

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.

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.

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 Contact.Council@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.



Asst. Clerk of the Council

Publish: July 28, 2021

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