SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington  

AMENDED ORDINANCE NO. 17-020  

CONSOLIDATING SURFACE WATER MANAGEMENT SERVICE AREAS,  
AMENDING PORTIONS OF TITLE 4 RELATED TO REVENUE AND FINANCE,  
AMENDING TITLE 25 RELATED TO STORM AND SURFACE WATER  
MANAGEMENT, AND REPEALING TITLE 25A OF THE SNOHOMISH COUNTY CODE  
RELATED TO WATER QUALITY RESTORATION AND WATER QUALITY  
MANAGEMENT  

WHEREAS, as authorized by chapter 36.89 RCW, Title 25 of the Snohomish  
County Code (SCC) imposes storm and surface water management service charges on  
real property located within the unincorporated area of Snohomish County and areas  
annexed to cities since 2009; and  

WHEREAS, as authorized by chapter 36.89 RCW and chapter 90.72 RCW, Title  
25A SCC imposes charges for both water quantity management services and water  
quality restoration services on real property located within the clean water district and  
the former clean water district as provided for therein; and  

WHEREAS, the Snohomish County Council ("County Council") recognizes a  
need to provide water quality restoration and storm and surface water management  
services to all areas of unincorporated Snohomish County; and  

WHEREAS, the County Council recognizes many storm and surface water  
management programs and services are county-wide in scope; and  

WHEREAS, the County Council recognizes that administrative and operational  
cost benefits can be achieved by consolidating the existing service areas created under  
Titles 25 and 25A SCC into a single administrative area; and  

WHEREAS, the Stillaguamish Clean Water District Advisory Board requested  
continued SWM staff support through the end of 2017, the Board members have  
valuable background and knowledge about SWM services and surface water issues,  
and SWM agreed to provide the requested staff support through the end of 2017 so that  
the Board can continue to provide input and recommendations during this transition  
period; and  

WHEREAS, the County Council intends for the shellfish protection district under  
chapter 90.72 RCW to continue under the consolidated surface water management  
utility district; and  

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SURFACE WATER MANAGEMENT, AND REPEALING TITLE 25A OF THE SNOHOMISH COUNTY  
CODE RELATED TO WATER QUALITY RESTORATION AND WATER QUALITY MANAGEMENT - 1
WHEREAS, the County Council acknowledges that Titles 25 and 25A SCC authorize many of the same programs in different geographic parts of the County and also authorize some programs specific to certain areas of the County, and consolidating the titles is more administratively efficient; and

WHEREAS, the County Council recognizes that SCC 4.113.010 and SCC 4.113.020 require amendment as a result of repealing Title 25A SCC; and

WHEREAS, service charge rates dedicated to control of aquatic plants on Lake Shoecraft and Lake Goodwin need to be added to Title 25 SCC to provide continued funding for invasive aquatic plant management; and

WHEREAS, service charge rates for Lake Ketchum restoration need to be added to Title 25 SCC to provide continued funding for controlling algae and phosphorous pollution; and

WHEREAS, the County Council desires to amend authority under Title 25 SCC to allow for cost share and small grant programs; and

WHEREAS, on May 15, 2017, continued to June 7, 2017, continued to June 14, 2017, continued to June 21, 2017, and continued to July 5, 2017, the County Council held a public hearing after proper notice and considered public comment and the entire record related to the code amendments contained in this ordinance.

NOW, THEREFORE, BE IT ORDEIGNED:

Section 1. The County Council adopts the following findings in support of this ordinance:

A. The foregoing recitals are adopted as findings as if set forth in full herein.

B. This ordinance amends SCC 4.113.010 to remove the reference to repealed Title 25A SCC.

C. This ordinance amends SCC 4.113.020 to remove the reference to repealed Title 25A SCC.

D. This ordinance amends SCC 25.05.010 to change the name of the surface water service area and to carry forward a purpose statement regarding tidelands and shellfish beds from Title 25A SCC.

E. This ordinance amends SCC 25.05.020 to add a new subsection authorizing the director to implement cost share and small grant programs in place of the discretionary fund in title 25A.

F. This ordinance adds a new section codified as SCC 25.05.045 to add a reporting requirement to County Council on revenues and expenditures.
G. This ordinance repeals SCC 25.10.090 as the term “former watershed management area” is no longer used.

H. This ordinance adds a new definition codified as SCC 25.10.275 to define the extent of the consolidated surface water management utility district. This new definition supersedes the former definitions codified as SCC 25.10.305 and SCC 25A.10.025.

I. This ordinance repeals SCC 25.10.305 describing separate watershed management areas as the basis for the extent of the surface water management service area in favor of a definition for the consolidated service area.

J. This ordinance amends SCC 25.20.010 to amend language related to watershed management areas.

K. This ordinance amends SCC 25.20.020 to amend language related to watershed management areas.

L. This ordinance amends SCC 25.20.030 to amend language related to former watershed management areas.

M. This ordinance amends SCC 25.20.040 to create a single rate structure for bond recovery areas as they are annexed by cities and towns from the surface water management utility district. Rates are recomputed to provide a single uniform and equitable rate structure across all bond recovery areas.

N. This ordinance adds a new section codified as SCC 25.20.050 related to aquatic plant control that is carried forward from repealed Title 25A SCC.

O. This ordinance adds a new section codified as SCC 25.20.055 related to Lake Ketchum restoration that is carried forward from Title 25A SCC.

P. This ordinance amends SCC 25.20.060 to amend language related to watershed management areas.

Q. This ordinance amends SCC 25.20.080 to amend language related to watershed management areas.

R. This ordinance amends SCC 25.20.090 to amend language related to former watershed management areas.

S. This ordinance amends SCC 25.20.140 to amend language related to watershed management areas.

T. This ordinance repeals Title 25A SCC.

Section 2. The County Council makes the following conclusions:

A. The proposed amendments are consistent with Washington State law and the County Code.

B. The proposed amendments provide for greater simplicity and understanding of the county surface water management program and rates.
C. The consolidation of the two watershed management areas and the clean water district into a single surface water management utility district is consistent with RCW 36.89 and in the best interest of the ratepayers.

Section 3. The County Council bases its findings and conclusions on the entire record including all testimony and exhibits. Any finding which should be deemed a conclusion, and any conclusion which should be deemed a finding, is hereby adopted as such.

Section 4. Snohomish County Code Section 4.113.010, added by Ordinance No. 07-141 on December 19, 2007, is amended to read:

4.113.010.
There is hereby created a surface water management fund, which shall be used to account for the operations, capital improvements, and debt service of the surface water management division of the department of public works as described in titles 25((, 25A)) and 25B SCC.

Section 5. Snohomish County Code Section 4.113.020, added by Ordinance No. 07-141 on December 19, 2007, is amended to read:

4.113.020.
The surface water management fund shall contain resources from rates and charges imposed pursuant to (chapters 25 and 25A) title 25 SCC, assessments, bonds, grant proceeds and other financial resources of the surface water management division of the department of public works.

Section 6. Snohomish County Code Section 25.05.010, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.05.010 Purpose.
It is the purpose and intent of this title:
(1) To establish a water quality restoration and storm and surface water management program for Snohomish County to be administered by the Snohomish County Department of Public Works;
(2) To create a service area(s) defined by ordinance to be known as ("watershed management areas") the "Surface Water Management Utility District";
(3) To provide a comprehensive approach to managing surface water to respect and preserve the county’s rivers, streams, lakes and other water bodies; protect and restore water quality; control, accommodate and discharge storm runoff; provide for groundwater recharge; control sediment; stabilize erosion; monitor water quality and stream flow; and rehabilitate stream and drainage corridors for hydraulics, aesthetics, and fisheries benefits;
(4) To facilitate the preparation and implementation of comprehensive watershed action plans and watershed management plans;
(5) To recognize that programs to restore water quality and manage storm and surface water needs will vary from watershed to watershed and that specific watershed

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management needs may be determined or refined when watershed action plans and
watershed management plans are developed or revised; (and)
(6) To foster interagency cooperation on water quality restoration and storm and
surface water management issues because watersheds do not conform to political
boundaries:(,); and
(7) To restore water quality in saltwater tidelands to allow the upgrading of
conditionally approved, restricted, and prohibited shellfish beds.

Section 7. Snohomish County Code Section 25.05.020, last amended by
Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.05.020 Authority.
(1) Pursuant to chapter 36.89 RCW, chapter 90.72 RCW and the Snohomish County
Home Rule Charter, Snohomish County is authorized to provide water quality
restoration and storm and surface water management services throughout
unincorporated Snohomish County and within its cities and towns for the benefit of all
county residents.
(2) Whenever necessary to examine the property characteristics of a particular
parcel of real property for the determination of rates and charges, the director may enter
said property or portion thereof at reasonable times in compliance with the following
procedures:
   (a) If such real property or portion thereof is occupied, the director shall present
identification credentials, state the reason for entry, and request entry.
   (b) If such property or portion thereof is unoccupied, the director shall first make
a reasonable effort to locate the property owner or other persons having charge or
control of the real property or portion thereof, and request entry.
   (c) Unless entry is consented to by the property owner or person in control of any
real property or portion thereof, the director, prior to entry, shall obtain a search warrant
as authorized by the laws of the state of Washington.
(3) The director shall have the authority to enter into an agreement or agreements
with any property owner for any lawful purpose under this title, including, but not limited
to, the creation and maintenance of drainage easements.
(4) The director shall have the authority to implement cost share or local grant
programs for projects in furtherance of the program established by this title.

Section 8. A new section is added to chapter 25.05 of the Snohomish
County Code to read:

25.05.045 Reporting requirement
(1) To promote transparency in the allocation of resources, the director shall
prepare and submit an annual report to the county council that accounts for revenue
and expenditures county-wide and by council district.
(2) The director shall report to the county council during the first quarter of 2021
concerning an analysis of the options to continue one utility district or re-establish three
separate service areas.

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Section 9. Snohomish County Code Section 25.10.090, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is repealed.

Section 10. A new section is added to chapter 25.10 of the Snohomish County Code to read:

25.10.275 Surface water management utility district.
(1) The surface water management utility district shall consist of all unincorporated Snohomish County except the following areas:
   (a) Stillaguamish Reservation;
   (b) Tulalip Indian Reservation;
   (c) Hat Island; and
   (d) Properties held in trust by the United States as tribal trust lands.
(2) The utility district may also include properties within cities and towns by interlocal agreement between the county and such cities or towns.
(3) Nothing in this chapter shall be interpreted as preventing adjustment of the utility district boundary by legislative action at a later date.

Section 11. Snohomish County Code Section 25.10.305, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is repealed.

Section 12. Snohomish County Code Section 25.20.010, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.010 Applicability.
The requirements of this chapter shall apply to all real property located within ((watershed-management-areas)) the surface water management utility district and ((former-watershed-management-areas)) areas annexed by cities or towns.

Section 13. Snohomish County Code Section 25.20.020, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.020 Rate structure for ((watershed-management-areas)) the surface water management utility district.
(1) The director shall assign all developed real property located in ((watershed-management-areas)) the surface water management utility district to service charge rate categories according to the land use classification and the degree of impervious surface coverage of the real property. The "Index of Land Use Classifications and Rate Categories" dated January 8, 2002, or any revision thereafter compiled by the director, is available in the department of public works and incorporated by this reference. When assigning real property to appropriate service charge rate categories, if portions of any tax parcel or legal lot have been placed into separate taxation categories by the county assessor, the director shall treat each of those separate portions of the tax parcel or legal lot as separate properties and assign an appropriate service charge rate category to each. When assigning the real property to appropriate service charge rate categories, if the property exhibits mixed use, the director shall assign the rate category based on...
the use associated with the majority of the impervious surface area on the real property or portion thereof.

(2) Except as provided in SCC 25.20.070, SCC 25.20.080, and SCC 25.20.100, developed real property located in ((watershed management))surface water management utility district areas shall be subject to annual service charges as follows:

**Table 25.20.020(2)(a)**

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Impervious Surface Coverage</th>
<th>Annual Service Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>Single Family Residential</td>
<td>N/A</td>
<td>$90.00 per dwelling unit</td>
</tr>
<tr>
<td>Condominium</td>
<td>N/A</td>
<td>$81.00 per dwelling unit</td>
</tr>
<tr>
<td>Farm</td>
<td>N/A</td>
<td>$90.00 per parcel</td>
</tr>
</tbody>
</table>

**Table 25.20.020(2)(b)**

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Impervious Surface Coverage</th>
<th>Annual Service Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>Exempt</td>
<td>Less than 1%</td>
<td>$0.00</td>
</tr>
<tr>
<td>Very Light</td>
<td>1% to 19%</td>
<td>$26.99 per quarter acre</td>
</tr>
<tr>
<td>Light</td>
<td>20% to 39%</td>
<td>$90.00 per quarter acre</td>
</tr>
<tr>
<td>Moderate</td>
<td>40% to 59%</td>
<td>$149.95 per quarter acre</td>
</tr>
<tr>
<td>Heavy</td>
<td>60% to 79%</td>
<td>$203.97 per quarter acre</td>
</tr>
<tr>
<td>Very Heavy</td>
<td>80% to 100%</td>
<td>$269.97 per quarter acre</td>
</tr>
</tbody>
</table>

(3) For the period beginning January 1, 2016, and ending December 31, 2021, the annual service charge for developed real property located in those portions of ((watershed management areas))the surface water management utility district within urban growth areas shall be based on the rates set forth in subsection (2) above, plus the following amounts:

**Table 25.20.020(3)**

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Additional Annual Urban Growth Area Service Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>Single Family Residential</td>
<td>$32.00 per dwelling unit</td>
</tr>
<tr>
<td>Condominium</td>
<td>$28.80 per dwelling unit</td>
</tr>
<tr>
<td>Farm</td>
<td>$32.00 per parcel</td>
</tr>
<tr>
<td>Exempt</td>
<td>No charge</td>
</tr>
<tr>
<td>Very Light</td>
<td>$9.60 per quarter acre</td>
</tr>
<tr>
<td>Rate Category</td>
<td>Additional Annual Urban Growth Area Service Charge</td>
</tr>
<tr>
<td>---------------</td>
<td>-----------------------------------------------</td>
</tr>
<tr>
<td>Light</td>
<td>$32.00 per quarter acre</td>
</tr>
<tr>
<td>Moderate</td>
<td>$53.32 per quarter acre</td>
</tr>
<tr>
<td>Heavy</td>
<td>$72.52 per quarter acre</td>
</tr>
<tr>
<td>Very Heavy</td>
<td>$95.99 per quarter acre</td>
</tr>
</tbody>
</table>

(a) The service charges established in subsection (2) above represent the base rate. All service charges collected under this subsection (3), less the base rate applicable each year, shall be used solely for surface water management projects related to impacts originating from or providing benefit to those portions of ((watershed management areas)) the surface water management utility district within urban growth areas.

(b) The first priority for expenditure of service charges collected under this subsection shall be capital projects as listed in the surface water management annual construction program.

Section 14. Snohomish County Code Section 25.20.030, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.030 Bond debt service allocable to ((former watershed management areas)) areas annexed by cities or towns.

As provided in RCW 36.89.120, whenever a city or town annexes an area, or a city or town incorporates an area, and the county has issued revenue bonds or general obligation bonds to finance storm and surface water management facilities that are payable in whole or in part from rates or charges imposed in the area, the county shall continue imposing all portions of the rates or charges that are allocated to payment of the debt service on bonds in that area after the effective date of the annexation or official date of the incorporation until: (1) The debt is retired; (2) any debt that is issued to refinance the underlying debt is retired; or (3) the city or town reimburses the county an amount that is sufficient to retire that portion of the debt borne by the annexed or incorporated area. The county shall construct all facilities included in the storm and surface water management plan intended to be financed by the proceeds of such bonds. If the county provides storm and surface water management services to the city or town by contract, the contract shall consider the value of payments made by property owners to the county for the payment of debt service. The rates to be charged under this section are provided in SCC 25.20.040.

Section 15. Snohomish County Code Section 25.20.040, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.040 Rate structure for ((former watershed management areas)) bond debt service in areas annexed by cities and towns.

(1) The director shall assign all developed real property located in ((former watershed management areas)) areas annexed by cities and towns to service charge

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rate categories according to the land use classification and the degree of impervious
surface coverage of the real property. The "Index of Land Use Classifications and Rate
Categories" dated January 8, 2002, or any revision thereafter compiled by the director,
is available in the department of public works and incorporated by this reference. When
assigning real property to appropriate service charge rate categories, if portions of any
tax parcel or legal lot have been placed into separate taxation categories by the county
assessor, the director shall treat each of those separate portions of the tax parcel or
legal lot as separate properties and assign an appropriate service charge rate category
to each. When assigning the real property to appropriate service charge rate categories,
if the property exhibits mixed use, the director shall assign the rate category based on
the use associated with the majority of the impervious surface area on the real property.

(2) Except as provided in SCC 25.20.070(1) through (3) and SCC 25.20.100, all
developed real property in all ((former watershed management areas)) areas annexed
by cities and towns shall be subject to annual service charges for bond debt payment
under RCW 36.89.120 as follows:

((a) Developed real property located in the South County Former Watershed
Management Area shall be subject to the following annual service charges for bond
debt payment under RCW 36.89.120:))

Table 25.20.040(2)((a))

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Single Family Residential</td>
<td>$12.07-$14.97 per dwelling unit</td>
</tr>
<tr>
<td>Condominium</td>
<td>$10.86-$13.48 per dwelling unit</td>
</tr>
<tr>
<td>Farm</td>
<td>$12.07-$14.97 per parcel</td>
</tr>
<tr>
<td>Exempt</td>
<td>No charge</td>
</tr>
<tr>
<td>Very Light</td>
<td>$3.62-$4.49 per quarter acre</td>
</tr>
<tr>
<td>Light</td>
<td>$12.07-$14.97 per quarter acre</td>
</tr>
<tr>
<td>Moderate</td>
<td>$20.13-$24.97 per quarter acre</td>
</tr>
<tr>
<td>Heavy</td>
<td>$27.37-$33.96 per quarter acre</td>
</tr>
<tr>
<td>Very Heavy</td>
<td>$36.21-$44.92 per quarter acre</td>
</tr>
</tbody>
</table>

((b) Developed real property located in the Snohomish Former Watershed
Management Area shall be subject to the following annual service charges for bond
debt payment under RCW 36.89.120:)}
Table 25.20.040(2)(b)

Annual Service Charge for Snohomish Former Watershed Management Area

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Single Family Residential</td>
<td>$15.01 per dwelling unit</td>
</tr>
<tr>
<td>Condominium</td>
<td>$13.51 per dwelling unit</td>
</tr>
<tr>
<td>Farm</td>
<td>$15.01 per parcel</td>
</tr>
<tr>
<td>Exempt</td>
<td>No-charge</td>
</tr>
<tr>
<td>Very Light</td>
<td>$4.50 per quarter acre</td>
</tr>
<tr>
<td>Light</td>
<td>$15.01 per quarter acre</td>
</tr>
<tr>
<td>Moderate</td>
<td>$25.04 per quarter acre</td>
</tr>
<tr>
<td>Heavy</td>
<td>$34.04 per quarter acre</td>
</tr>
<tr>
<td>Very Heavy</td>
<td>$45.04 per quarter acre</td>
</tr>
</tbody>
</table>

(3) A reasonable administrative fee in an amount sufficient to reimburse the county for its actual, reasonable costs of performing administrative functions related to the service charges shall be added to the amount charged.

(4) Rights-of-way owned by the state shall be subject to annual service charges to the extent permitted by law.

(5) Service charges collected under this section shall be used solely for purposes permitted by RCW 36.89.120.

Section 16. A new section is added to chapter 25.20 of the Snohomish County Code to read:

25.20.050 Service charges for aquatic plant control.

(1) In addition to the annual service charges established in SCC 25.20.020, each tax parcel abutting the shore of Lake Goodwin or Lake Shoecraft shall be subject to an additional annual water quality restoration service charge for the purpose of managing and controlling invasive aquatic plants.

(2) For the period beginning January 1, 2015, and ending December 31, 2019, the rate categories and additional annual service charges for real property abutting Lake Goodwin or Lake Shoecraft shall be as follows:

Table 25.20.050(2)

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Annual Service Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>Single Family Residential</td>
<td>$60.00 per parcel</td>
</tr>
<tr>
<td>Undeveloped</td>
<td>$60.00 per parcel</td>
</tr>
<tr>
<td>Community Beach Lot</td>
<td>$12.00 per parcel</td>
</tr>
</tbody>
</table>
(3) The single family rate category or the undeveloped rate category applies to each lake front land parcel classified by the Snohomish County Assessor as either single family residential or undeveloped, respectively. The community beach rate category applies to each land parcel having an undivided ownership interest in a lake front parcel used for common beach access. The public and semi-public recreation rate category applies to lake front parcels classified by the Snohomish County Assessor as resorts, recreational activities, camping activities, or parks, as well as other publicly owned recreational parcels. Lake front parcels are defined as land parcels abutting the lake shore.

(4) All service charges collected under this section shall be used solely for management and control of non-native invasive aquatic plants in Lake Goodwin and Lake Shoecraft.

(5) A detailed map of the tax parcels subject to the additional service charges established in this section is available in the department of public works and incorporated herein by this reference.

Section 17. A new section is added to chapter 25.20 of the Snohomish County Code to read:

25.20.055 Service charges for Lake Ketchum restoration.

(1) In addition to the annual service charges established in SCC 25.20.020, all real property abutting the shore of Lake Ketchum shall be subject to an additional annual service charge for the purpose of managing and controlling blue-green and toxic algae blooms and phosphorus pollution in Lake Ketchum.

(2) For the period beginning January 1, 2014, and ending December 31, 2018, the rate categories and additional annual service charges for real property abutting Lake Ketchum shall be as follows:

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Annual Service Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lake Front</td>
<td>$150.00 per parcel of real property abutting the shoreline of Lake Ketchum</td>
</tr>
<tr>
<td>Community Beach Lot</td>
<td>$30.00 per parcel of real property with an undivided ownership interest in lake front real property used for common beach access</td>
</tr>
</tbody>
</table>

(3) All service charges collected under this section shall be used solely for the management and control of blue-green and toxic algae blooms and phosphorus pollution in Lake Ketchum.

(4) A detailed map of the real property subject to the additional service charges established in this section is available in the department of public works and incorporated herein by this reference.

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Section 18. Snohomish County Code Section 25.20.060, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.060 Service charges for lake management.
   (1) Each developed tax parcel abutting the shore of Lake Stevens in the (Snohomish Watershed Management Area)surface water management utility district shall be subject to an annual service charge. The charge imposed under this section shall be in addition to the annual service charges established in SCC 25.20.020 and shall be for the purpose of managing the water quality and quantity of Lake Stevens in accordance with RCW 36.89.080 and RCW 36.89.130.
   (2) The rate categories and annual service charges for parcels abutting Lake Stevens shall be as follows:

   Table 25.20.060(2)

<table>
<thead>
<tr>
<th>Rate Category</th>
<th>Annual Service Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lake Front Lot</td>
<td>$120.00 per parcel</td>
</tr>
<tr>
<td>Split Lot</td>
<td>$85.00 per parcel</td>
</tr>
<tr>
<td>Community Beach Lot</td>
<td>$12.00 per parcel</td>
</tr>
</tbody>
</table>

   (3) The lake front lot rate category applies to each land parcel abutting the lake shore and located entirely between the lake shore and the adjacent county road. The split lot rate category applies to each land parcel with a portion of the lot abutting the lake shore and a portion of the lot separated from the lake shore by the county road. The community beach lot rate category applies to each land parcel having an undivided ownership interest in a lake front parcel used for common beach access.
   (4) All service charges collected under this section shall be used solely for cooperative watershed management actions for purposes of water quality and water resource management pursuant to one or more intergovernmental agreements as authorized by RCW 36.89.130.
   (5) The department of public works shall maintain and make available to the public a detailed map of the tax parcels subject to the service charges established in this section.

Section 19. Snohomish County Code Section 25.20.080, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.080 Credits.
   Real property located in (watershed management areas)the surface water management utility district may be eligible for reductions in service charges as described below:
   (1) For real property having a rate category of light, moderate, heavy, or very heavy, the rate category shall be reduced one category if the storm water runoff discharges into AMENDED ORDINANCE NO. 17-020 CONSOLIDATING SURFACE WATER MANAGEMENT SERVICE AREAS, AMENDING PORTIONS OF TITLE 4 RELATED TO REVENUE AND FINANCE, AMENDING TITLE 25 RELATED TO STORM AND SURFACE WATER MANAGEMENT, AND REPEALING TITLE 25A OF THE SNOHOMISH COUNTY CODE RELATED TO WATER QUALITY RESTORATION AND WATER QUALITY MANAGEMENT - 12
an onsite storm and surface water management facility built to comply with the
detention and water quality regulations and standards set forth in chapter 30.63A SCC,
and said facility is adequately operated and maintained by the property owner.
(2) For real property having a rate category of light, moderate, heavy, or very heavy,
the rate category shall be reduced one category if the site contains wholly or partly, an
aquatic system that complies with the detention and water quality regulations and
standards set forth in chapter 30.63A SCC, and said aquatic system is maintained in its
natural state by the property owner.
(3) For real property located in ((a watershed management area)) the surface water
management utility district, if all or any portion of the real property is regulated by a valid
and active permit issued by the Washington State Department of Ecology or the federal
Environmental Protection Agency pursuant to the National Pollutant Discharge
Elimination System (NPDES) permit program established by the federal Clean Water
Act, codified at 33 U.S.C. § 1251 et seq., then the portion of the annual service charges
imposed pursuant to SCC 25.20.020, SCC 25.20.060 and 25.20.065 under authority of
chapter 36.89 RCW shall be reduced by 35%. This rate adjustment shall not be
available to real property that is a right-of-way owned by a municipality, the county, or
the state subject to the rates provided in SCC 25.20.070(2) or SCC 25.20.070(3). The
property owner requesting a rate adjustment under this subsection (3) shall provide the
director with sufficient documentation to verify that the real property at issue is subject
to a valid NPDES permit. The property owner shall also provide the director with written
notice promptly upon the expiration of or other termination of coverage under the
NPDES permit.
(4) Public and private schools that provide water quality or watershed instruction
approved by the director shall be given credit equal to the dollar value of the instruction
offered. This credit shall be applied against the annual service charge billed under the
authority of chapter 36.89 RCW. This annual credit shall not exceed the annual service
charge authorized by chapter 36.89 RCW.
(5) Pursuant to RCW 85.38.160, real property within diking, drainage, or flood
control districts shall be given a credit equal to the dollar value of the annual special
district assessment. This credit shall be applied against the annual service charge billed
under the authority of chapter 36.89 RCW. This annual credit shall not exceed the
annual service charge authorized by chapter 36.89 RCW.
(6) Except for automatic credits granted pursuant to subsections (3) and (5) above,
credits granted under this section shall be subject to renewal every two years in
accordance with administrative procedures developed by the director pursuant to SCC
25.20.150.

Section 20. Snohomish County Code Section 25.20.090, last amended by
Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.090 Billing.
(1) All real property subject to service charges shall be assessed annually on
January 1st based upon the rate categories and property characteristics then applicable
to the real property and at the rates set forth in SCC 25.20.020, SCC 25.20.040, SCC
25.20.060 and SCC 25.20.065.

AMENDED ORDINANCE NO. 17-020
CONSOLIDATING SURFACE WATER MANAGEMENT SERVICE AREAS, AMENDING PORTIONS OF
TITLE 4 RELATED TO REVENUE AND FINANCE, AMENDING TITLE 25 RELATED TO STORM AND
SURFACE WATER MANAGEMENT, AND REPEALING TITLE 25A OF THE SNOHOMISH COUNTY
CODE RELATED TO WATER QUALITY RESTORATION AND WATER QUALITY MANAGEMENT - 13
(2) To minimize administrative costs, where feasible, the billing statement for service charges imposed under this title shall be included on the annual property tax statement for the real property at issue. To further reduce administrative costs, the director may use alternative billing systems for the purposes of billing local, state and federal government agencies. The director may elect to use alternative billing methods for the purpose of billing other property owners with real property in ((the watershed management areas)) the surface water management utility district or ((former watershed management areas)) areas annexed by cities and towns where alternative methods provide for greater administrative convenience.

(3) All service charges billed on the annual property tax statement shall be due and payable on or before the 30th day of April and, except as provided in this section, shall be delinquent after that date. If one half of the service charge owed is paid on or before the 30th day of April, the remainder of such service charge shall be due and payable on or before the 31st day of October following and shall be delinquent after that date. Service charges billed under alternative methods shall be due within the calendar year in which they are billed on such date as set by the director.

(4) If a payment is received in conjunction with a combined property tax and service charge, and the payment is less than the sum of the total property tax plus the total service charge, or less than the sum of one-half of the property tax plus one-half of the service charge, and unless otherwise specified by the owner of the real property at issue, the payment shall be applied first to the annual property tax due for the real property, pursuant to the provisions of chapter 84.56 RCW, and any remaining amount to the service charge due for the real property.

Section 21. Snohomish County Code Section 25.20.140, last amended by Amended Ordinance No. 15-069 on November 16, 2015, is amended to read:

25.20.140 Special operating funds.

(1) Except as provided in subsection (3) below, all service charges collected from ((watershed management areas)) the surface water management utility district shall be deposited in a special fund in the department of finance. The funds generated thereby shall be used only for the purpose of paying all or any part of the cost of establishing, administering, maintaining and operating the storm and surface water (water quality restoration and water quantity) management program created by this title, including, but not limited to, the costs for planning, designing, establishing, acquiring, developing, constructing and improving needed facilities and features, or to pay or secure the payment of all or any portion of any issue of general obligations, councilmanic or revenue bonds issued for such purpose.

(2) All service charges collected from ((former watershed management)) areas annexed by cities or towns shall be deposited in a special fund in the department of finance. The funds generated thereby shall be used only for purposes permitted by RCW 36.89.120.

(3) The funds generated by service charges collected from ((watershed management areas)) the surface water management utility district under SCC 25.20.050 shall be used solely for cooperative watershed management actions for purposes of
water quality and water resource management pursuant to one or more
intergovernmental agreements as authorized by RCW 36.89.130.

Section 22. Snohomish County Code Title 25A, last amended by Amended
Ordinance No. 15-070 on November 16, 2015, is repealed.

Section 23. Severability and Savings. If any section, sentence, clause or phrase
of this ordinance shall be held to be invalid or unconstitutional by a court of competent
jurisdiction, such invalidity or unconstitutionality shall not affect the validity or
constitutionality of any other section, sentence, clause or phrase of this ordinance.
Provided, however, that if any section, sentence, clause or phrase of this ordinance is
held to be 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.

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PASSED this 5th day of July, 2017.

ATTEST:  
SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington  

( ) APPROVED  
( ) EMERGENCY  
( ) VETOED  

DATE: 7-11-17

ATTEST:  
COUNTY EXECUTIVE  

Approved as to form only:

Deputy Prosecuting Attorney