

316, 377, 347, 376, 378, 389, 380, 322

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# THE BELLINGHAM HERALD

JUL 25 2019

WHATCOM COUNTY COUNCIL

## AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
450919	0004315217	COUNCIL ACTION TAKEN The Whatcom County	Council Action Taken	\$405.30	2	11.67 In

Attention: Dana Brown-Davis

WHATCOM CO COUNCIL  
311 GRAND AVE STE 105  
BELLINGHAM, WA 982254038

### COUNCIL ACTION TAKEN

The Whatcom County Council adopted the following at its July 23, 2019, meeting: **ORDINANCE (2019-057) AMENDING WHATCOM COUNTY CODE (WCC) TITLE 20 (CHAPTERS 20.51 AND 20.71) PERTAINING TO TREE REMOVAL PERMIT PROCEDURES AND TITLE 23 (CHAPTER 23.10) UPDATING THE REFERENCED CRITICAL AREAS ORDINANCE (AB2019-316):** This ordinance amends WCC to clarify what type of permit is needed to remove trees within the Lake Whatcom Watershed and the Water Resource Protection overlay districts (Lake Padden, Samish, and Whatcom watersheds) in order to monitor tree canopy retention through the requirement to apply for a tree removal permit. It also amends the Shoreline Master Program (SMP) to adopt the recently amended Critical Areas Ordinance (CAO) regarding the definition of "hazard tree" and directs Planning & Development Services (PDS) to submit it to the Department of Ecology for their review and approval. This ordinance was introduced June 18, 2019.

**ORDINANCE (2019-053) AMENDING WHATCOM COUNTY CODE 16.30 ENTITLED "LAKE WHATCOM STORMWATER UTILITY FUNDING MECHANISM" (2019-377):** This ordinance creates a funding mechanism for the Lake Whatcom Stormwater Utility Service Area, effective January 1, 2020. The following annual rates are established for the area for the year 2020: Small single family residential footprint (parcel containing a single-family residence with less than or equal to 2,500 impervious square feet) - \$55.32; medium single family residential footprint (parcel containing a single-family residence with more than 2,500 impervious square feet and less than or equal to 8,400 impervious square feet) - \$73.76; large single family residential footprint (parcel containing a single-family residence with more than 8,400 impervious square feet) - \$147.52; other developed parcels - \$73.76 per equivalent service unit (a configuration of impervious surface estimated to contribute an amount of runoff to the County's stormwater management system which is approximately equal to that created by the average single-family residential developed parcel in the service area). The following annual rates are established for the Service Area for the year 2021: Small single family residential footprint (parcel containing a single-family residence with less than or equal to 2,500 impervious square feet) - \$110.64; medium single family residential footprint (parcel containing a single-family residence with more than 2,500 impervious square feet and less than or equal to 8,400 impervious square feet) - \$147.52; large single family residential footprint (parcel containing a single-family residence with more than 8,400 impervious square feet) - \$295.04; other developed parcels - \$147.52 per equivalent service unit (a configuration of impervious surface estimated to contribute an amount of runoff to the County's stormwater management system which is approximately equal to that created by the average single-family residential developed parcel in the service area). A capital facilities charge is established for new development or expansion or densification of existing development as follows: Single family parcels - \$1,730 per parcel; other developed parcels - \$1,730 per equivalent service unit. This ordinance was introduced July 9, 2019.

**ORDINANCE (2019-052) GRANTING NORTHWEST WATER ASSOCIATION A FRANCHISE AND THE RIGHT, PRIVILEGE, AND AUTHORITY THEREUNDER TO LOCATE, SET, ERECT, LAY, CONSTRUCT, EXTEND, SUPPORT, ATTACH, CONNECT, MAINTAIN, REPAIR, REPLACE, ENLARGE, OPERATE AND USE FACILITIES IN, UPON, ALONG, ACROSS AND THROUGH THE FRANCHISE AREA TO ALLOW FOR THE PROVISION OF WATER SERVICES (2019-347):** This ordinance grants a 25 year non-exclusive franchise to construct, erect, alter, lay, support, connect, improve, renew, replace, repair, operate and maintain water transmission and distribution facilities upon, under, over across and along certain roads and other areas in Whatcom County. The "Franchise Area" is legally described as follows: all public county roads, county public ways, and county property now owned or hereafter dedicated to the County with Sections 33, 34, and 35, Township 39 North, Range 2 East of W.M., and Sections 2 and 3, Township 38 North, Range 2 East of W.M. in Whatcom County, Washington as may hereafter be amended and attached hereto. In addition, any portion of Smith Road, Northwest Drive, Waslike Road, Aldrich Road, Slater Road, and Pacific

AB2019-316

AB2019-377

AB2019-347

VICTORIA RODELA, being duly sworn, deposes and says: That he/she is the Principal Clerk of The Bellingham Herald, a daily newspaper printed and published in Bellingham, Whatcom County, State of Washington, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of six months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Bellingham Herald, as amended, for:

1 Insertions

Published On:  
July 28, 2019

(Principal Clerk)

Subscribed and sworn on this 29th day of July in the year of 2019 before me, a Notary Public, personally appeared before me Victoria Rodela known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.



Notary Public in and for the state of Texas, residing in Dallas County

Extra charge for lost or duplicate affidavits.  
Legal document please do not destroy!

Highway outside of the previous described area. "facilities" means collectively, any and all water transmission and distribution systems, including but not limited to tanks, meters, pipes, mains, services, valves, manholes, pressure reducing valves ("PRVs"), pump stations, meter stations and any and all other equipment, appliances, attachments, appurtenances and other items necessary, convenient, or in any way appertaining to any and all of the foregoing, whether the same be located over or under ground. This ordinance was introduced June 18, 2019. **ORDINANCE (2019-054) AMENDING THE PROJECT BASED BUDGET FOR THE AGATE HEIGHTS/ESTATE BAY LANE STORM WATER IMPROVEMENTS FUND, REQUEST NO. 3 (AB2019-376):** This ordinance adds \$360,000 of expenditure authority to the project budget of \$1,308,219, for a total amended project budget of \$1,668,219. This ordinance was introduced July 9, 2019. **ORDINANCE (2019-055) AMENDING THE 2019 WHATCOM COUNTY BUDGET, REQUEST NO. 9 (AB2019-378):** This ordinance adds appropriations to District Court Probation - \$120,000; Non-Departmental - \$129,122; Sheriff - \$5,000; Stormwater Fund - \$28,000, for a total supplemental amount of \$282,122. This ordinance was introduced July 9, 2019. **ORDINANCE (2019-056) AMENDING WHATCOM COUNTY CODE 2.46.020 AND 2.46.030 TO AMEND THE WHATCOM COUNTY INCARCERATION PREVENTION AND REDUCTION TASK FORCE PURPOSE AND FUNCTION (AB2019-389):** This ordinance expands the purpose and function of the Incarceration Prevention and Reduction Task Force (purpose and function) related to prevention, intervention, treatment, and aftercare. This ordinance was introduced July 9, 2019. **RESOLUTION (2019-033) AMENDING THE WHATCOM COUNTY FLOOD CONTROL DISTRICT SUBZONES BUDGET, REQUEST NO. 4 (COUNCIL ACTING AS THE WHATCOM COUNTY FLOOD CONTROL ZONE DISTRICT BOARD OF SUPERVISORS) (AB2019-380):** This ordinance adds appropriations to the Storm Water Fund - \$28,000; Birch Bay Watershed & Aquatic Resources Management District - \$190,000, for a total supplemental amount of \$218,000. This ordinance was introduced July 9, 2019. **ORDINANCE (2019-058) AMENDING WHATCOM COUNTY CHARTER SECTIONS 4.20 (QUALIFICATIONS) AND 6.90 (ILLEGAL CONTRACTS) (AB2019-322):** This ordinance amends language in the Charter to replace moot or obsolete references (her or his). This ordinance was introduced June 4, 2019. Public documents are available for review from 8 a.m. to 4:30 p.m. in the Council Office, 311 Grand Avenue, Bellingham, and at [www.co.whatcom.wa.us/council](http://www.co.whatcom.wa.us/council). Meetings are in the Council Chambers, same address, at 7 p.m., unless otherwise announced.

AB2019-376

AB2019-378

AB2019-389

AB2019-380

AB2019-322