



Snohomish County Council

Legislation Details (With Text)

File #: 2022-0450 **Version:** 1

Type: Ordinance **Status:** Approved

File created: 4/26/2022 **In control:** Public Hearings

On agenda: 6/15/2022 **Final action:** 6/15/2022

Title: Ordinance 22-021, relating to Growth Management; administrative appeal hearing notice requirements for Type 1 and Type 2 Permits; amending Chapters 30.71 and 30.72 SCC

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance 22-021, 2. Hearing Packet, 3. Council Exhibit List, 4. Part 3 Additional Council Exhibits, 5. Part 1 PDS Documents, 6. Part 2 Planning Commission Documents, 7. Distribution Sheet

Date	Ver.	Action By	Action	Result
6/15/2022	1	Public Hearings	Approved	Pass
5/25/2022	1	General Legislative Session	Set time/date for Public Hearing	
5/17/2022	1	Planning and Community Development Committee	Moved to Administrative Matters	
5/2/2022	1	Administrative Session	Assigned	

Executive/Council Action Form (ECAF)

ITEM TITLE:

Ordinance 22-021, relating to Growth Management; administrative appeal hearing notice requirements for Type 1 and Type 2 Permits; amending Chapters 30.71 and 30.72 SCC

DEPARTMENT: Planning and Development Services

ORIGINATOR: Sarah Titcomb

EXECUTIVE RECOMMENDATION: Approve - Ken Klein

PURPOSE: To adopt code amendments to Chapters 30.71 and 30.72 of the Snohomish County Code (SCC) related to noticing for Type 1 and Type 2 appeal hearings. The code amendments will increase the clarity and efficiency of the noticing process for Type 1 open record appeal hearings by: 1) eliminating Planning and Development Services (PDS) from the noticing process for appeal hearings; and 2) requiring a single noticing process that allows for use of email. The code amendments will also clarify that the Council Clerk can provide notice of Type 2 closed record appeal hearings by email.

BACKGROUND: The Office of Hearings Administration is currently required to process open record appeal hearing notices for all Type 1 permits except for appeals related to short subdivision administrative decisions made pursuant to Chapter 30.41B SCC, and to State Environmental Policy Act (SEPA) determinations made pursuant to Chapter 30.61 SCC. Notice of the open record appeal hearing for these two exceptions must be

processed by PDS. Further, the current noticing requirements for the three categories of Type 1 open record appeal hearings are different. Requiring two different parties to notice Type 1 open record appeal hearings utilizing three different processes causes confusion and delays. Additionally, with the popularity of email correspondence and change in permit processing at PDS to only accept digital permit submissions, requiring that notice of Type 1 and Type 2 appeal hearings be physically mailed is not reasonable, cost effective, or the most efficient method of delivery in most situations. PDS briefed the Planning Commission on the proposed code amendments on February 22, 2022. The Planning Commission held a public hearing on March 22, 2022, and they recommend adoption with an amendment as outlined in their March 28, 2022, letter and the Addendum to the February 22, 2022, staff report dated April 25, 2022.

FISCAL IMPLICATIONS:

EXPEND: FUND, AGY, ORG, ACTY, OBJ, AU	CURRENT YR	2ND YR	1ST 6 YRS
TOTAL	\$0	\$0	\$0

REVENUE: FUND, AGY, ORG, REV, SOURCE	CURRENT YR	2ND YR	1ST 6 YRS
TOTAL	\$0	\$0	\$0

DEPARTMENT FISCAL IMPACT NOTES: Click or tap here to enter text.

CONTRACT INFORMATION:

ORIGINAL CONTRACT# AMOUNT _____
 AMENDMENT CONTRACT# AMOUNT _____

Contract Period

ORIGINAL START END _____
 AMENDMENT START END _____

OTHER DEPARTMENTAL REVIEW/COMMENTS: Approved as to form by DPA Christina Richmond.
 Reviewed/approved by Finance.