

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/94846850772>
Dial in: (253) 215 8782 or (301) 715 8592
Meeting ID: 948 4685 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.

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. 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.

Dated this 2nd day of July, 2021.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington


Council Chair

ATTEST:


Asst. Clerk of the Council

Publish: July 7, 2021

SUBMIT AFFIDAVIT TO: Council
SUBMIT INVOICE TO: Public Works 107024