

Approved: 4/24/2024

Effective: 5/16/2024

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

ORDINANCE NO. 24-017

RELATING TO THE REGULATION OF SEWAGE DISPOSAL SYSTEMS;
REPEALING CHAPTER 7.44 OF THE SNOHOMISH COUNTY CODE

WHEREAS, chapter 7.44 of the Snohomish County Code ("SCC" or the "County Code") regulates sewage disposal systems;

WHEREAS, the sewage disposal system regulations in chapter 7.44 SCC were originally adopted by Snohomish County resolution of December 17, 1962, and of June 20, 1955, and subsequently repealed and replaced by Snohomish County resolution of July 20, 1970;

WHEREAS, chapter 7.44 SCC has not been comprehensively updated or revised in decades and does not reflect current law regarding sewage disposal systems;

WHEREAS, in present day sewage disposal systems are subject to comprehensive statewide regulations for public health and safety under chapter 70A.105 RCW and chapter 246-272A WAC, and the Snohomish County Board of Health Code, which are administered by the county health department;

WHEREAS, sewage disposal systems are also subject to additional statewide and local regulations under the Growth Management Act (GMA), chapter 36.70A RCW, the County's GMA comprehensive plan, and chapter 30.29 SCC, which are administered by the county planning department;

WHEREAS, by Amended Ordinance No. 22-062 the county council recently repealed various other obsolete chapters in Title 7, health and sanitation, including chapters 7.04, 7.08, 7.12, 7.24, and 7.32 SCC that were adopted by the same Snohomish County resolution of December 17, 1962, under which chapter 7.44 SCC was adopted; and

WHEREAS, the county council concludes that chapter 7.44 SCC is obsolete and should be repealed;

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.

ORDINANCE NO. 24-017
RELATING TO THE REGULATIONS
OF SEWAGE DISPOSAL SYSTEMS;
REPEALING CHAPTER 7.44 SCC

A. This proposal is exempt from State Environmental Policy Act (SEPA) requirements under WAC 197-11-800(14) and (19).

Section 2. Snohomish County Code Chapter 7.44, last amended by Amended Ordinance No. 22-062 on October 26, 2022, is repealed.

Section 3. Severability and savings. If any section, sentence, clause, or phrase of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other sentence, clause, or phrase of this ordinance. Provided, however, that if any section, sentence, clause, or phrase of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, then the section, sentence, clause, or phrase in effect prior to the effective date of this ordinance shall be in full force and effect for that individual section, sentence, clause, or phrase as if this ordinance had never been adopted.

PASSED this 24th day of April, 2024.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington


Jared Mead
Chairperson

ATTEST:

M. G. G. G. G.
Deputy Clerk of the Council

(X) APPROVED
() EMERGENCY
() VETOED

DATE: May 6, 2024


County Executive

ATTEST:

Melissa Geraghty

Approved as to form only:

Matthew Otten 2/29/24
Deputy Prosecuting Attorney

ORDINANCE NO. 24-017
RELATING TO THE REGULATIONS
OF SEWAGE DISPOSAL SYSTEMS;
REPEALING CHAPTER 7.44 SCC