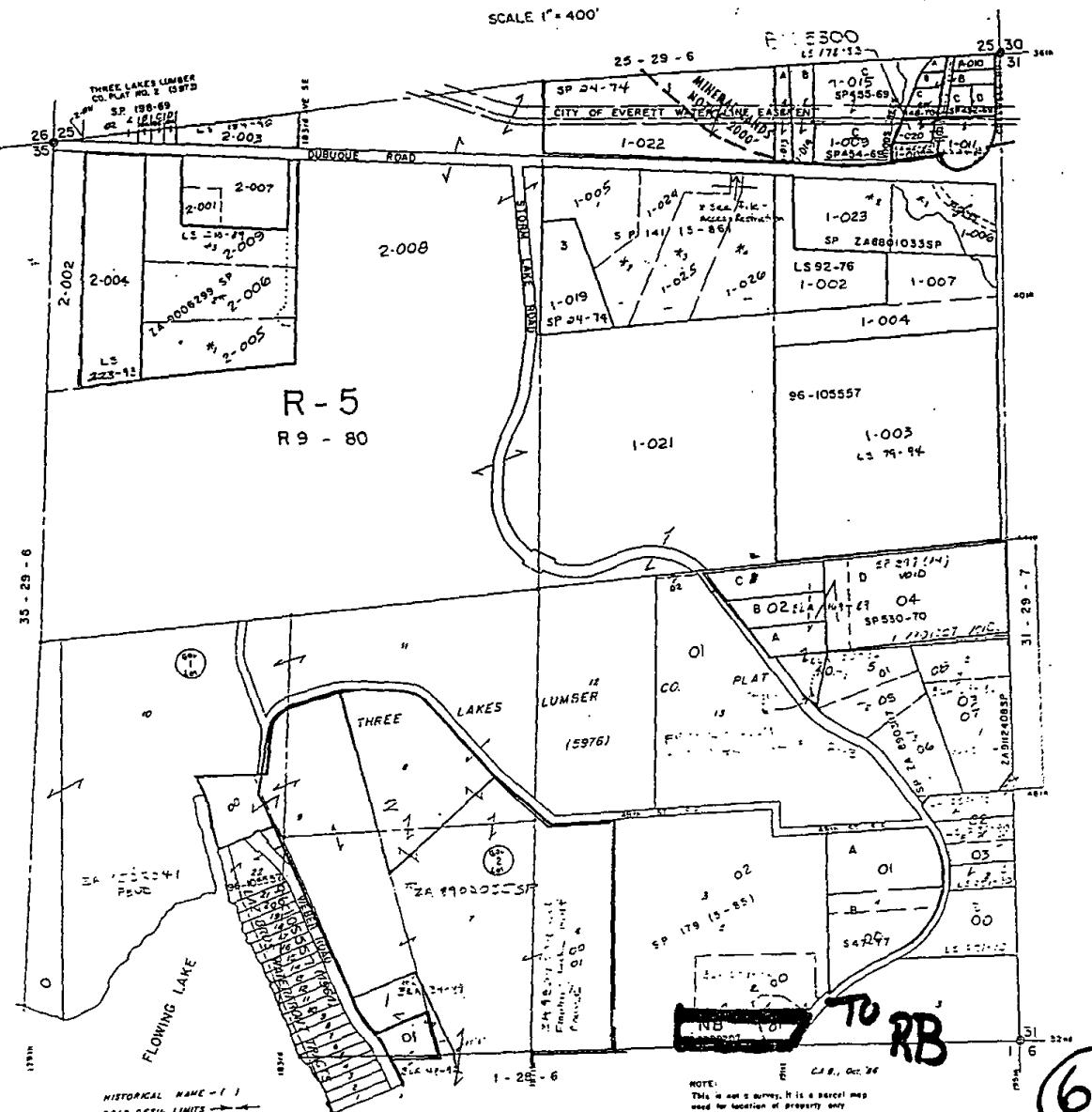
DARRINGTON C.P.
AG PRESERVATION

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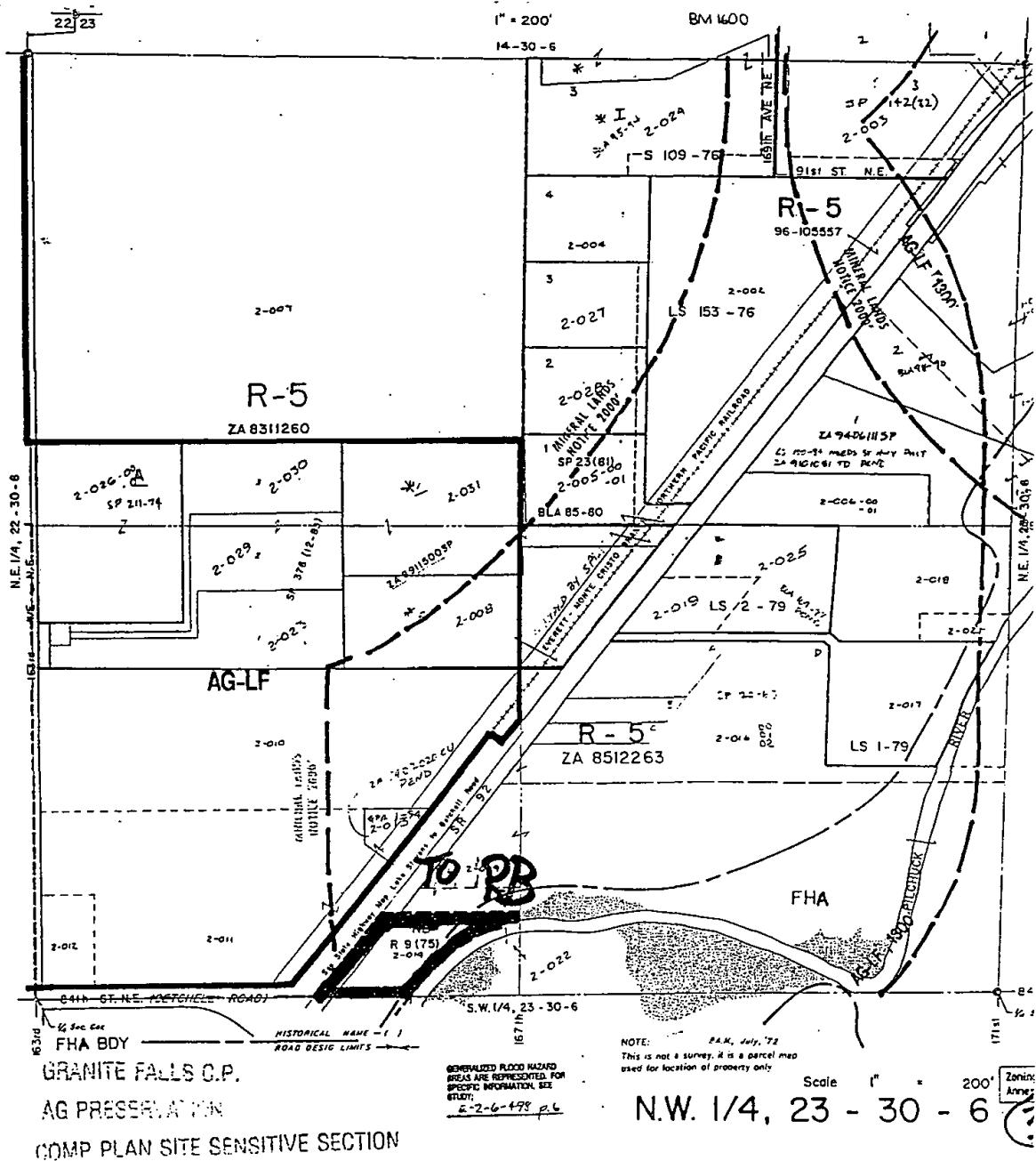
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AREAS ARE REPRESENTED. FOR
SPECIFIC INFORMATION, SEE
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Scale 1" = 200

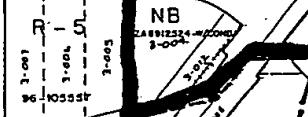
SCALE 1" = 400'



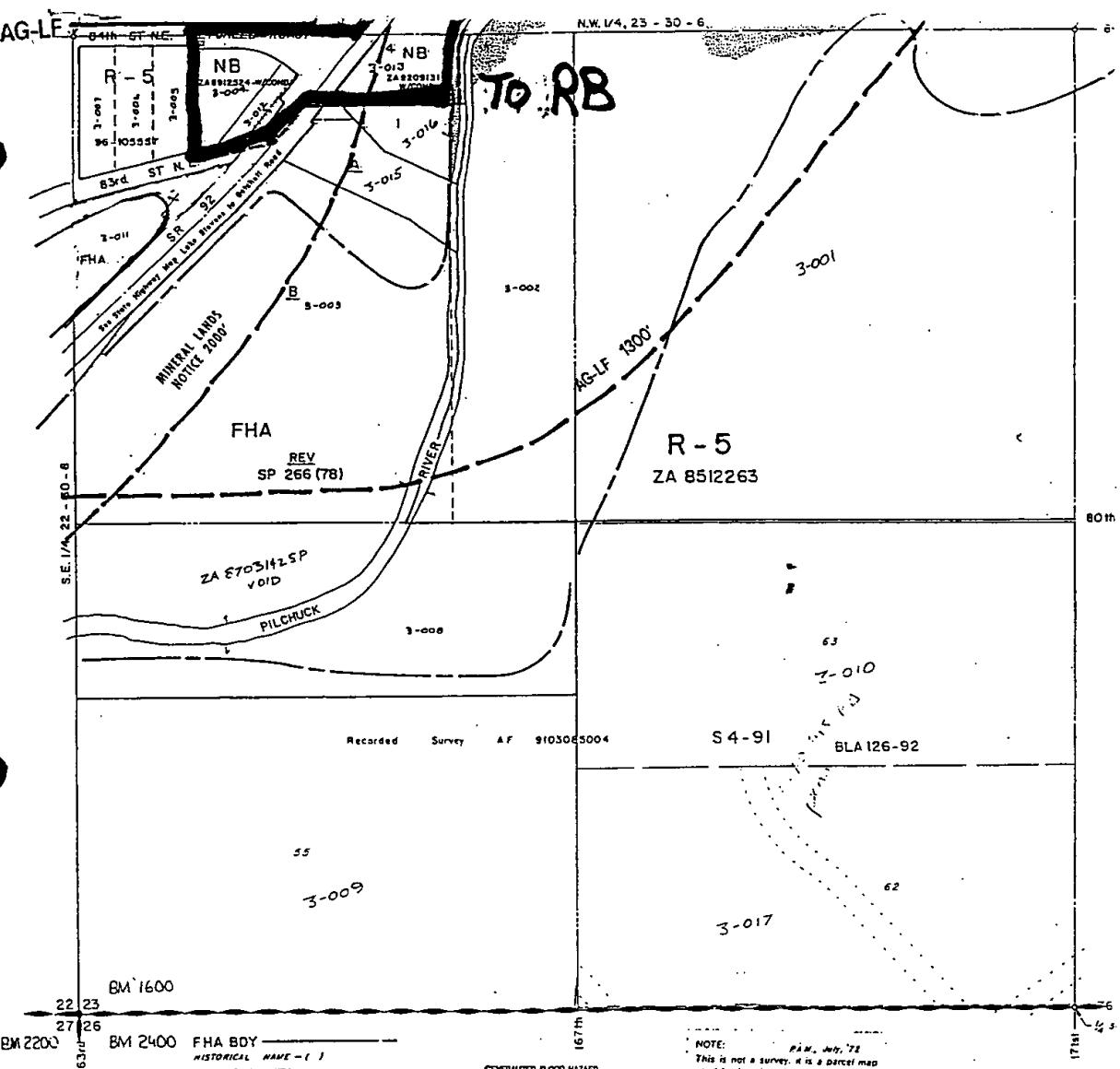
36 - 29 - 6 E/W



AG-LF



N.W. 1/4, 23 - 30 - 6



BM 2200 22 23 BM 1600
27 26 BM 2400 F.H.A. BOY
HISTORICAL NAME - ()
ROAD DESIG. LIMITS - ()

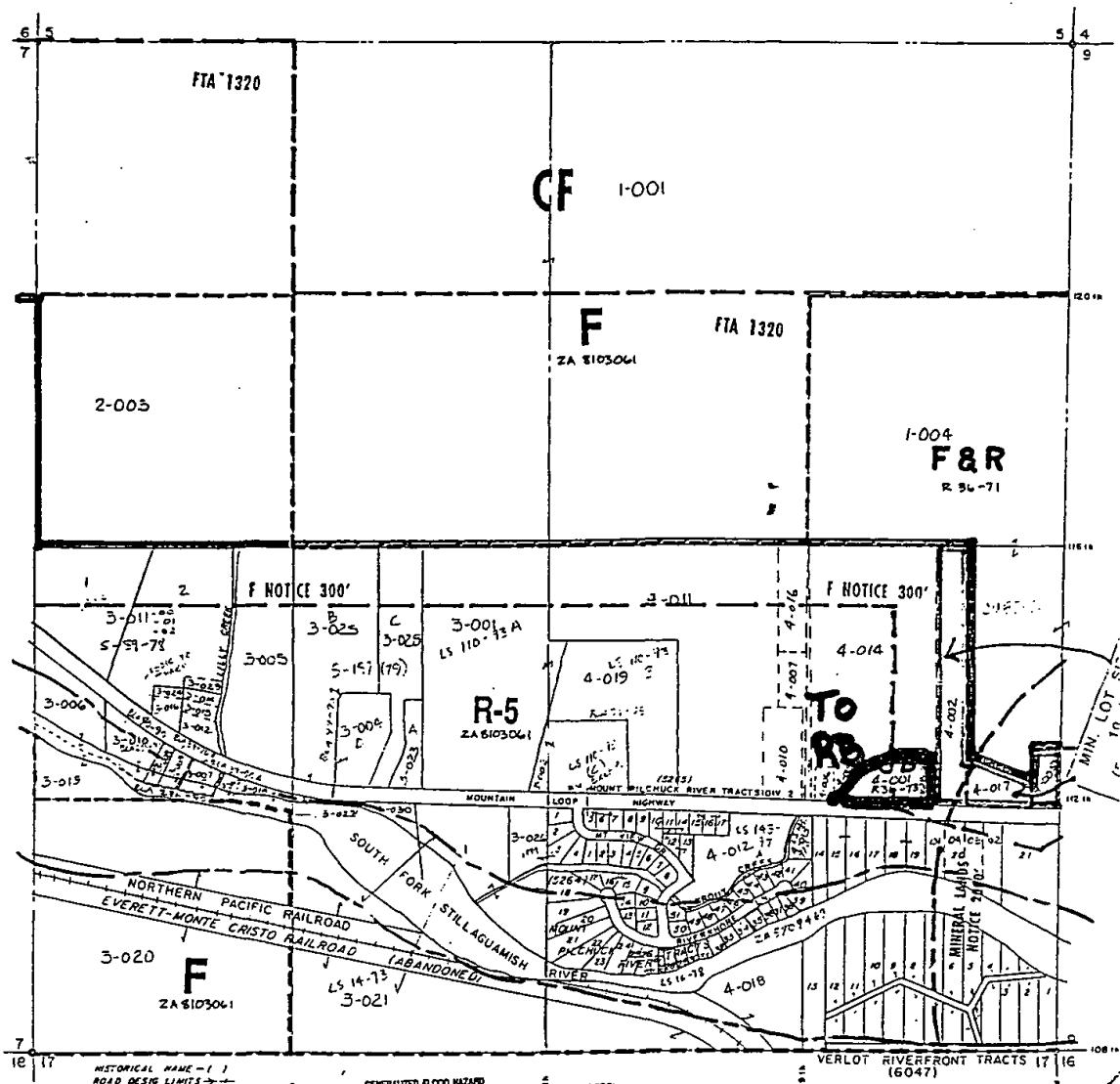
GRANITE FALLS C.P.
AG PRESERVATION
COMP PLAN SITE SENSITIVE SECTION

GENERALIZED FLOOD HAZARD
AREAS ARE REPRESENTED. FOR
SPECIFIC INFORMATION SEE
STUDY:
E-2-6-198 p.6

NOTE: P.M., July, '72
This is not a survey. It is a parcel map
used for location of property only.

Scale 1" = 200'
S.W. 1/4, 23 - 30 - 6

Zoning
Annex



GRANITE FALLS C.P. SHORELINE ENVIRONMENT

COND DI AN SITE SENSITIVE SECTION

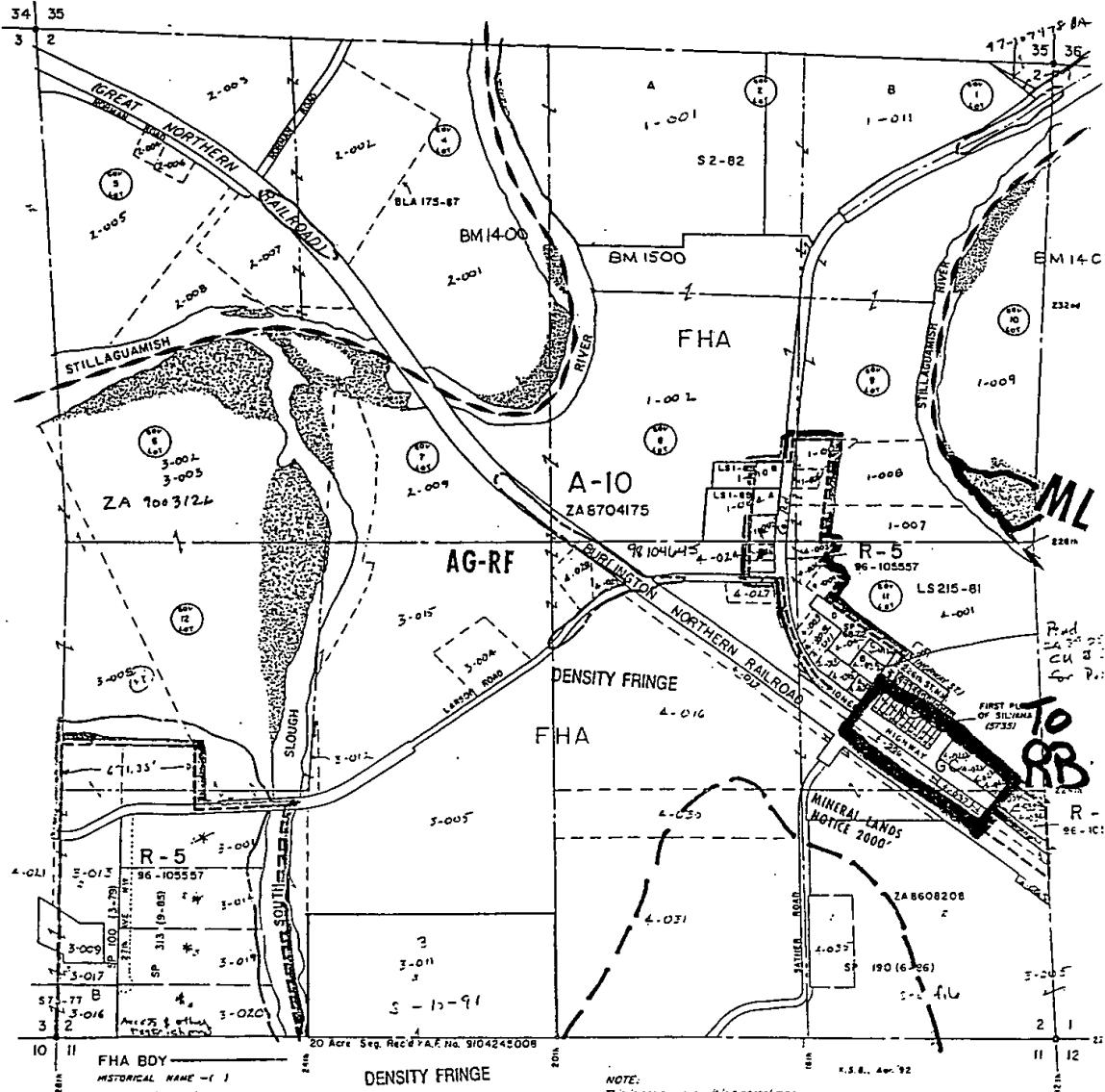
GENERALIZED FLOOD HAZARD
AREAS ARE REPRESENTED FOR
SPECIFIC INFORMATION, SEE
STUDY:
E-2-10-140 p.5

NOTE:
Take a note survey, if a parcel map
used for location of property only.

S.K.S., March, '93

8 - 30 - 8

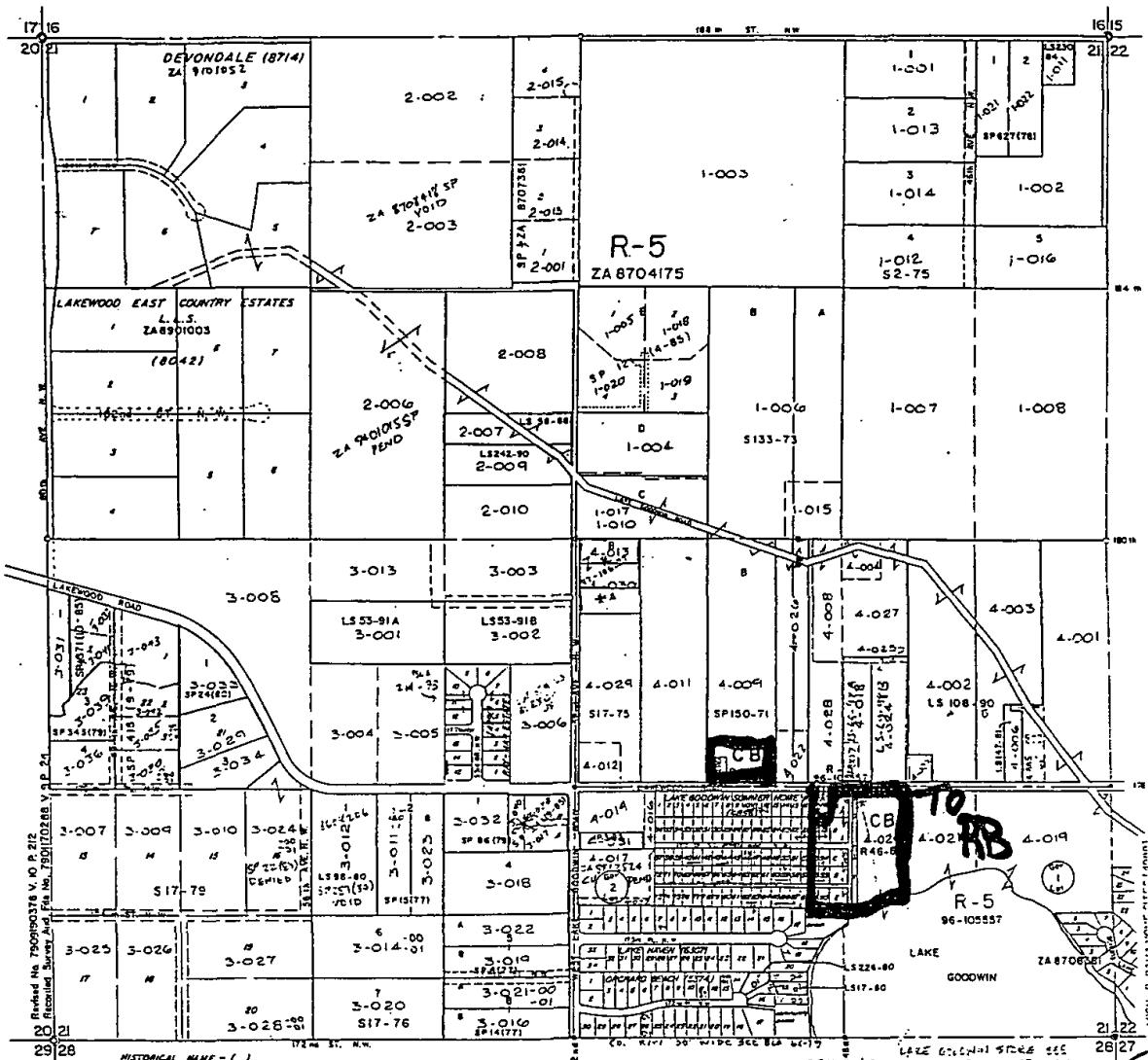
SEC. 2, T. 31 N., R. 4 E.W.M.
1" = 400'



COMP PLAN SITE SENSITIVE SECTION
SHORELINE ENVIRONMENT
AG PRESERVATION NORTHWEST C.P.

NOTE:
This is not a survey; it is a parcel map
used for location of property.

MAR 13 1992



2928 HISTORICAL NAME = ()

ROAD DESIGN LIMITS

NOOTRANSCT 1/2

BUDDING INSTITUTIONS

SHORELINE ENVIRONMENT.

C.E.M., Nov. '60

LAKE GENEVA STORE
TAX REC'D FILE # - 072
ADLT PERMIT APPLICATION
NAME AND SIGNATURE
S. LADIESSEN 5-1-55

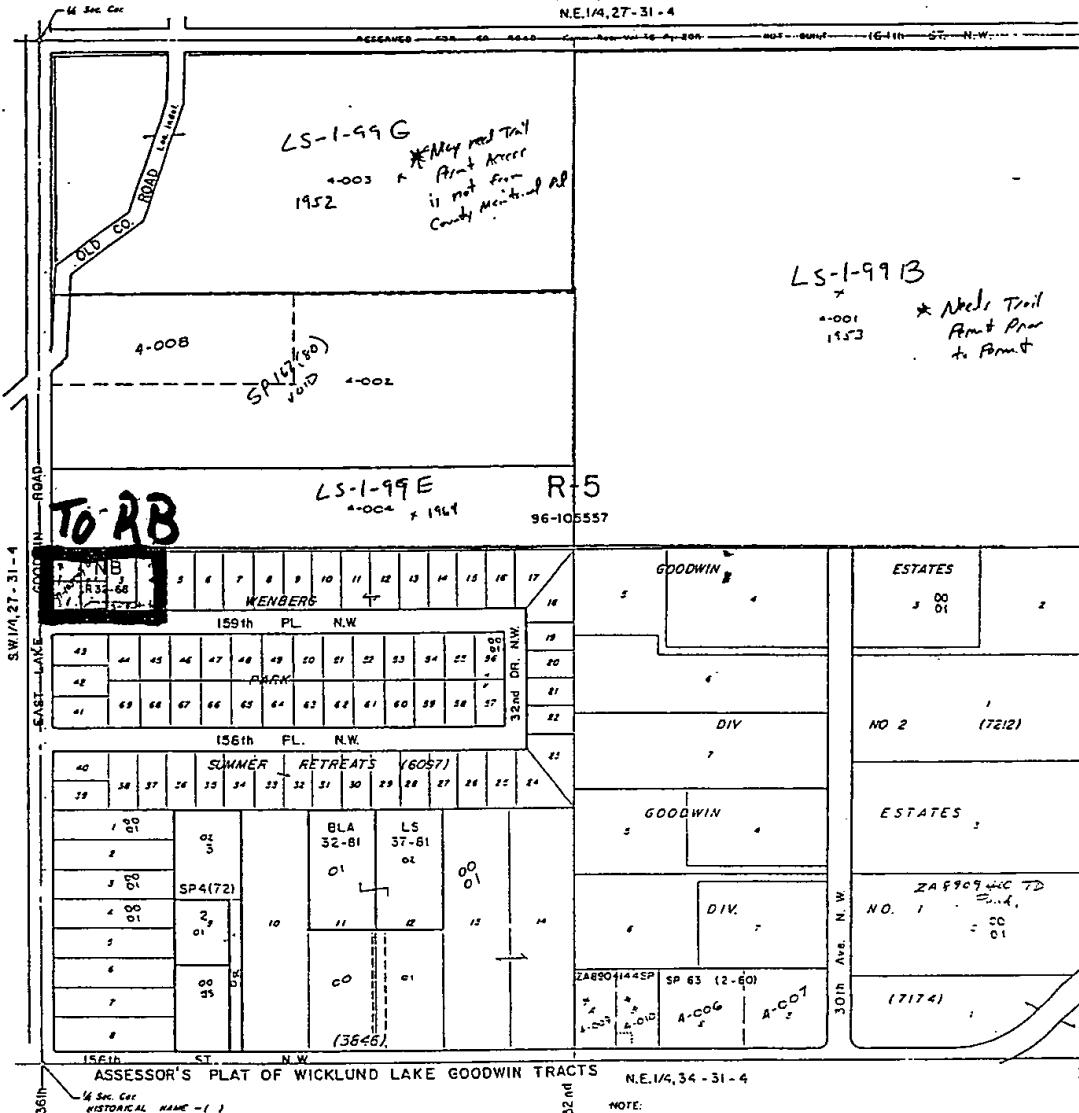
Scale 1" = 400'

卷之二

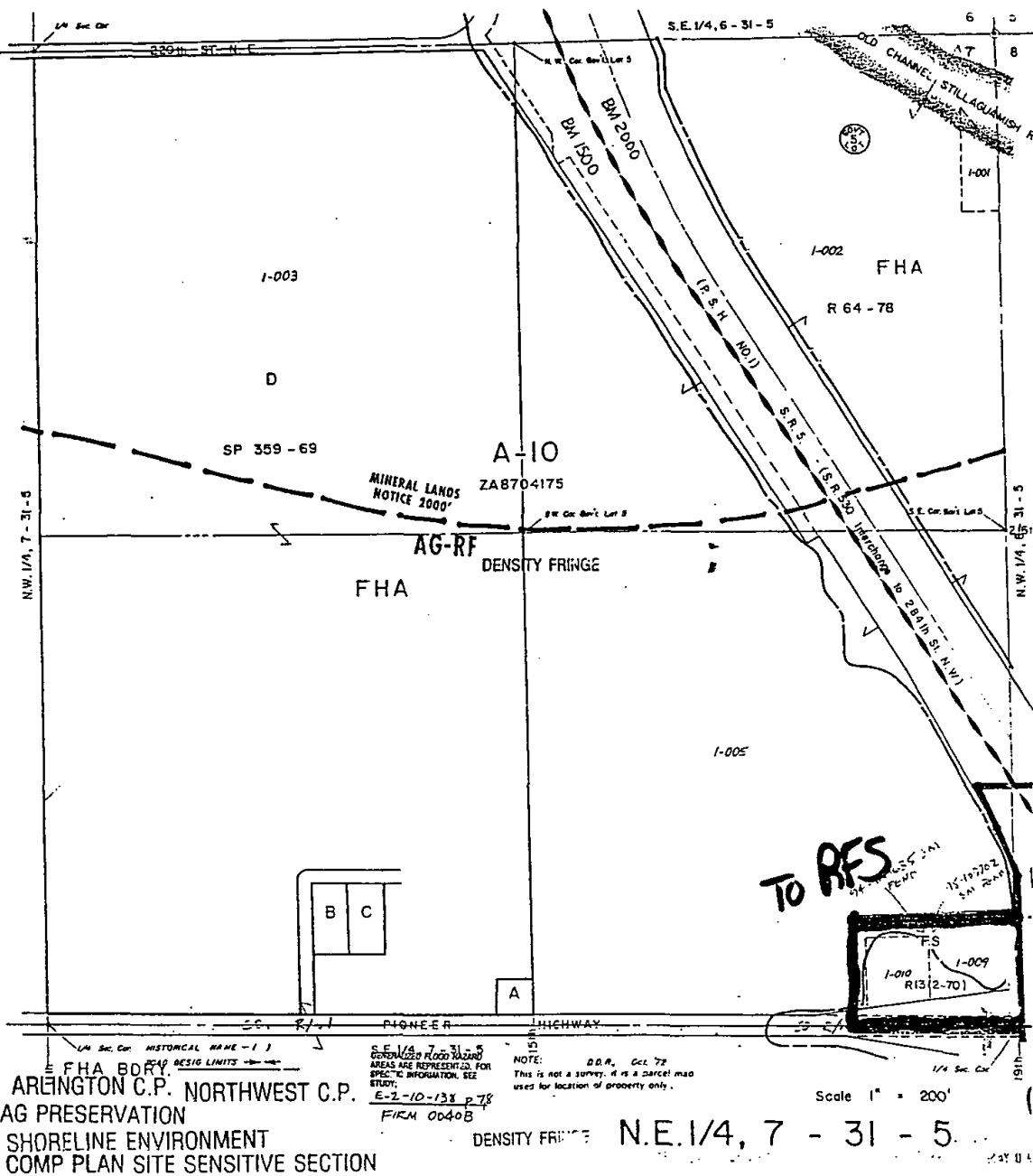
S.E. 1/4, SEC. 27, T. 31N., R. 4E.

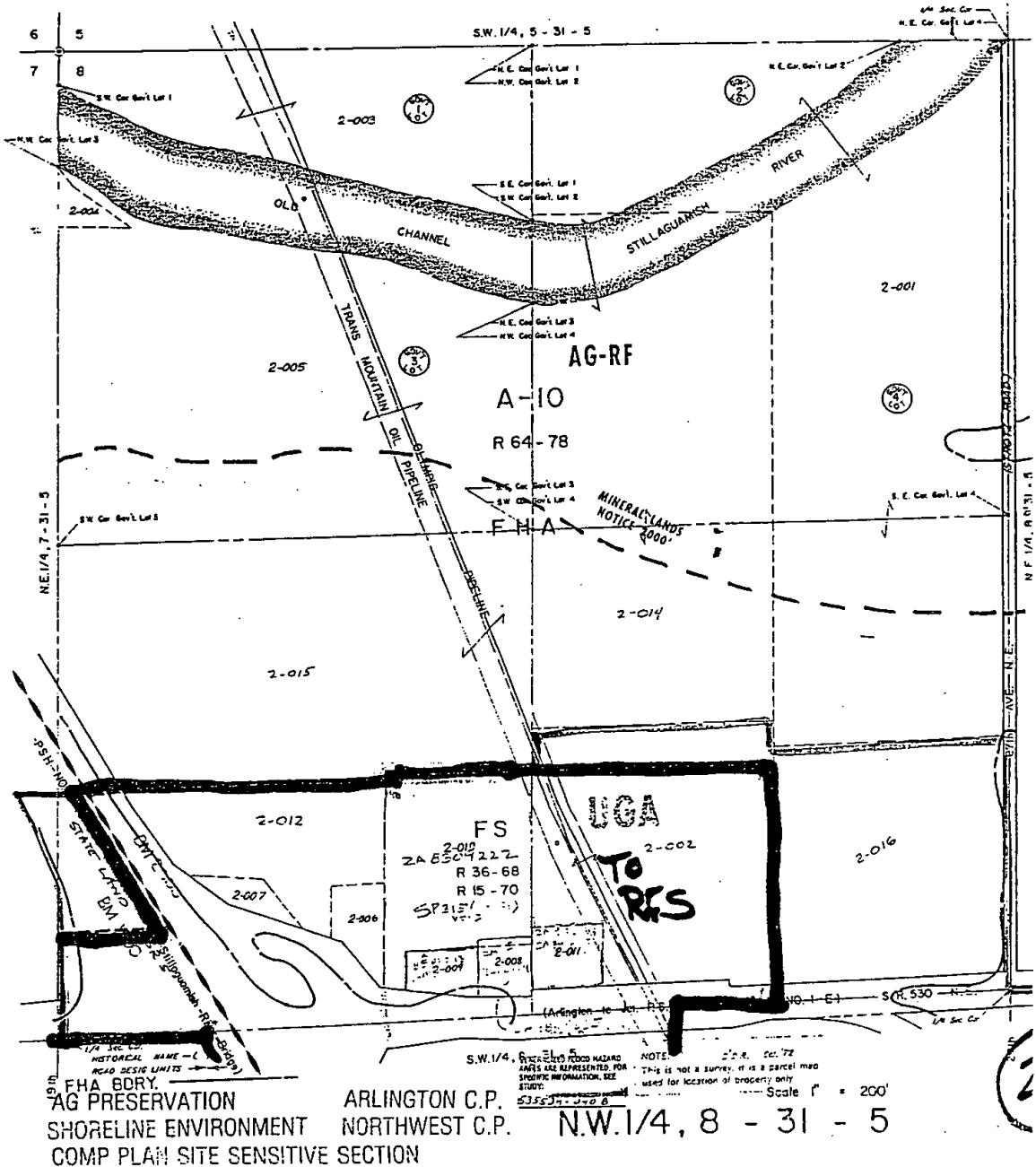
1" = 200'
N.E.1/4,27 - 31 - 4

BM 1500



S.E. 1/4, 27 - 31 - 4



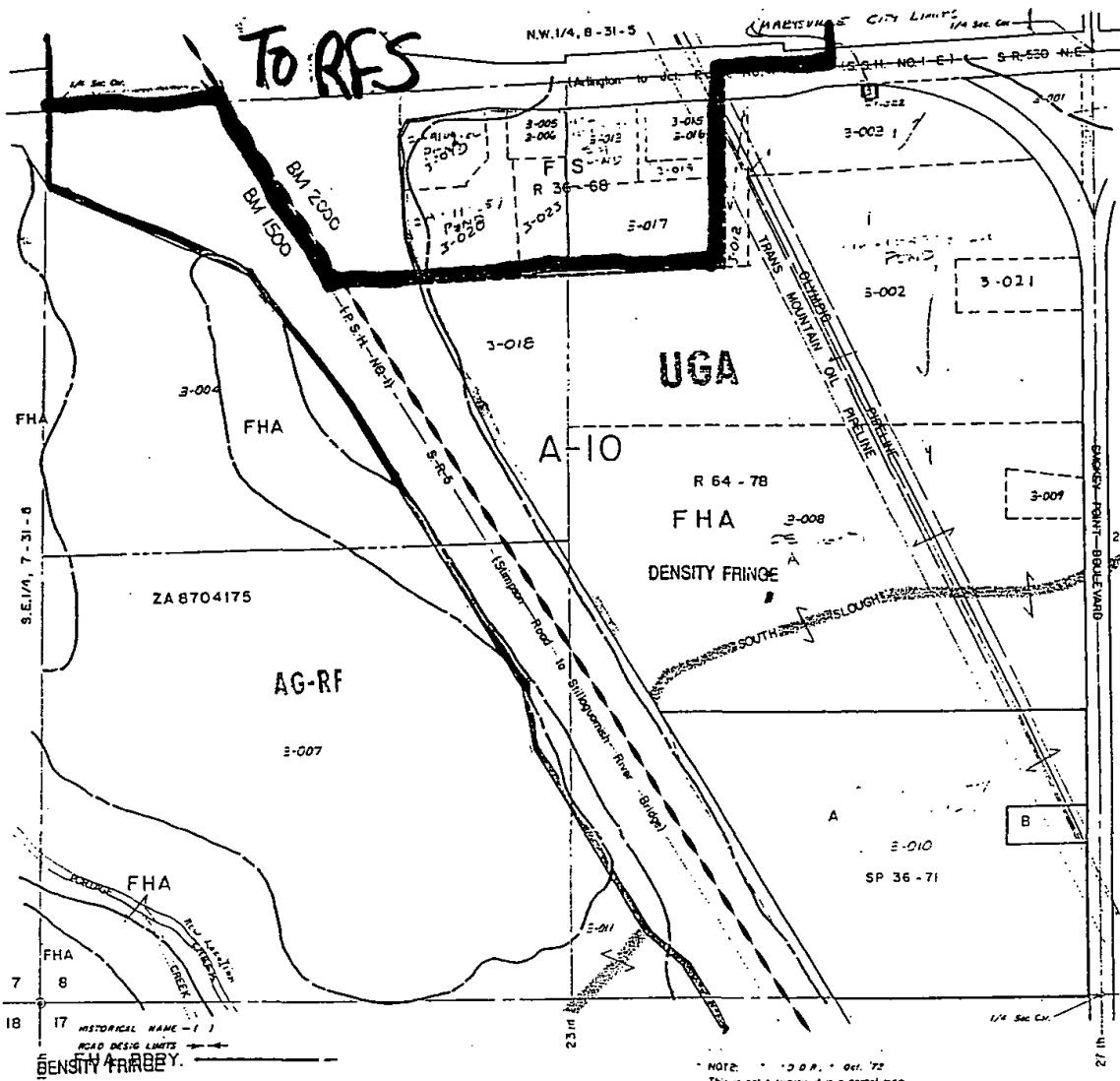


FHA BDRY.
AG PRESERVATION

AG PRESERVATION SUSPENSE ENVIRON

SHORELINE ENVIRONMENT NORTHWEST COMP PLAN SITE SENSITIVE SECTION

TO RFS



ARLINGTON C.P.
NORTHWEST C.P.
AG PRESERVATION
SHORELINE ENVIRONMENT
COMP PLAN SITE SENSITIVE SECTION

GENERALIZED FLOOD HAZARD
AREAS ARE REPRESENTED. FOR
SPECIFIC INFORMATION, SEE
STUDY:
53553-1-0590 E

S.W. 1/4, 8 - 31 - 5

Scale 1" = 200'

$\delta' = 200'$

N.W. 1/4, 24 - 31 - 5 5 Acre Parcel Survey Aud. File No. 7906050325 V.9 P.296

四〇九

BM 9100
GROWTH PHASING OVERLAY

BM 1600

WITH PHASING OVERVIEW

SECONDARY **Sale**

CITY OF

~~R 9,600~~

96-105557

ARLINGTON

UGA

$\tilde{G}_n \tilde{G}^* - \tilde{G}^* \tilde{G}_n = B_n$

3-10

GROWTH PHASING OVERLAY

26-25 HISTORICAL NAME - ()
ROAD REGS. LIMITS - ()

ARLINGTON C.P.

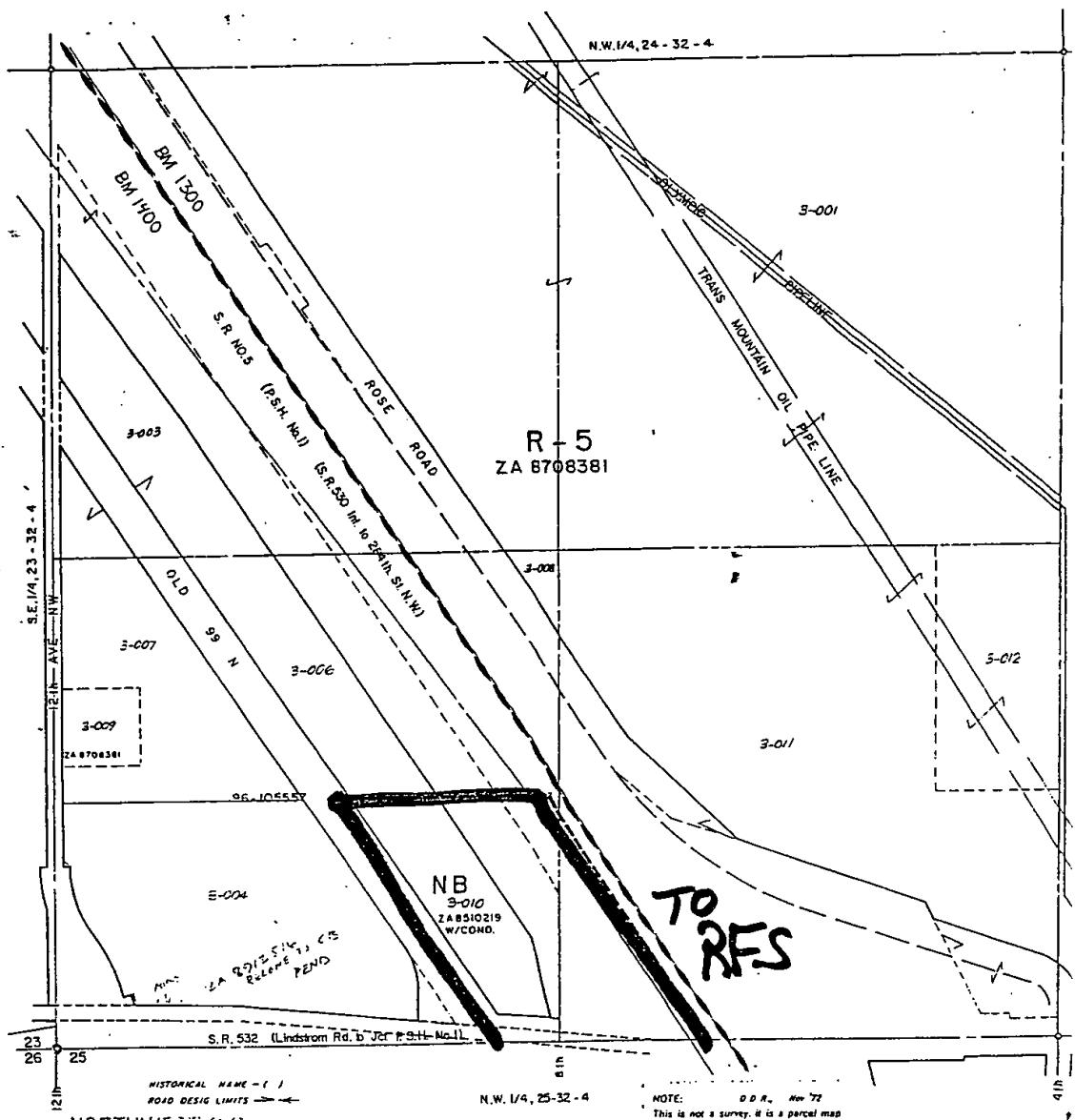
תבנין

NOTE: This is not a survey, it is a parcel map used for location of property only.

卷之三

Scale 1" = 200'

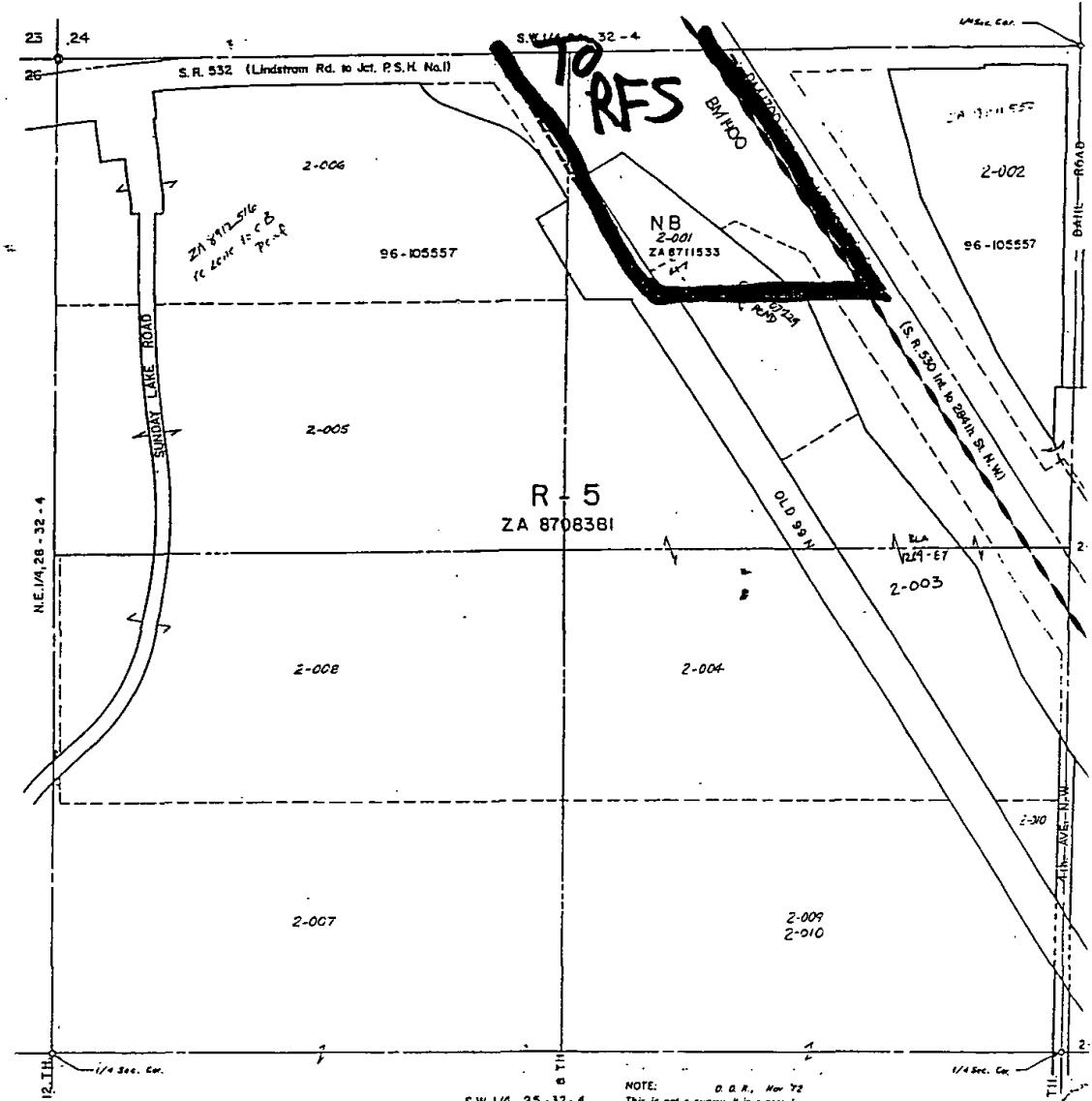
S.W. 1/4, 24 - 31 - 5



NORTHWEST C.P.

COMP PLAN SITE SENSITIVE SECTION

S.W. 1/4, 24 - 32 - 4



HISTORICAL NAME - ()
ROAD DESIGN LIMITS → ←

NORTHWEST C.P.
ARLINGTON C.P.

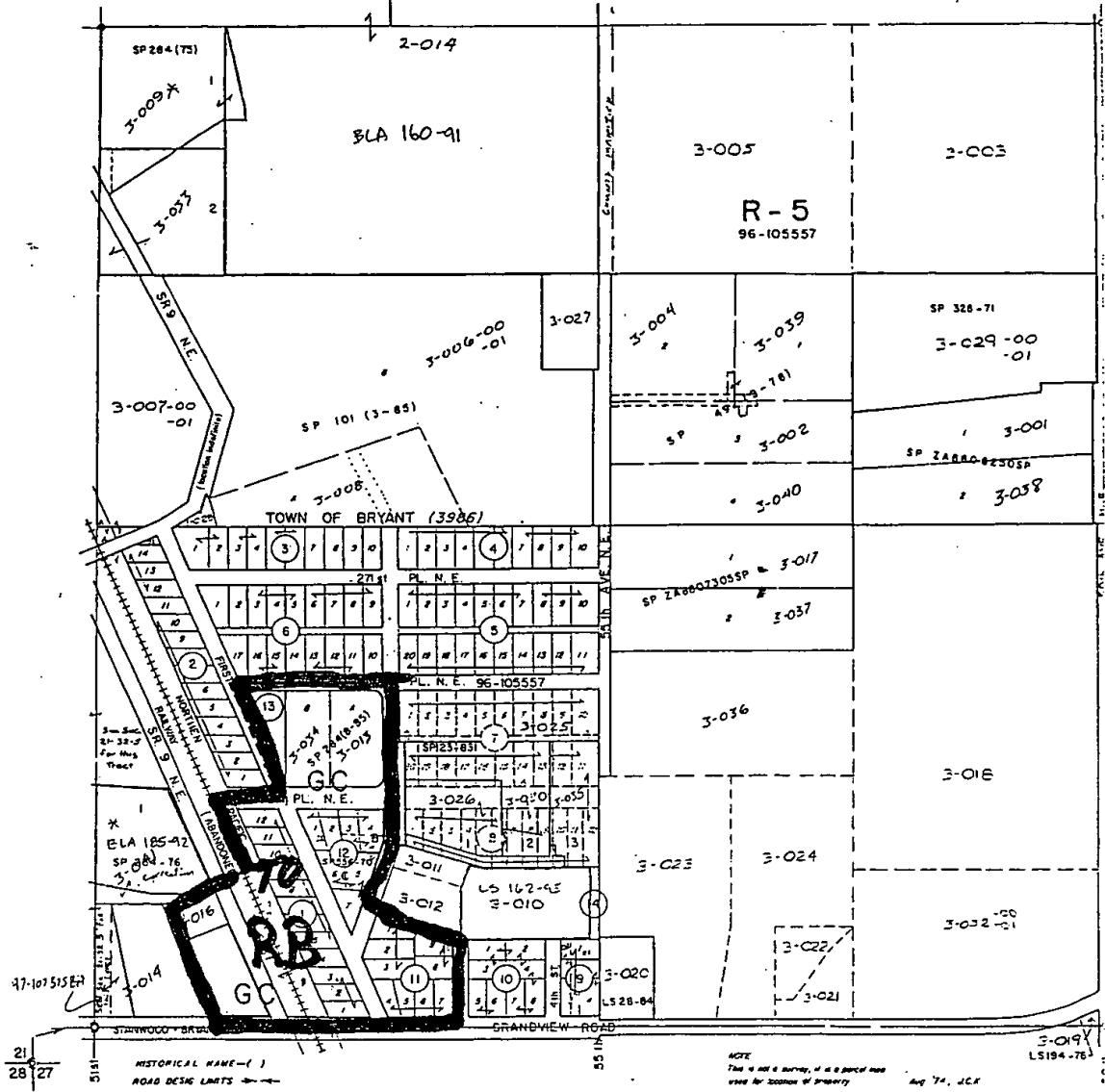
COMP PLAN SITE SENSITIVE SECTION

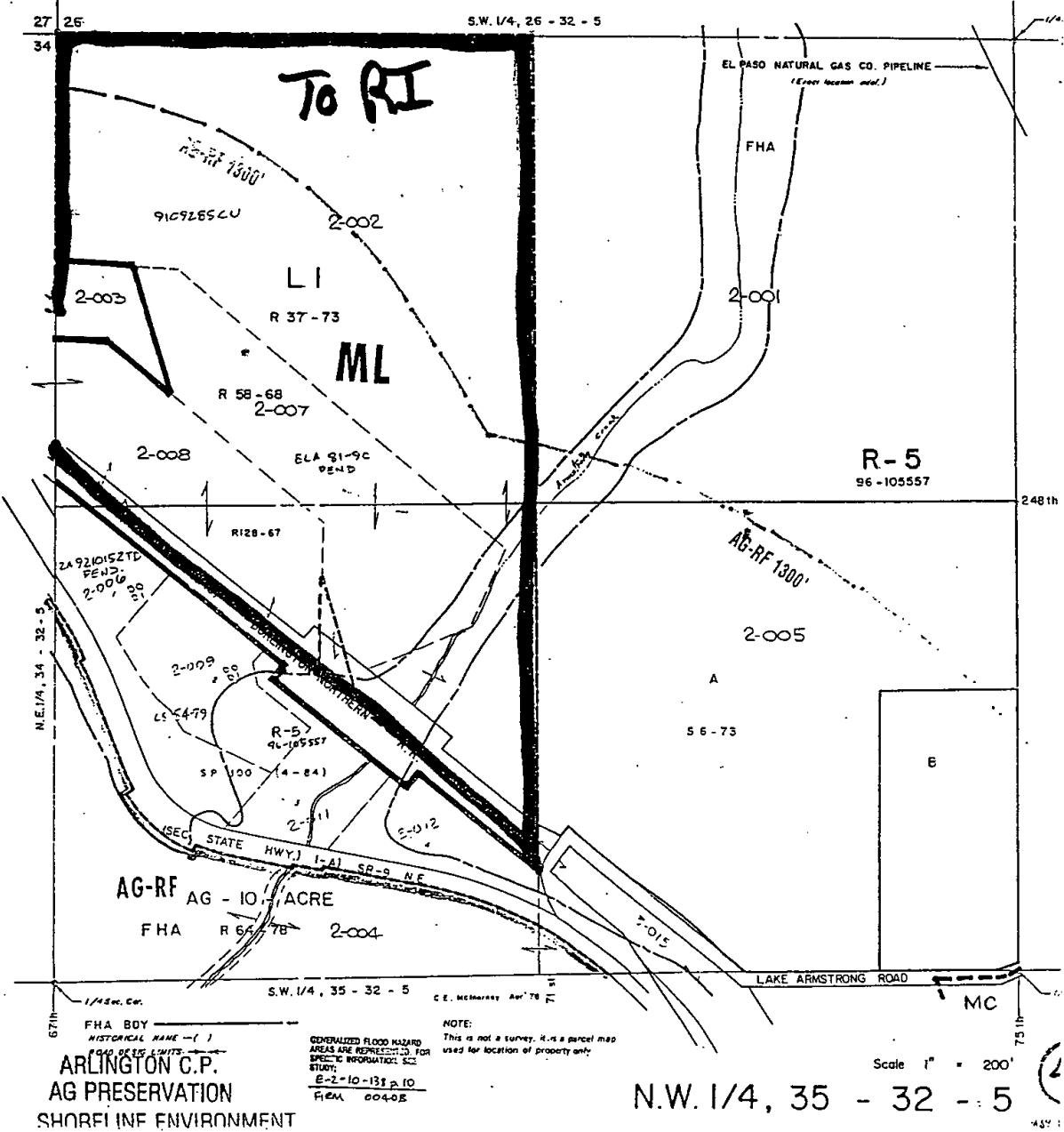
S.W. 1/4, 25-32-4

NOTE: *O. O. R., Nov 72*
This is not a survey. It is a parcel map
used for location of property only

Scale 1" = 200'

422 05 1954

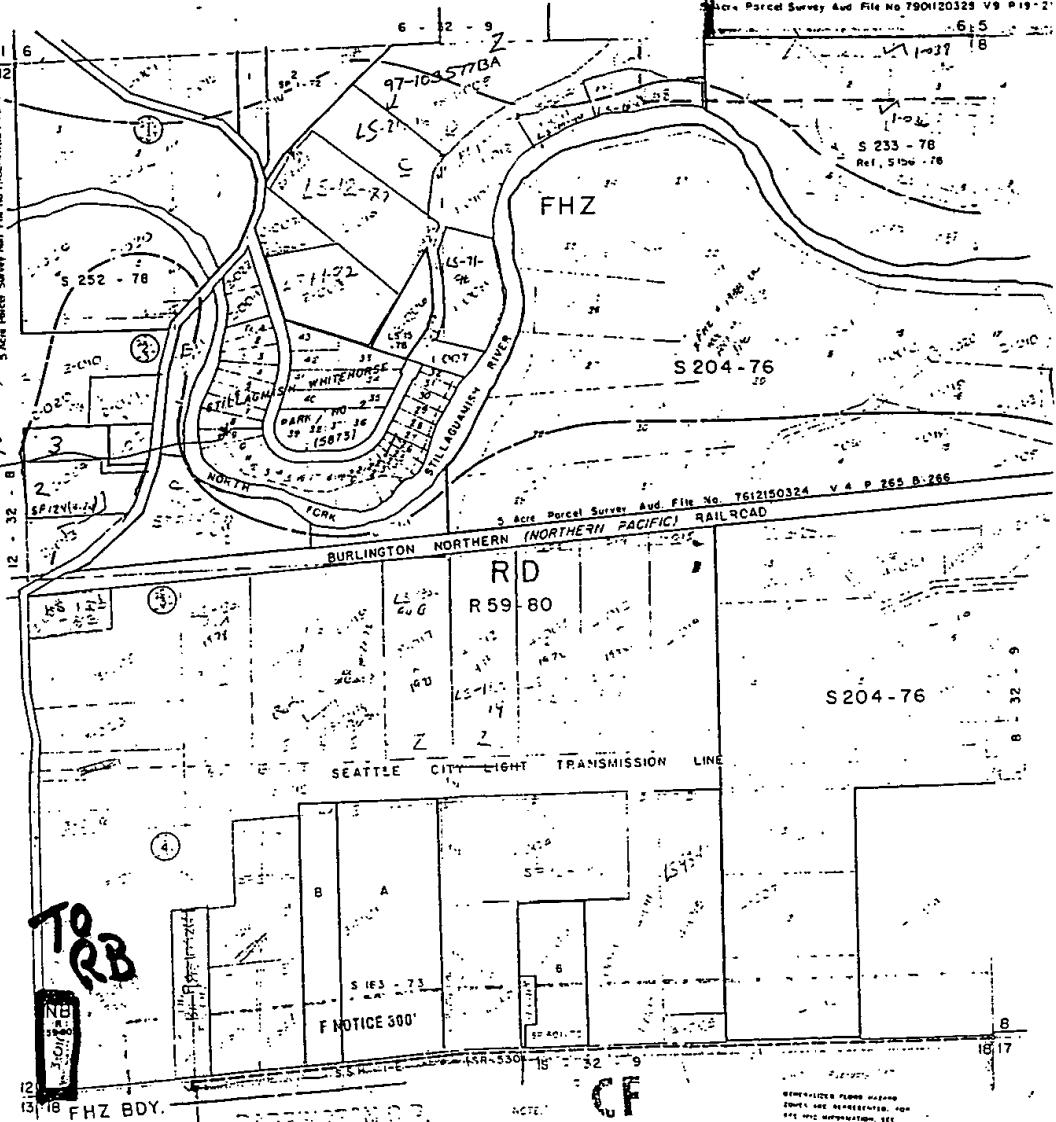




CF - Section 5 and 10
30' front x 100' deep
70' front No side boundary
Parcel Survey and File No 7904120329 V9 P19-2

Placer Parcel Survey And File No 7904120329 V9 P19-2

Land of Tax and Sighs
for a Poor & Starving & Scared
African Region
Sister Hazel Survey and File No.



SHORELINE ENVIRONMENT

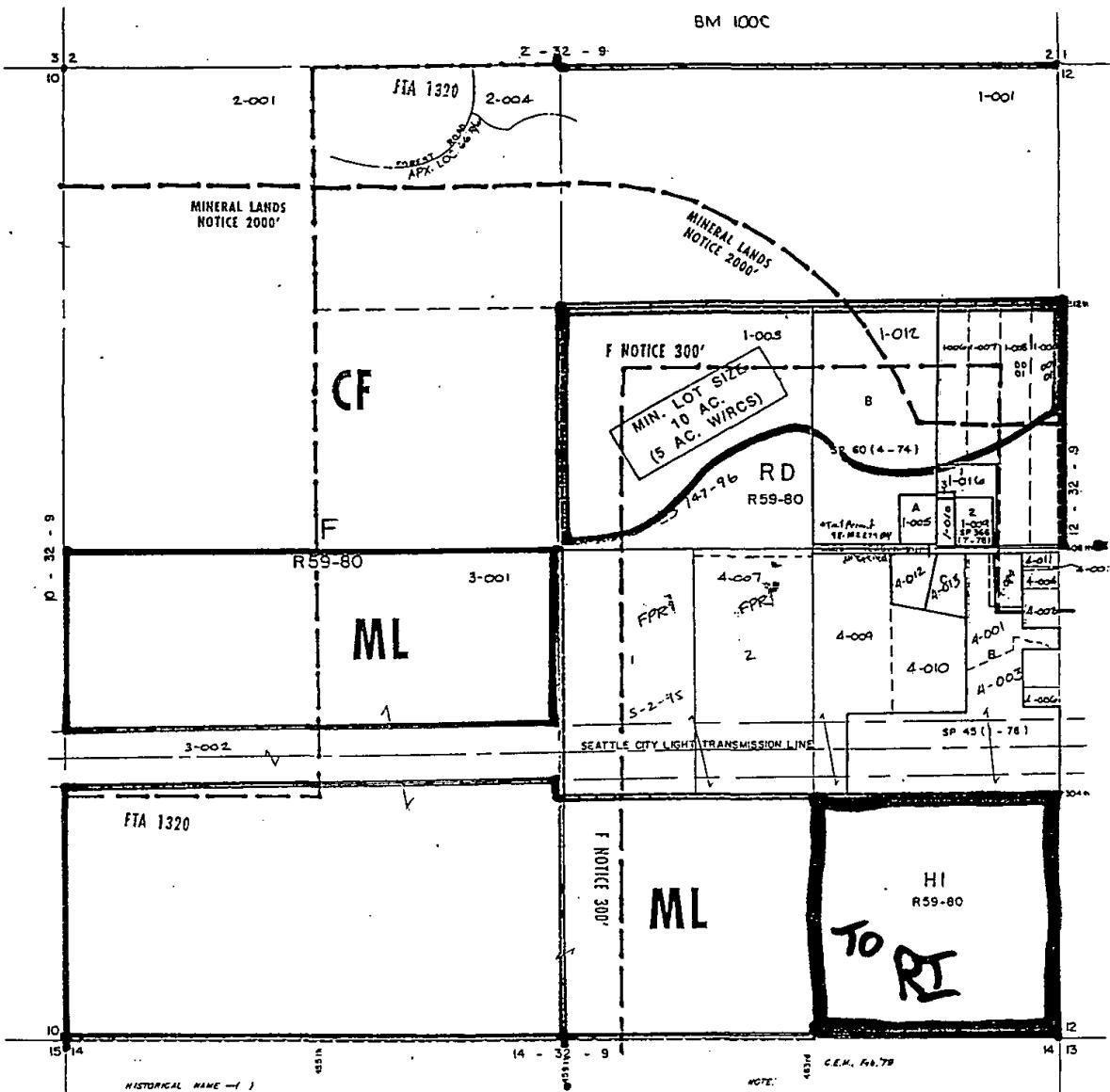
NOTE: This is not a survey. It is a general test used for estimating student needs.

GENERALIZED FLOOD MAPS
CANTERVALE, TEXAS
SEE THE INFORMATION, SEE
E-24C-139 D E

Scale 1" = 400

Scale 1 : 400
- 32 - 9 2/81

BM 100C



DARRINGTON C.P.

Scale 1" = 400'
11 - 32 - 9

NOTE:
This is not a survey, it is a parcel map
used for location of property only.

1 - 32 - 9

FIA 1329

2-002

GF

4-002

1-001

R59-80

FTA 1320

**MINERAL LANDS
NOTICE 2000.**

SEATTLE CITY LIGHT TRANSMISSION

ETA 132

MINERAL LANDS
NOTICE 2006

Digitized by srujanika@gmail.com

Digitized by srujanika@gmail.com

5

7

HISTORICAL NAME - I
ROAD DESIGN LIMITS → ←
FHA BODY

GENERALIZED FLOOD HAZARD
AREAS ARE REPRESENTED. FOR
SPECIFIC INFORMATION, SEE
STUDY:

E-6-6-321 pg 9

[Signature]

NOTE
This is not a survey; it is a parcel record
for the State of Wyoming.

10.000,00

Sc

10 38

- 36 -

Scale 1" = 40

133

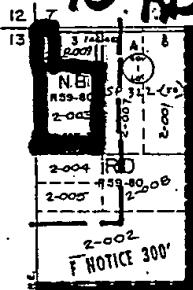
TO RB

1" = 400

BM 1000

T 8
17

T - 32 - 9
S - 510 N E



1-001

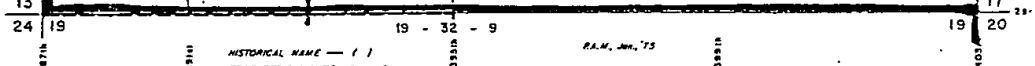
FTA 1320

CF

R59-80

17 - 32 - 9

26



DARRINGTON C.P.

HISTORICAL NAME — / /
ROAD DESIG LIMITS → →

P.M., Jan. '75

1985

NOTE:
This is not a survey, it is a parcel map
and for location of property only.

MAY 22 1988

Scale 1" = 400'

18 - 32 - 9