

# Everett Daily Herald

Ord 21-032  
Notice

## Affidavit of Publication

SNOHOMISH COUNTY COUNCIL

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

State of Washington }

County of Snohomish } ss

JUL 12 2021

CC'D TO	CF	
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 EDH932015 ORDINANCE 21-032 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 07/07/2021 and ending on 07/07/2021 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$129.36.

Subscribed and sworn before me on this

7<sup>th</sup> day of July,  
2021.

Linda Phillips  
Notary Public in and for the State of Washington.

Snohomish Cty Public Works | 14107024  
ELENA LAO



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 21-032 on Wednesday, July 21, 2021, at the hour of 10:30 a.m. at 3000 Rockefeller Avenue, 8th Floor, Jackson Board Room, Everett, WA, in conjunction with a remote meeting platform via the following Zoom link.

Zoom Webinar link: <https://zoom.us/j/94848850772>

Dial in: (253) 215 8782 or (301) 715 8592

Meeting ID: 948 488 0772

A summary of the proposed ordinances is as follows:

**PROPOSED ORDINANCE NO. 21-032**

**RELATING TO THE REQUIREMENTS FOR UTILITIES IN  
COUNTY RIGHT-OF-WAY AND AMENDING CHAPTERS 2.02,  
13.10, 13.50, 13.60, 13.80, AND 13.110 OF THE SNOHOMISH  
COUNTY CODE**

Section 1. Adopts recitals as findings of fact and conclusions.

Section 2. Adds a new section to chapter 2.02 of the Snohomish County Code (SCC) addressing procedures for the Snohomish County Hearing Examiner's adjudication of franchise disputes and hearings related to franchise revocation.

Section 3. Amends SCC 13.10.010 to clarify permit and franchise requirements for use of county right-of-way.

Section 4. Amends SCC 13.50.010 to clarify Type C permits may be issued within opened or unopened right-of-way, as applicable.

Section 5. Adds a new section to chapter 13.50 SCC to describe Type C10 permit conditions.

Section 6. Amends SCC 13.60.055 to clarify major utility construction (Type D8) permit requirements, with exceptions for utilities undergoing the franchise renewal process or performing emergency work.

Section 7. Amends SCC 13.60.060 to clarify blanket utility construction (Type D7) permit requirements.

Section 8. Adds a new section to chapter 13.80 SCC to clarify right-of-way utility permit requirements and scenarios under which emergency work may be allowed.

Section 9. Amends SCC 13.80.020 to clarify that an application is required for new franchises as well as renewal of an existing franchise.

Section 10. Amends SCC 13.80.070 to correct a code reference.

Section 11. Amends SCC 13.80.092 to revise the definition of cable television franchise fee and require franchise fee payments be remitted on a quarterly basis.

Section 12. Adds a new section to chapter 13.80 SCC to establish a process for resolving franchise disputes through adjudication by the Snohomish County Hearing Examiner.

Section 13. Adds a new section to chapter 13.80 SCC to establish a process for franchise revocation.

Section 14. Adds a new section to chapter 13.80 SCC to allow month-to-month continued operation for expired franchises undergoing the franchise renewal process.

Section 15. Amends SCC 13.110.010 to (1) clarify that an application fee is required for franchise renewal applications and (2) modify the description of franchise fees for cable television consistent with the revised definition in SCC 13.80.092.

Section 16. Provides a standard severability and savings clause.

Section 17. Delays the effective date of Section 7 of the ordinance until one year after the effective date of the ordinance.

At the hearing, the Council may also consider alternatives/

amendments to the proposed ordinance.

**Where to Get Copies of the Proposed Ordinance.** Copies of the full ordinance and related documentation are available upon request by calling the Snohomish 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](mailto:Contact.Council@snoco.org).

**Website Access.** The proposed ordinance is also available on the

County Council's website at  
<https://snohomishcountywa.gov/2134/Council-Hearings-Calendar>.  
**Public Testimony:** All interested persons may provide public testimony in person and remotely. 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 copies are provided to Council and appropriate staff prior to the hearing. (Note: All public testimony are public records and may be subject to disclosure pursuant to RCW Chapter 42.56. Any contact information provided 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 2nd day of July, 2021.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington  
/s/ Stephanie Wright  
Council Chair

ATTEST:  
/s/ Elena Lao  
Asst. Clerk of the Council  
107024  
Published: July 7, 2021.

EDH932015

# Everett Daily Herald

Ord 21-032  
Enactment

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

## Affidavit of Publication

JUL 30 2021

State of Washington }

County of Snohomish } ss

CC'D TO	CF	GOT
JLM	DIST 1	DLE
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RCB

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The amount of the fee for such publication is \$87.12.

Subscribed and sworn before me on this

28<sup>th</sup> day of July,  
2021.



Notary Public in and for the State of Washington.



## SNOHOMISH COUNTY COUNCIL

Snohomish County, Washington

### NOTICE OF ENACTMENT

NOTICE IS HEREBY GIVEN, that on July 21, 2021, the Snohomish County Council adopted Ordinance 21-032, which shall be effective August 2, 2021. A summary of the ordinance is as follows:

#### ORDINANCE NO. 21-032

RELATING TO THE REQUIREMENTS FOR UTILITIES IN COUNTY RIGHT-OF-WAY AND AMENDING CHAPTERS 2.02, 13.10, 13.50, 13.60, 13.80, AND 13.110 OF THE SNOHOMISH COUNTY CODE

Section 1. Adopts recitals as findings of fact and conclusions.

Section 2. Adds a new section to chapter 2.02 of the Snohomish County Code (SCC) addressing procedures for the Snohomish County Hearing Examiner's adjudication of franchise disputes and hearings related to franchise revocation.

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Section 4. Amends SCC 13.50.010 to clarify Type C permits may be issued within opened or unopened right-of-way, as applicable.

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Section 6. Amends SCC 13.60.055 to clarify major utility construction (Type D6) permit requirements, with exceptions for utilities undergoing the franchise renewal process or performing emergency work.

Section 7. Amends SCC 13.60.060 to clarify blanket utility construction (Type D7) permit requirements.

Section 8. Adds a new section to chapter 13.80 SCC to clarify right-of-way utility permit requirements and scenarios under which emergency work may be allowed.

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Section 16. Provides a standard severability and savings clause.

Section 17. Delays the effective date of Section 7 of the ordinance until one year after the effective date of the ordinance.

Copies of the Ordinance: To request copies of the ordinance, please call 425-388-3494, 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 26th day of July, 2021.

/s/ Elena Lao

Asst. Clerk of the Council

107024

Published: July 28, 2021.

EDH933976