

**CITY OF SNOHOMISH
Snohomish, Washington**

ORDINANCE 2193

AN ORDINANCE OF THE CITY OF SNOHOMISH, WASHINGTON, AMENDING PORTIONS OF ORDINANCES CODIFIED IN THE SNOHOMISH MUNICIPAL CODE (SMC) CHAPTER 7.04 “ANIMALS”; CHAPTER 7.12 “LICENSING AND IMPOUNDMENT”; SMC SECTION 14.100.020 “DEFINITIONS”; SMC SECTION 14.207.070 “RESIDENTIAL LAND USE TABLE”, SMC SECTION 14.207.080 “GENERAL SERVICES LAND USE TABLE”; SMC SECTION 14.207.085 (4) AND (8) OF “GENERAL SERVICES LAND USE REGULATIONS”; SMC SECTION 14.207.100 “RETAIL LAND USE TABLE”; SMC SECTION 14.207.140 “RESOURCE LAND USE TABLE”; SMC SECTION 14.207.145 “RESOURCE LAND USE REGULATIONS”; AND SMC SECTION 14.210.320, ALL RELATING TO ANIMALS; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE

WHEREAS, the City desires to update Title 7 entitled “Animal Code” with revisions to Chapter 7.04 entitled “Animals” and Chapter 7.12 entitled “Licensing and Impoundment,” and also to update Title 14 Sections 14.100.020, 14.207.080, 14.207.085 (4) and (8), 14.207.100, 14.207.140, 14.207.145, and 14.210.320 to be consistent with the Title 7 revisions.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SNOHOMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. SMC Chapter 7.04 entitled “Animals” is hereby amended to read as referenced and incorporated in attached Exhibit A.

Section 2. SMC Chapter 7.12 entitled “Licensing and Impoundment” is hereby amended to read as referenced and incorporated in attached Exhibit B.

Section 3. SMC Chapter 14.100 entitled “Definitions” is hereby amended to read as referenced and incorporated in attached Exhibit C.

Section 4. SMC Chapter 14.207 entitled “Land Use Tables” is hereby amended to read as referenced and incorporated in attached Exhibits D.

Section 5. SMC Section 14.210.320 entitled “Limited Agricultural Uses” is amended to be entitled “Keeping of Animals” and to read as follows:

14.210.320 Keeping of Animals. Dimensional standards related to the keeping of animals and structures for the keeping of animals are as specified by this Chapter and Chapter 7.04 SMC.

Section 6. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or circumstance be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be

preempted by state or federal law or regulation, such a decision or preemption shall not affect the validity or constitutionality of the remaining portions of this ordinance or its application to any other persons or circumstances.

Section 7. Effective Date. This ordinance shall be effective five days after adoption and publication by summary.

ADOPTED by the City Council and **APPROVED** by the Mayor this 7th day of September, 2010.

CITY OF SNOHOMISH

By _____
KAREN GUZAK, MAYOR

ATTEST:

APPROVED AS TO FORM:

By _____
TORCHIE COREY, CITY CLERK

By _____
GRANT K. WEED, CITY ATTORNEY

EXHIBIT A

Chapter 7.04

ANIMALS

Sections:

- 7.04.010 Title Created
- 7.04.020 Definitions
- 7.04.030 Fees Set by Resolution
- 7.04.040 Licensing
- 7.04.050 Exotic Animals/Potentially Dangerous Wild Animals
- 7.04.060 Livestock
- 7.04.065 Number of Animals Allowed
- 7.04.070 Prohibited Conduct
- 7.04.080 Penalties
- 7.04.090 Severability
- 7.04.100 Third Party Liability

7.04.010 Title Created. This title of the Snohomish Municipal Code shall be entitled “Animal Control” and this Chapter shall be entitled “Animals”. (Ord. 1915, 1999)

7.04.020 Definitions. As used in this title, the terms defined in this section shall have the defined meanings unless the context requires otherwise.

“Abatement” means the termination of any violation of this title by lawful and reasonable means as determined by the authorized City of Snohomish Animal Control Officer in order that a person or persons presumed to be the owner of an animal comply with this title.

“Adult dog or cat” means any dog or cat over the age of six months.

“Altered” means sexually neutered, medically determined to be incapable of reproduction, or when the physical condition of an animal is certified by a licensed veterinarian to be unproductive.

“Animal” means any live vertebrate and invertebrate creature, reptile, amphibian, or bird, except man.

“At large” means any animal off the property of its owner, unless restrained by leash, tether, or other physical control device not to exceed eight feet in length, and under the physical control of a responsible person, whether or not the owner of such animal, or which enters upon the property of another person without authorization of that person, shall be deemed at large.

“Animal Control Authority” means an entity acting alone or in connection with other local governmental units for enforcement of the animal control laws of the City, county, and state, and the shelter and welfare of animals.

“Animal Control Officer” means any individual employed, contracted with, or appointed by the Animal Control Authority for the purpose of aiding in the enforcement of this chapter or any other law or ordinance relating to the licensure of animals, control of animals, or seizure and impoundment of animals, and includes any state or local law enforcement officer or other employee whose duties in whole or in part include assignments that involve the seizure and impoundment of any animal.

“Animal Exhibition” means public display of any living animal in the promotion of entertainment, education, advertisement, or any commercial enterprise.

“Kennel or Cattery”. The two types of kennels or catteries are defined as follows:

1. “Private kennel or cattery” means any residence where more than three licensed dogs or cats over six months of

age, are harbored. The number of dogs and cats kept at the private kennel shall not exceed eight. No more than one litter of either puppies or kittens, not both, is allowed per year.

2. “Commercial kennel or cattery” means any residence or facility where dogs and/or cats are kept for the purpose of being sold for gain, provides facilities for breeding, boarding, transporting, exhibiting, grooming, including bathing or cosmetic care, or provides guard services. The Commercial kennel or cattery must have a business license. In addition to the Commercial kennel fee, each dog over six (6) months of age staying at the facility for more than one (1) month must be licensed. The Commercial kennel or cattery cannot keep/house more than 12 (twelve) dogs and/or cats over six (6) months of age and no more than two (2) litters per year of either puppies or kittens.

“Dangerous dog” means any dog that according to the records of the appropriate authority has (1) inflicted severe injury on a human being without provocation on a public or private property; (2) killed a domestic animal without provocation while off the owner’s property; or (3) been previously found to be potentially dangerous, the owner having received notice of such and the dog again aggressively bites, attacks, or endangers the safety of humans or domestic animals.

“Dog handler” means a law enforcement officer who has successfully completed training as prescribed by the Washington State Criminal Justice Training Commission in police dog handling.

“Euthanasia” means the putting to death of an animal in a humane manner.

“Exotic, wild, or dangerous animal” means any member of the animal kingdom which is not commonly domesticated or which is not common to North America; or which, irrespective of geographic origin, is of a wild or predatory nature; or any domesticated animal which, because of its size, vicious nature, or other similar characteristics, would constitute a danger to human life or property if not kept, maintained, or confined in a safe and secure manner. Incorporated by reference are the definitions contained within the Revised Code of Washington (RCW) and the Washington Administrative Code (WAC).

“Fecal Matter” means the solid excretory product evacuated from the bowels.

“Fowl” includes birds such as chicken, or any of several other, usually ground feeding, domestic or game birds including, but not limited to duck, goose, peacock, turkey, or pheasant.

“Harboring” means allowing any animal to remain, be lodged, fed, or sheltered on the property one owns, occupies, or controls for more than twenty-four hours.

“Hearing Officer/Examiner” means the individual that will hear appeals of the orders issued by the Animal Control Authority during the performance of enforcing the City of Snohomish Animal Control Code.

“License” means a tag that shall be purchased from the City of Snohomish that contains a license number and the year for which the tag was issued.

“Litter” means the number of young under six (6) months of age brought forth at birth.

“Livestock” includes horses, mules, jackasses, cattle, sheep, llamas, goats, swine, and all ratites, which includes, but is not limited to, emus and ostriches.

"Micro-chipping" means the implantation of an identification micro-chip or similar electronic identification device to establish the identity of an individual animal.

“Owner” means any person or legal entity having a possessory property right in an animal or who harbors, cares for, exercises control over, or knowingly permits any animal to remain on premises occupied by them.

“Police dog” means a dog used by a law enforcement agency specially trained for law enforcement work and under the control of a dog handler.

“Potentially dangerous dog” means:

1. Any dog that, when unprovoked, chases or approaches a person upon the streets, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack, or any dog with a known propensity, tendency, or disposition to attack unprovoked, to cause injury, or otherwise threaten the safety of humans or domestic animals; or
2. Any dog that, when unprovoked, inflicts bites on a human or a domestic animal either on public or private property.

“Proper enclosure of a potentially dangerous or dangerous dog” means, while on the owner’s property, a potentially dangerous or dangerous dog shall be securely confined indoors or in a securely enclosed and locked pen or structure, suitable to prevent the entry of young children, and designed to prevent the animal from escaping. Such pen or

structure shall have secure sides and a secure top, and shall also provide protection from the elements for the dog.

“Proper shelter” means a structure with at least four walls, a roof, a floor which is raised off the ground, and a door opening properly shielded from the wind and rain, with size commensurate to the size of the inhabiting animal.

“Sanitary manner” means the method in which the handling of waste is done with regard to cleanliness and precautions against diseases. Fecal waste shall be disposed of by double bagging.

“Service dog/animal” which includes “guide dog,” means a dog/animal that is trained for the purpose of assisting or accommodating a disabled person related to the person’s disability.

“Severe injury” means any physical injury that results in broken bones or disfiguring lacerations requiring multiple sutures or cosmetic surgery.

“Sexually neutered” See “Altered”

“Shelter” means a facility which is maintained expressly for impounded and/or stray animals and that provides the necessary associated services.

“Small Animal” means animals which are kept indoors as household pets in aquariums, terrariums, cages, or similar containers including, but not limited to animals such as rabbits, hamsters, mice, gerbils, guinea pigs, non venomous snakes, exotic birds, small non venomous reptiles and amphibians, and fish.

“Small livestock” includes domesticated animals such as sheep, goat, and swine.

“Valid license” means a current tag from the jurisdiction in which the animal resides.

“Vicious” means acting in an unruly manner or the propensity to do any act which might endanger the safety of any person, animal, or property of another. (Ord. 1915, 1999)

7.04.030 Fees Set by Resolution. All licensing, permitting, fines, and penalties shall be adopted by resolution. (Ord. 1915, 1999)

7.04.040 Licensing. All dogs within the City of Snohomish shall be licensed. Unlicensed dogs shall be subject to impoundment pursuant to SMC Section 7.12.030. (Ord. 1915, 1999; Ord. 2021, 2003)

Kennels, catteries, shelters, and boarding facilities shall be licensed pursuant to SMC Chapter 7.12.

7.04.050 Exotic Animals/Potentially Dangerous Wild Animals.

- A. No person shall possess, breed, import, export, barter, buy, sell, or attempt to buy or sell any exotic animals or “potentially dangerous wild animals” as defined by the Washington Administrative Code (WAC) and the Revised Code of Washington (RCW), including but not limited to RCW 16.30.010. Not all exotic animals are prohibited. Refer to RCW and WAC for prohibited exotic animals or “potentially dangerous wild animals” including but not limited to RCW Ch 16.30.
- B. All other species to be determined by the City.
- C. Exotics must be housed in accordance to specie/breed specific living standards. The reference used for living standard

will be the most recent edition of both Reptile Medicine and Surgery by Douglas R. Mader MS DVM for Reptiles and Exotic Companion Medicine Handbook for Veterinarians by Cathy A. Johnson-Delaney for other species.

7.04.060 Livestock.

- A. The keeping of livestock as an accessory use must meet the following conditions:
 - 1. A minimum lot size of forty thousand (40,000) square feet for every four (4) animals. One additional animal is permitted for each ten thousand (10,000) square feet of lot area in excess of forty thousand (40,000) square feet.
 - 2. Small livestock, including but not limited to sheep, goats, and swine, shall be kept on a minimum lot size of twenty thousand (20,000) square feet for every four (4) animals. One additional animal is permitted for each five thousand (5,000) square feet of lot area in excess of twenty thousand (20,000) square feet.
 - 3. Suitable structures or fences shall be provided to comply with applicable regulations and controls to restrain animals from leaving the premises.
 - 4. The lot upon which the animals are kept shall be maintained in a sanitary condition and shall be free of objectionable noises and odors.
 - 5. Animals shall be contained on the lot owned or leased by the animal owner.
 - 6. Animals shall be maintained in a humane manner and condition.

7. All livestock, large or small, shall be kept away from critical area buffers associated with wetlands, streams, rivers, lakes, and habitat conservation areas.
 8. All shelter buildings, including stables, barns, aviaries, and coops that are in excess of one hundred (100) square feet, shall be kept a minimum setback sixty (60) feet from any property line.
- B. The keeping of fowl, rabbits, or similar mammals raised for domestic, noncommercial use shall be permitted on lot sizes smaller than twenty thousand (20,000) square feet provided:
1. The minimum lot size shall be no less than five thousand (5,000) square feet.
 2. All animals kept outside shall be cooped or kept in hutches, pens, or appropriate enclosures that have a minimum setback of ten (10) feet from all property lines.
 3. A total of no more than five (5) female fowl, weighing less than five (5) pounds shall be kept on a single lot between five thousand (5,000) and nineteen thousand, nine hundred, and ninety-nine (19,999) square feet. No fowl shall be kept on lots less than five thousand (5,000) square feet.
 4. It shall be unlawful for any person to harbor a rooster on any lot in the City.
- C. The keeping of a Potbelly Pig (*Sus scrofa bittatus*) in the City as a household pet:
1. The type of swine commonly known as the Vietnamese, Chinese, or Asian Potbelly Pig (*Sus scrofa bittatus*) is not subject to the small livestock requirements. A Potbelly Pig may be kept as a household pet, provided that no swine is greater than twenty-two (22) inches in height at the shoulder or more than one hundred fifty (150) pounds in weight. Multi dwelling units are prohibited from housing Potbelly Pigs.
 2. No more than one (1) Potbelly Pig may be kept as a household pet.
- D. Beekeeping shall follow these additional requirements pursuant to the Land Use Code, SMC Title 14:
1. Beekeepers shall register with the State Department of Agriculture as provided by law.
 2. Beehives shall not be kept for commercial purposes (i.e., for the purpose of selling honey).
 3. No more than four hives, each with only one swarm, shall be kept upon a City lot.
 4. Beehives will be located either twenty-five (25) feet or more away from any property line, or the hives will be elevated on a platform not less than eight (8) feet above grade, or a solid fence, six (6) feet in height, will be provided along any property line less than twenty-five (25) feet from the hive.
 5. Colonies shall be re-queened following any swarming or aggressive behavior.

6. Abandoned colonies, diseased bees, or bees living in trees, buildings, or any other space except in movable-frame hives shall constitute a public nuisance, and shall be abated immediately.

07.04.065 Number of Animals Allowed.

- A. The following table establishes the number of animals that may be kept in conjunction with the provisions specified by Title 7 SMC:

Number of Animals Allowed (Maximum Number of Animals)

Type of Animal	Size of Property (square feet)			
	< 5,000	5,000-19,999	20,000-39,999	≥ 40,000
Beehive	0	4	4	4
Dog, Cat, or Potbelly Pig	3 dogs, 4 cats, 1 potbelly pig with a combined maximum of 5	3 dogs, 4 cats, 1 potbelly pig with a combined maximum of 5	3 dogs, 4 cats, 1 potbelly pig with a combined maximum of 5	3 dogs, 4 cats, 1 potbelly pig with a combined maximum of 5 Private kennel: 8 plus 1 litter per year. Commercial kennel: 12 plus 2 litters per year.
Exotic animal	1	1	1	1
Female fowl under 5 pounds	0	5	5 plus 1 additional fowl for each 5,000 sq. ft. over 20,000 sq. ft.	5 plus 1 additional fowl for each 5,000 sq. ft. over 20,000 sq. ft.
Livestock	-	0	0	4 plus 1 additional animal for each 10,000 sq. ft. over 40,000 sq. ft.
Rooster	0	0	0	0
Small Livestock	0	0	4 plus 1 additional animal for each 5,000 sq. ft. over 20,000 sq. ft.	8 plus 1 additional animal for each 5,000 sq. ft. over 40,000 sq. ft.

¹ See SMC 7.04.050

**Maximum Number of Animals Per Dwelling Upon Property
Developed With More Than One Dwelling**

Type of Animal	Type of Dwelling/Property		
	Dwelling with < 120 sq. ft. adjacent, private yard area	Dwelling located at ground level with 120 – 1,999 sq. ft. of adjacent, private yard area	Dwelling located at ground level with ≥ 2,000 sq. ft. of adjacent, private yard area
Beehive	0	0	0
Dog or Cat	2 dogs or 2 cats with a combined maximum of 2	2 dogs or 3 cats with a combined maximum of 3	2 dogs, 3 cats, with a combined maximum of 4
Exotic animal	¹	¹	¹
Female fowl under 5 pounds	0	0	0
Livestock	0	0	0
Rooster	0	0	0
Small Livestock	0	0	0

¹ See SMC 7.04.050

7.04.070 Prohibited Conduct.

A. Offenses Relating to Safety and Sanitation. It is unlawful for any person to:

1. Allow the accumulation of animal feces in any open area, run, cage, or yard wherein animals are kept and to fail to remove or dispose of feces at least once every twenty-four hours in a sanitary manner;
2. Fail to remove the fecal matter deposited by his/her animal on public or private property of another before the owner and/or animal leaves the immediate area where the fecal matter was deposited;
3. Fail to have in his/her possession the equipment necessary to remove his/her animal's fecal matter when accompanied by said animal on public property or public easement;
4. Have possession or control of any animal sick or afflicted with any infectious or contagious disease and fail to provide treatment for such disease, or suffer or permit such diseased or infected animal to run at large, or come in contact with other animals, or drink at any public or common watering trough or stream accessible to other animals; or
5. Owners of duly licensed "service dogs" are exempted from subsections (A)(2) and (3) of this section.

B. Offenses Relating to Control. It shall be unlawful for any person to:

1. Permit any animal to be at large, except domestic cats. No animal

except domestic cats shall be allowed to run at large during any hour of the day or night upon any unenclosed lands, public or private, within the limits of the City, or upon any public street, avenue, alley, or other public place in the City.

2. Permit an animal to be unattended on public premises, property or right-of-way except in those areas specifically designated to permit animals. Animals must be confined to such restricted areas. Domestic cats are exempted.
3. Fail to keep every female dog or cat in heat confined in a building or secure enclosure in such a manner that such female dog or cat cannot come into contact with another animal except for planned breeding.
4. Be in possession of property and knowingly permit frequent, continuous, or repetitive barking or noise made by any animal, which originates from the property, and which unreasonably disturbs or interferes with the peace, comfort, and repose of property owners or possessors, except that such sounds made in animal shelters, or veterinary hospitals licensed under and in compliance with this Chapter and Land Use Code Title 14, shall be exempt from this subsection.
5. Permit any animal to damage public property or the private property of another. (Ord. 1915, 1999, Ord. 1935, 1999)

C. Offenses Relating to Cruelty. It is unlawful for any person to:

1. Abandon an animal by intentionally, knowingly, recklessly, or with criminal negligence leave a domesticated animal at a location without providing for the animal's continued care. It is no defense to abandonment to abandon an animal at or near an animal shelter, veterinary clinic or other place of shelter if reasonable arrangements for the care of the animal were not made by the person abandoning the animal.
2. Fail to provide an animal with sufficient good wholesome food and a constant source of clear potable water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering, and with humane care and treatment.
3. Leave an animal unattended for more than twenty-four consecutive hours.
4. Beat, cruelly treat, torment, overload, overwork, or otherwise abuse an animal, or cause, instigate, or permit any dogfight, cockfight, bullfight, or other combat between animals or between animals and humans. Anyone who permits such conduct on premises under his control, and any person present as a spectator at such exhibition shall also be deemed a violator of this subsection and subject to punishment thereof.
5. Give away any live animal as a prize for, or as an inducement to enter, any contest, game, or other competition, or as an inducement to enter a place of amusement; or offer such animals as an incentive to enter any business agreement whereby the offer was for the purpose of attracting trade.
6. As the operator of a motor vehicle, which strikes a domestic animal, fail to stop at once and render such assistance as may be possible and fail to immediately report such injury or death to the animal's owner. In the event that the owner cannot be ascertained and located, such operator shall at once report the accident to the Snohomish Police Department.
7. Lay out or expose any kind of poison for animals or leave exposed any poisoned food, drink, or any substance or fluid whatsoever, whereon or wherein there is or shall be deposited or mingled any kind of poison, or poisonous or deadly substance or fluid whatsoever, on the premises of another, or in any unenclosed place, or to aid or abet any person in so doing. This does not apply to homeowner or home occupant use of household products or chemicals, including lawn and garden chemicals and fertilizers, in accordance with the manufacturer's recommendations for the use of the product or chemical. This also does not apply to State-licensed pest control operators performing within the scope of employment.
8. Permit an animal exhibition or circus to perform in which animals are induced or encouraged to perform through the use of chemical, mechanical, electrical, or manual devices in a manner which will cause, or is likely to cause, physical injury or suffering.
9. Confine, without adequate ventilation, any animal in any box, container or vehicle.

10. Confine an animal within or on a motor vehicle at any location under such conditions as may endanger the health or well being of the animal, including but not limited to extreme temperatures, lack of food, water or attention, or confinement with a dangerous animal. Any animal control or police officer is authorized to remove any animal from a motor vehicle, at any location, when he/she reasonably believes it is confined in such conditions as described above. Any animal so removed shall be delivered to the animal control shelter after the removing officer leaves written notice of such removal and delivery, including the officer's name, in a conspicuous location on or within the vehicle.
11. Tease, tantalize, or provoke any animal with the intent to cause fear or anger.
12. Tether or confine any animal in such a manner or such a place as to cause injury or pain or to endanger an animal; or to keep an animal in quarters that are injurious to the animal due to inadequate protection from heat or cold, or that are of insufficient size to permit the animal to move about freely.
13. Tether or confine an animal in such a manner that it can become entangled so that it cannot move freely, cannot reach shelter or water, or such that it can become entangled with another animal. The area where the animal is tethered or confined must be free of extraneous material that may cause it injury (such as, but not limited to, glass, sharp metal, nails, etc.). Tether must be a minimum length of three times the length of the animal as measured from the tip of its nose to the base of its tail.
14. Transport an animal in or on a vehicle in such a manner that it can exit the vehicle while the vehicle is in motion. The animal must be contained or secured in a manner so as to prevent the possibility of an inadvertent exit by the animal from the vehicle. It is further unlawful for any person to transport any living animal on the running board; fenders; hood; unrestrained in a convertible, in an unenclosed bed of a pickup or flatbed truck, or other outside part of any vehicle, unless suitable harness, cage or enclosure is provided and so attached as to protect the animal from falling or being thrown therefrom.
15. To possess cockspurs, slashers, gaffs, or other tools, equipment, devices or training facilities for the purpose of training and/or engaging an animal in combat with another animal.
16. Set out any leg hold traps in the City unless approved by animal control. (Ord. 1915, 1999)

7.04.080 Penalties. Any person, firm, or corporation convicted of a violation of this Chapter except sections 7.04.070 C 1, 7.04.070 C2, 7.04.070 C4 or 7.04.070 C16, shall be guilty of a civil infraction and punished by a fine of not to exceed one hundred dollars. Any person, firm or corporation convicted of a violation of sections 7.04.070 C1, 7.04.070 C2, 7.04.070 C4 or 7.04.070 C16 of this Chapter shall be guilty of a misdemeanor and punished by a fine not to exceed \$500 and or imprisonment

not to exceed 90 days. Each day of operation in violation hereof shall constitute a separate offense. (Ord. 1915, 1999)

7.04.090 Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any other person or situation. The City Council of the City of Snohomish hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions be declared invalid or unconstitutional. (Ord. 1915, 1999)

7.04.100 Third Party Liability. It is expressly the purpose of this ordinance to provide for and promote the health, safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this ordinance. (Ord. 1915, 1999)

EXHIBIT B

**Chapter 7.12
LICENSING AND IMPOUNDMENT**

Sections:

- 7.12.010 Licensing
- 7.12.020 Kennels, Catteries, Shelters, and Boarding Facilities
- 7.12.030 Impoundment Procedures
- 7.12.040 Shelter Operation
- 7.12.050 Facilities, Licensing Requirements - Regulations and Procedures
- 7.12.060 Change in Classification
- 7.12.070 Right of Inspection
- 7.12.080 Denial or Revocation of a License
- 7.12.085 Penalties
- 7.12.090 Citizen Right to Appeal
- 7.12.100 Severability
- 7.12.110 Third Party Liability

7.12.010 Licensing. Fees for licensing shall be set by resolution.

- A. All adult dogs harbored, kept, or maintained within the City shall be licensed annually, and within thirty days of being moved into the City.
- B. Licenses shall be issued upon payment of the appropriate fee as set by resolution and upon proof of current vaccination for rabies from a licensed veterinarian.
- C. All allowed Exotic Animals harbored, kept, or maintained within the City shall be licensed.
- D. Licenses.
 - 1. License tags shall be securely displayed at all times, except when the animal is displayed in any official exhibition. A license, with

registration number, shall be supplied by the City of Snohomish.

- 2. Licenses are not transferable to another animal. License information may be transferred to a new owner upon payment of the applicable fee.
- 3. Lifetime licenses shall only be issued for altered pets.
- 4. With the exception of lifetime licenses, all animal licenses provided for in this section shall expire on December 31st of each year.
- 5. Animal license fees shall be specified by resolution.
- E. Any dog which is declared to be a “dangerous dog” as defined by SMC Section 7.04.020 shall be required to be micro-chipped by a veterinarian of the owner’s choice, at the owner’s expense pursuant to this title and also be licensed. The owner shall provide proof of micro-chip installation.

7.12.020 Kennels, Catteries, Shelters, and Boarding Facilities.

- A. All kennels and catteries shall be licensed as provided by Chapter 7.04 and this chapter. No such facility may lawfully operate except upon lawful issuance of a license. Issuance of such license shall not constitute approval of the land use, nor evidence of compliance with applicable land use regulations.
- B. Kennels shall conform to regulations established in SMC Title 14, Land Use.

C. Exceptions of subsection (A); a kennel license shall not be required for the following animal facilities:

1. Licensed veterinary hospitals and clinics.
2. Temporary animal exhibitions located within the City limits for a period of up to fifteen (15) days.
3. Approved animal shelters maintained for the care and keeping of impounded or stray animals.

7.12.030 Impoundment Procedures.

A. Any animal may be impounded and held when it is the subject of a violation of this title, when an animal requires protective custody and care due to mistreatment or neglect by its lawful owner, or when otherwise ordered impounded by a court.

B. An animal is deemed to be impounded from the time the Animal Control Officer or his/her designee, including the Snohomish Police personnel and contracted agents (such as on-call veterinarian hospitals), takes physical custody of such animal.

C. An Animal Control Officer or police officer may enter the private unenclosed property of another, with or without warrant, when in hot pursuit, to take possession of any animal observed at large.

D. Regulations for Keeping a Found Dog.

1. Any person who finds a dog or cat, which is not lawfully on their property and/or without knowing the animal owner's identity, shall notify

the Animal Control Authority and furnish a description of the animal. The finder may surrender the animal to the animal control shelter or retain its possession, subject to the discretion of the Animal Control Authority.

2. Records of reported findings shall be maintained by the Animal Control Authority and made available to the public.

3. If, within thirty days of the finding report made to animal control, no person makes claim upon the finder for return of the animal, the finder who chooses to retain possession of the animal shall obtain a license as required in this chapter, and thus shall become the legal owner.

4. Animals held by the City for periods prescribed in this chapter, and not redeemed by the owner, shall become the property of the City.

E. Holding period and notice requirements:

1. Any animal wearing a current license tag from a jurisdiction within the state shall be held for one hundred forty-four hours (six days) from time of impoundment. The impounding officer shall make reasonable effort by telephone to give notice of impoundment to the owner and if unsuccessful, shall mail written notice to the last known address of the owner advising of the impoundment and the date by which redemption must be made.

2. Any animal not wearing a current license shall be held for seventy-two hours (three days) from time of

impoundment before any disposition may be made of such animal.

3. Litters of kittens and puppies, brought in as abandoned, may be disposed of immediately upon custody, at the discretion of the shelter manager.
4. Animals delivered for impoundment by a police officer who removed such animal from possession of a person in custody of the police officer shall be held for the period prescribed in section (1) of this subsection.

F. Release from Impoundment and Disposition of Animals.

1. Payment of applicable fees, penalties, fines, and forfeitures shall be required prior to the release of an animal.
2. Any impounded animal shall be released to the owner unless in the discretion of the Animal Control Authority or his/her designee there is an ongoing investigation of a violation of this chapter or state law. Positive identification of the owner shall be provided to animal control prior to release.
3. Any animal held for the prescribed period and not redeemed by its owner, and which is neither dangerous nor unhealthy, may be released for adoption, subject to the following conditions:
 - a. The adoptive owner agrees to furnish proper care to the animal in accordance with this chapter;

b. Payment of required fees, including any medical care costs incurred during impoundment;

c. In case of an unaltered animal, a spay/neuter deposit shall be made for dogs and cats that is only refundable upon proof that such animal has been rendered sexually unproductive within the allotted time period; and

d. In the case of animals under six months of age, the execution of a written agreement by the adoptive owner to render any adopted dog or cat sexually unproductive within sixty days of adoption, or upon the animal attaining sexual maturity (six months), whichever event occurs last. Failure to perform the terms of the agreement shall be a violation, and shall be a forfeiture of the spay/neuter deposit and the manager may require return of the adopted animal to the shelter.

4. The owner of any animal retained at the shelter pending legal action pertaining to violations of this chapter and/or other judicial actions or hearings, pertaining to his/her ownership/responsibilities regarding the animal, shall upon conviction be liable for all fees prescribed by the fee schedule.

5. The shelter manager shall dispose of animals by means of euthanasia or adoption. However, irrespective of a prescribed holding period, the manager, upon advice of a licensed veterinarian, may immediately

euthanize a sick or injured impounded animal.

6. The decision of whether to release an animal to an individual for the purposes of adoption shall be at the discretion of the Animal Control Authority. In making the determination the Animal Control Authority or his/her designee shall base his/her decision on what is in the best interest of the animal and what is in the best interest of public safety.

7.12.040 Shelter Operation.

- A. The shelter manager shall operate, maintain or provide an adequate facility to receive and care for any animal delivered to his/her custody for disposition under the provisions of this chapter, which facility shall be accessible to the public during reasonable hours for the conduct of necessary business concerning impounded animals.
- B. The City Council may authorize the City Manager to contract with another agency or entity for impoundment and shelter services.

7.12.050 Facilities, Licensing Requirements – Regulations and Procedures.

- A. Applications for a kennel license shall be made upon forms furnished by the Police Department, including all information required therein, and shall be accompanied by payment of the required fee as set by resolution.
- B. An initial kennel license shall expire one year from the date of application. Applications for renewal must be filed

one month prior to the expiration of the kennel license. All renewals will refer back to the original date of expiration.

- C. Facilities shall be located and conform to Title 14 SMC.
- D. Facilities including all animal runs, buildings, and structures devoted primarily to housing animals must be located at least thirty (30) feet from all external property lines.

7.12.060 Change in Classification. Any person who has a change in the category under which a permit was issued is subject to reclassification.

7.12.070 Right of Inspection. It is a condition of issuance of any permit under this chapter that the Animal Control Officer is permitted to inspect all animals and the premises where the animals are kept at any reasonable time.

7.12.080 Denial or Revocation of a License.

- A. The Animal Control Officer may deny an application or renewal for a license, or may revoke any license issued under this chapter, for any failure to meet the requirements of the chapter.
- B. In the event that a license application or renewal is denied or a license is revoked for a kennel, the applicant and/or operator may not make a new application for a kennel or facility until such applicant and/or operator meets the requirements of this chapter to the satisfaction of the Animal Control Authority.
- C. No person who has been convicted of cruelty to animals shall be issued a

permit to operate any type of kennel or boarding facility. Any such permit which has been issued will be automatically revoked upon proof of conviction of the holder for cruelty to animals.

- D. The City of Snohomish may revoke any permit under this chapter if the person holding the permit refuses or fails to comply with the ordinance codes in this title, or any law governing the protection and keeping of animals, or if the person holding a permit has withheld or falsified any information on the application for such permit. Such revocation of permit shall not affect the permit holder's liability to prosecution under this title.

7.12.085 Penalties.

- A. The first and second offense for violation of this Chapter shall be considered a civil violation pursuant to SMC 1.01.080 and Chapter 1.14 SMC, except as otherwise provided therein. (Ord. 1935, 1999; Ord. 2155, 2008)
- B. The third offense of this chapter within a 365 day period shall be a misdemeanor subject to a jail term not more than 90 days, a fine of not more than \$1000.00, or both such fine and imprisonment.

7.12.090 Citizen Right to Appeal. Any applicant and/or operator aggrieved by a decision of the Animal Control Authority to deny or revoke a license may file an administrative appeal to the hearing examiner within 14 days after receiving a notice of violation, or being denied a license pursuant to this Chapter. Failure to file an appeal within 14 days will constitute a waiver of all rights to an administrative hearing and determination of the matter.

7.12.100 Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any other person or situation. The City Council of the City of Snohomish hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions be declared invalid or unconstitutional.

7.12.110 Third Party Liability. It is expressly the purpose of this ordinance to provide for and promote the health, safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this ordinance. (Ord. 1915, 1999)

EXHIBIT C

Chapter 14.100

DEFINITIONS

Sections

14.100.010 General

14.100.020 Definitions

14.100.010 General

In this title, words in the masculine gender include the feminine and neuter, words in the singular include the plural, and words in the plural include the singular. Words not defined in this title shall have their customary meanings. Texts shall control captions, titles, and maps. Where any requirement of this title results in a fraction, a fraction of five-tenths or more shall be rounded up and a fraction of less than five-tenths shall be disregarded.

14.100.020 Definitions

Abutting means the state of being next to with no physical separation.

Accessory dwelling unit means a separate, complete dwelling unit, of a limited size, attached to or contained within the structure of the primary dwelling; or contained within a separate structure that is accessory to the primary dwelling unit on the premises.

Accessory means secondary and subordinate to the premise’s primary use, building, or structure.

Accessory use, when applied to a residence, means a use or structure that is subordinate and incidental to a residence, including:

1. Fallout/bomb shelters.
2. Household pets, provided the number, location, type or other characteristic does not adversely affect public health and

they are not for a commercial purpose as in a kennel, cattery, or stable.

3. Private gardens, pea-patch farms, fish and wildlife ponds.
4. On-site rental office.
5. Pools, private docks, piers.
6. Other accessory uses as specified in this Development Code.

Adult use means a commercial establishment that functions in whole or substantial part as an adult arcade, adult entertainment cabaret, adult motel, adult motion picture theater, adult retail store, or other adult entertainment facility.

Agriculture means the tilling of the soil, the raising of crops, horticulture, viticulture, small livestock farming, poultry, dairying, and/or animal husbandry.

Agricultural crop sales mean the retail sale of agricultural products such as from roadside stands or self-pick establishments.

Airport/heliport means a facility for the landing and taking off of public or private aircraft, including taxiways, tie-down areas, hangars, servicing and terminals.

Alley means a public vehicular thoroughfare, occupying City right-of-way parallel to and between named or numbered City streets.

Alteration means any change, modification, or addition to a building, site, or land use.

Amusement arcade means a facility in which five or more pinball machines, video games, or other player-operator amusement devices (excluding juke boxes or gambling-

related machines) are operated as a commercial activity.

Animal See Title 7 SMC for definitions relating to animals.

Annexation means the addition of territory to the City as provided by State statute.

Applicant means a person applying for permission for a land use or development regulated by this title.

Arterial means a street designated as an arterial in the Comprehensive Plan.

Auction house means an establishment where the property of others is sold by a broker or auctioneer to persons who attend scheduled sales periods or events.

Automotive service and repair means the storage and repair of trucks and automobiles, including mechanical work, body and fender works, and painting. The term does not encompass the business of wrecking automobiles or impound car lots, when conducted outside of a structure.

Automotive dismantling and/or wrecking means any dismantling or wrecking of motor vehicles or trailers, or the storage, sale, or dumping of dismantled or wrecked vehicles or their parts.

Auto supply store means a retail business supplying goods and services for the operation and maintenance of automobiles and motorists' needs, including petroleum products, tires, batteries, accessories and parts.

Base flood means the flood having a one percent chance of being equaled or exceeded in any given year.

Basement means a building story partly or wholly underground and having at least one-half of its height, measured from its floor to its finished ceiling, below the average adjoining grade.

Bed and breakfast means a single family residence within which up to four bedrooms are available for short term lodging for paying guests.

Bed and breakfast inn means a residential facility, but not necessarily a family home, within which up to six bedrooms are available for short term lodging for paying guests.

Boarding house means a building, other than a hotel, where lodging or lodging and meals are provided for compensation to non-transient persons.

Bond means a security provided by a bonding company, in an amount and form satisfactory to these regulations, to insure that required improvements are installed, and providing a warranty against defective material or workmanship.

Book, stationery, video, and art supply means an establishment engaged in the retail sale of books and magazines, stationery, video, and/or art supplies.

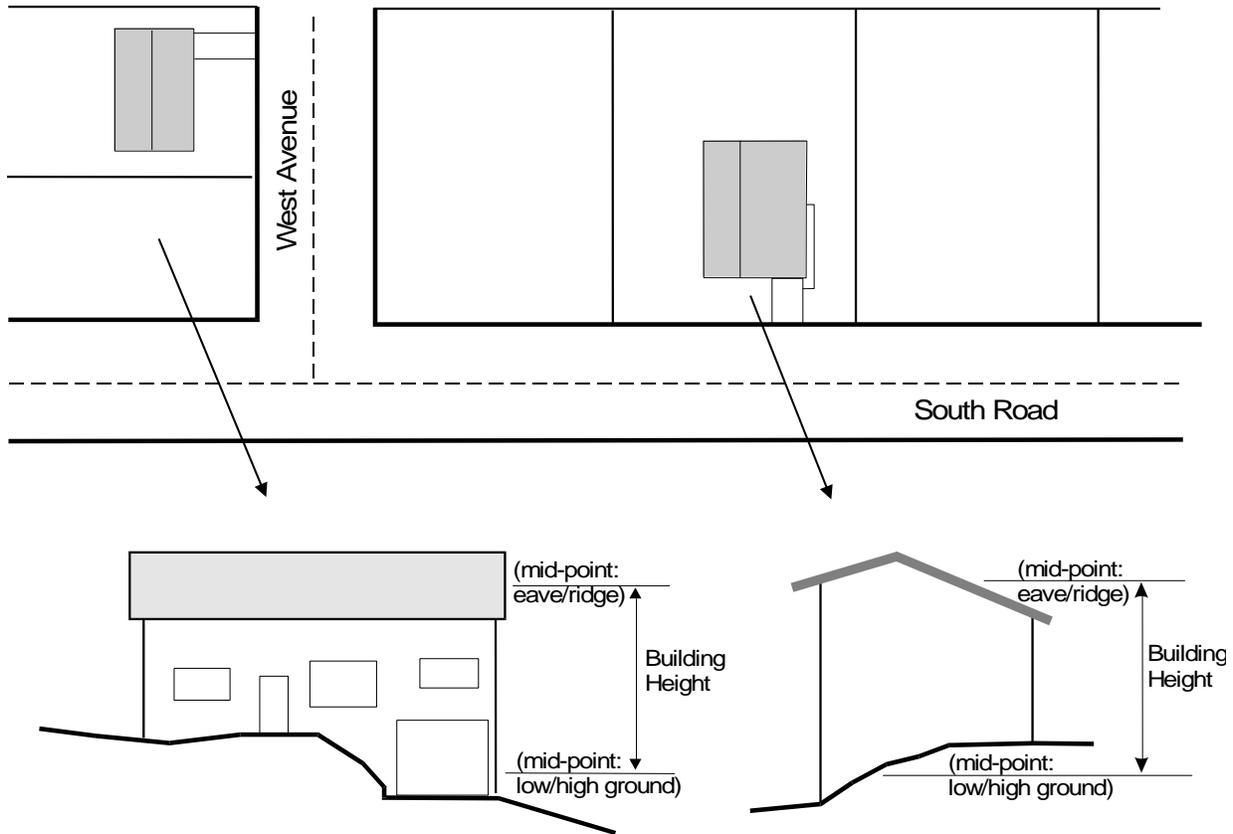
Buffer means an area adjacent to a critical area, consisting of naturally occurring or re-established vegetation and having a width adequate to protect the critical area.

Building means a roofed structure designed to shelter persons, animals, or property.

Building, hardware, and garden materials means an establishment engaged in selling lumber and/or other building materials, feed, and lawn and/or garden supplies.

Building height means the vertical distance from the average adjoining curb elevation to the highest point of the roof surface of a flat roof, to the deck line of a mansard roof, and to the mean height level between the eaves and ridge for a gable, hip or gambrel roof; provided, however, that where the buildings are set back more than ten feet from the property line adjacent to a street, the height of the building shall be measured from the average elevation of the finished grade of the building, as shown in the illustration below.

Building Height



Building Official means the person responsible for administering building codes in the City of Snohomish.

Bulk retail means a land use that is primarily engaged in the retail sale of bulk goods, including food, building, hardware and garden materials, dry goods, apparel and accessories, home furnishings, house wares, drugs, auto supplies, hobby, toys, games, photographic supplies, and equipment, and electronics.

Campground means a facility for temporary occupancy of tents, recreational vehicles, and similar abodes without hook-up facilities, primarily for recreational purposes, as an on-going or commercial activity.

Cemetery, columbarium or mausoleum means land or structures used for burial of the dead. For purposes of this code, pet cemeteries are considered a subclassification of this use.

Childcare means a program or establishment licensed by the state of Washington other than an occupied dwelling unit for group care of non-resident adults or children, including: child daycare services, adult daycare centers, nursery schools for children under minimum age for education in public schools, privately conducted kindergartens or preschools when not a part of a public or parochial school, and programs covering before and after-school care for school children. (Also see Family childcare)

Church, synagogue or temple means a place where religious services are conducted, sometimes including accessory uses such as religious education, reading rooms, assembly rooms, and residences for nuns and

clergy, but excluding facilities for training of religious orders.

City Attorney means the Snohomish City Attorney.

City Council means the Snohomish City Council.

City Engineer means the Snohomish City Engineer.

City Planner means the Snohomish City Planning Manager.

Civil drawings mean construction drawings, calculations, and specifications prepared by a licensed engineer detailing the engineering aspects of a development proposal.

Clearing means the removal of timber, brush, ground cover, or other vegetation from a site and does not include grading.

Clinic means a building for licensed outpatient health services.

Club means a non-commercial association of persons for a common purpose.

Commercial/industry accessory use means a use that is subordinate and incidental to a commercial or industry use; including employee exercise facilities, employee food service facilities, and employee day care facilities; incidental storage of raw materials and finished products sold or manufactured on-site, and business owner or caretaker residence.

Commercial use means activities which provide goods, merchandise, and/or services for compensation.

Communication facility - major means a structural and/or freestanding tower

facility for transmission and reception of UHF and VHF television signals, commercial FM or AM radio signals, or cellular radio signals. Large (over 6 feet diameter) microwave and satellite transmission dish assemblies are included in this description.

Communication facility – minor means communication antennas mounted on buildings, low power FM radio signals for short range use, and cellular radio antennas mounted on existing power poles or replacement poles and not adding more than fifteen feet to the original height of such poles.

Community residential facility means living quarters meeting applicable federal and state standards that function as a single housekeeping unit for eight or more individuals excluding staff, providing such supportive services as counseling, rehabilitation, and medical supervision, excluding drug and alcohol detoxification and prisoner release participants.

Community residential facility - prisoner release means a community residential facility for prisoner release participants and programs such as half-way houses.

Community stable means a facility in which horses or other livestock are kept for boarding, training, breeding, rental, or riding lessons.

Comprehensive Plan means the City of Snohomish Comprehensive Plan.

Conditional use means a use allowed on a property within a designation only after review by the Hearing Examiner and with approval of permit conditions as necessary to make the use compatible with other permitted uses in the same vicinity and designation.

Condominium means real property, portions of which are designated for separate ownership and the remainder of which is designated for common ownership solely by the owners of those portions. Real property is not a condominium unless the undivided interests in the common elements are vested in the unit owners. A condominium is not effected until a declaration of condominium and a survey map and plans have been recorded pursuant to Chapters 64.32 and/or 64.34 RCW.

Conference center means a meeting facility, sometimes including accessory facilities for recreation, lodging, and related activities.

Congregate care means a shelter, convent, monastery, dormitory, fraternity, sorority, or other facility for living, sleeping, and sanitation, sometimes including facilities for eating and cooking.

Contiguous lot means a lot having a common boundary with another lot.

Convenience Store means a small version of a food or grocery store having a limited stock of items both in regard to variety and quantity. Some convenience stores may also have an associated vehicle fueling facility located in the paved parking area.

Conversion means a change in use of a structure.

Cottage means a small, detached dwelling unit, not greater than 1,000 square feet in total floor area that is developed at a density not greater than the underlying zone, with more than one unit occupying a single lot. (Ord. 2127, 2007)

Cottage Housing Development means two or more cottage dwellings constructed upon a single lot. (Ord. 2127, 2007)

County auditor means the Snohomish County official as defined in Ch. 36.22 RCW.

County treasurer means the Snohomish County official as defined in Ch. 36.29 RCW.

Covenant means a legal restriction on the actions of any land owner who is party to a contractual provision that is binding on real property.

Critical areas refer to environmentally sensitive areas of land, such as steep slopes, wetlands, flood plains, unstable soils, erosion hazard areas, areas of geologic hazard, or other conditions needing protection or not suitable for intensive development.

Critical area report means an investigation, report, map, study and/or evaluation, which may be required to demonstrate that a proposed development activity is in compliance with this title. As applicable, a critical area report may be a habitat management plan or a geotechnical report.

Critical wildlife habitat means habitat areas, which are associated with threatened, endangered, sensitive, or priority species of plants or wildlife and which, if altered, could reduce the likelihood that the species will maintain and reproduce over the long term. Such areas are documented in lists, categories, and definitions of species promulgated by the Washington Department of Fish and Wildlife (Non-Game Data System Special Animal Species) as identified in WAC 232-12-011 or 232-12-014, and in the Priority Habitat Species lists

compiled per WAC 365-190-080; or by rules and regulations adopted currently or hereafter by the U.S. Fish and Wildlife Service. Critical wildlife habitat also includes:

- A. Regionally rare native fish and wildlife habitat (i.e. one of five or fewer examples of the habitat type within Snohomish County);
- B. Fish and wildlife habitats with irreplaceable ecological functions, and
- C. Documented habitat of regional or national significance for migrating birds.

Cul-de-sac means a road closed at one end, where the closed end is a circular or near circular shape providing a permanent turnaround.

Dedication means conveyance of land to a public agency for general public purposes by deed or some other instrument of conveyance, or by dedication on a plat, short plat, or binding site plan and record of survey.

Density means the number of dwelling units on one acre of land.

Department means the City of Snohomish Department of Planning and Development Services.

Department store or variety store means an establishment engaged in the retail sale of various merchandise, such as dry goods, apparel, accessories, home furnishings, and house wares.

Destination resort means an establishment for resource-based recreation which is intended to utilize outdoor recreational opportunities and which includes related services, such as

food, overnight lodging, equipment rentals, entertainment, and other conveniences for guests of the resort.

Detached means physically separated.

Detached Condominium means a detached dwelling unit, not greater than 2,000 square feet in total floor area that is developed at a density not greater than the underlying zone, with more than one dwelling occupying a single lot. (Ord. 2127, 2007)

Detached Condominium Development means two or more detached condominiums constructed upon a single lot. (Ord. 2127, 2007)

Detention means the temporary storage of storm water runoff to control peak discharge rates and allow settling of storm water sediment.

Detention facility means an above- or below- ground drainage facility, such as a pond or tank, that temporarily stores storm water runoff and releases it at a slower rate than it is collected by the drainage facility. The facility includes the flow control structure, the inlet and outlet pipes, and all maintenance access points.

Developer means a person who owns, holds a purchase option on, or otherwise controls property which the person proposes for development.

Development activity means any construction, development, earth movement, clearing, demolition or other site disturbance, which either requires a permit, approval or authorization from the City or is proposed by a public agency.

Diversity, when applied to habitat, means diversity or complexity of

vegetation as indicated by stratification of plant communities, variety of plant species, and spacing of vegetation.

Dormitory means a group sleeping quarters, which may include common dining, cooking, recreation, or bathing facilities.

Downstream analysis means an analysis of potential drainage impacts and drainage facilities downstream of the subject property and/or development activity.

Driveway means a facility for the passage of vehicles, constructed in accordance with the City of Snohomish street standards, which provides access from a public or private road to an individual development.

Drug store means an establishment engaged in the retail sale of prescription drugs, nonprescription medicines, cosmetics, and related supplies.

Duplex means a residential structure containing two dwelling units that have a contiguous wall, which structure is located on one lot. The term does not include a mobile home or a structure containing an attached or detached accessory dwelling unit.

Dwelling unit means one or more rooms with internal accessibility, designed for one family to live or sleep in, containing kitchen facilities and a bathroom. The term includes individual apartment units and manufactured homes.

Dwelling, multiple family (“Multiple family dwelling”) means a dwelling containing two or more dwelling units, but excluding townhouses and mobile homes.

Easement means a right granted by a property owner to specifically named parties or to the public for the use of certain land for specified purposes. Where appropriate to the context, "easement" may also refer to the land covered by the grant. "Easement" may include access, pedestrian paths, bicycle paths, utility easements, drainage, native growth protection areas, or open space.

Efficiency dwelling unit means a unit equipped with a bathroom, kitchen sink, cooking appliance and refrigerator, with light and ventilation as required by adopted codes and having a square footage of not more than 800 square feet not including staircases.

Elementary and middle/junior high school means institutions of learning required by the State of Washington with grades kindergarten through 9, including associated meeting rooms, auditoriums, and athletic facilities.

Enclosed, when applied to an activity, means totally concealed from expected human viewpoints by building, wall, fence, or other structure. When applied to a building, enclosed means totally enclosed via floor, walls, roof, and closable doors or windows.

Energy resource recovery facility means a facility for recovering energy from the incineration, pyrolysis, or use of heat from solid waste.

Enhancement, when applied to wildlife habitat, wetlands, or wetland buffers, means improvement such as by increasing plant density or diversity, removing non-indigenous or noxious species, or controlling erosion.

Environmental checklist means a form filled out to determine whether an action might have an impact on the

environment, pursuant to Ch. 43.21C RCW.

Environmental impact statement means a written document required under the State Environmental Policy Act, describing the impacts that could result from an action and how such impacts might be mitigated, prepared in accordance with Chapter 197-10 WAC.

Erosion means the wearing away of the earth's surface by wind, water, or other natural agents.

Erosion hazard areas means those areas with naturally occurring slopes, containing soils which are at high risk from water erosion according to the mapped description units of the United States Department of Agriculture Soil Conservation Service Soil Classification System.

Existing and ongoing agricultural activities means activities conducted on lands as defined in RCW 84.34.020(2), involving the production of crops and livestock, including operation and maintenance of farm and stock ponds, drainage ditches, irrigation systems, changes between agricultural activities, and normal maintenance and repair of existing serviceable structures and facilities. Such activity ceases to be ongoing when the area is converted to a non-agricultural use or has lain idle for longer than five years, unless the idle land is registered in a federal or state soils conservation program. This definition excludes forest practices.

Fabrication shop means an establishment for the fabricating of goods. The term includes welding, cabinet, machine, and other similar shops.

Fabric shop means an establishment engaged in the retail sale of sewing supplies and accessories.

Family means one or more persons occupying a single dwelling unit, provided that unless all members are related by blood or marriage, no such family shall contain over five persons. Domestic servants employed on the premises may be housed on the premises without being counted in the above. Not more than three roomers or boarders may be included in a family. The term excludes a fraternity, sorority, club, or other institutional group. For the purposes of this definition, persons with a disability or otherwise protected by the Federal Fair Housing Act (42 U.S.C. 3601 et seq.) shall not be counted as unrelated persons.

Family childcare means a childcare facility located at or in an occupied dwelling unit in which the full-time occupant provides daycare for children other than his/her own family and the children of close relatives. Such care in a family childcare home is limited to 6 or less children and 12 or less children, including children living in the home or children of close relatives cared for in the home.

Federal methodology means the methodology for identifying wetlands in the field as described in the Corps of Engineers Wetlands Delineation Manual (January 1987).

Filling means a deposit of earth material placed by mechanical means.

Final plat means the final drawing of a subdivision and dedication prepared for filing for record with the County Auditor.

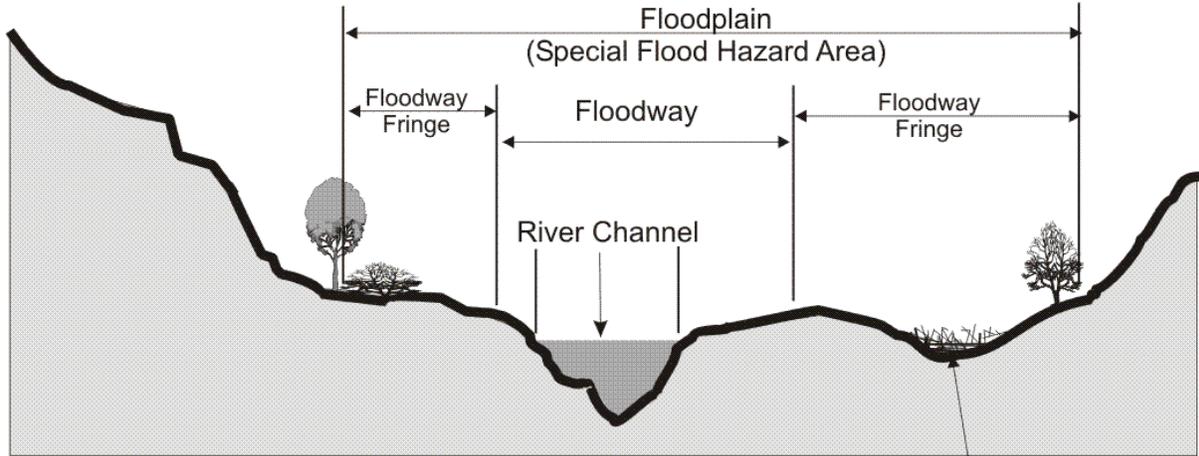
Flood means a general and temporary condition of partial or complete inundation of normally dry land areas from the overflow of inland or tidal waters or the unusual and rapid accumulation of runoff of surface waters from any source.

Flood hazard area, special (“Special flood hazard area”) means the land in the flood plain that is subject to a one percent or greater chance of flooding in any given year.

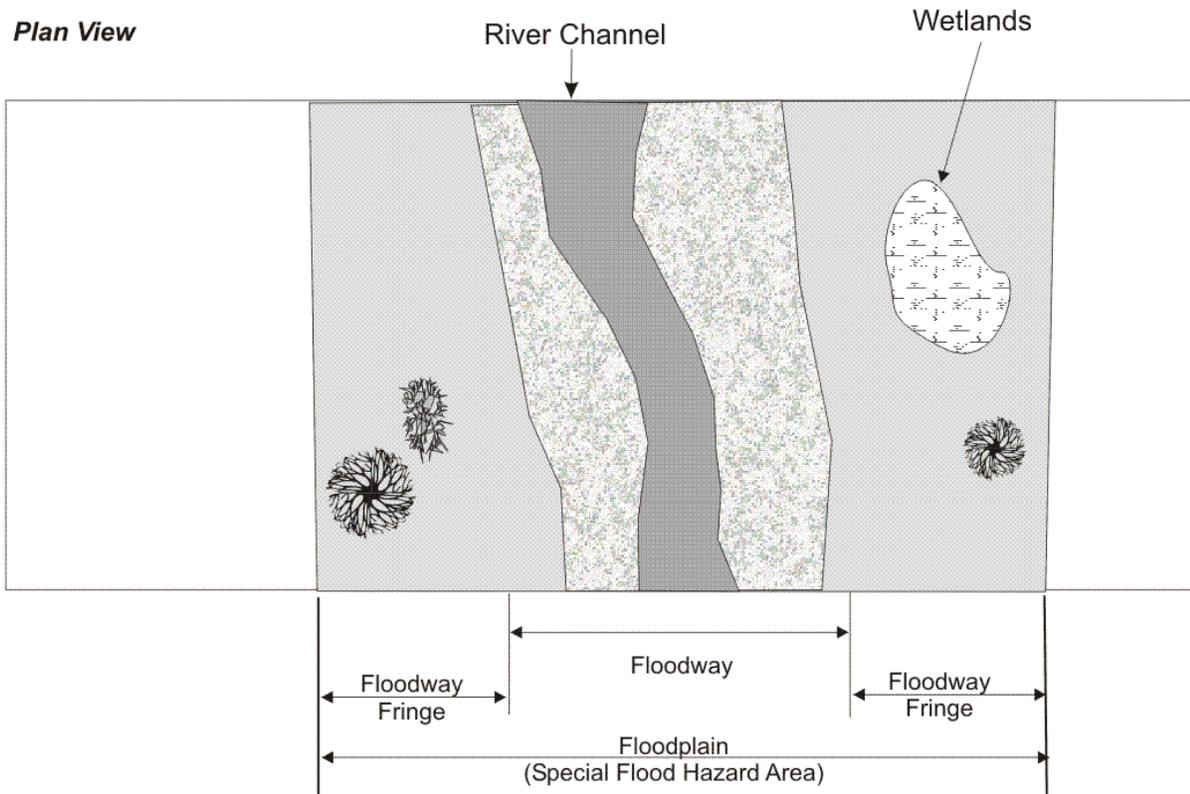
Floodplain means a land area adjoining a river, stream, watercourse, ocean, bay, or lake which is likely to be flooded. The extent of the floodplain may vary with frequency and volume of flooding. The floodplain typically consists of the floodway and the floodway fringe.

Typical Floodplain
(special Flood Hazard Area)

Cross-sectional view



Plan View



Flood proofing means any combination of structural and nonstructural additions, changes or adjustments to properties and structures, which reduces or eliminates flood damages to lands, water and sanitary facilities, structures and contents of buildings.

Floor area means the space defined by the exterior walls, floor and ceiling of a building or structure.

Floor area ratio means the gross floor area of all buildings on a lot divided by the area of that lot.

Florist shop means an establishment engaged in the retail sale of flowers and plants.

Forest product sales means the sale of goods produced, extracted, or harvested from a forest, including trees, logs, firewood, cones, Christmas trees, berries, herbs, or mushrooms.

Forest research means the performance of scientific studies relating to botany, hydrology, silviculture, biology, and other branches of science in relation to management of forest lands.

Frontage improvements means improvements to roadways abutting a development and required as a result of that development. Generally, frontage improvements shall consist of appropriate base materials, maximum of one lane of paved road section (up to 12 feet), bus pullouts and waiting areas where necessary, bicycle lanes and bicycle paths where applicable, storm drainage improvements, curbs, gutters and sidewalks.

Front lot line means the lot line separating the lot from the street. In the case of a corner lot there are two lot lines that adjoin streets. When the lot adjoins two streets which intersect on the boundaries of such

lot, the front lot line shall relate to that street from which the primary pedestrian entrance is taken.

Front setback means the setback between the front lot line and the front setback line.

Front yard means a yard extending across the full width of the lot between any building and the front lot line measured horizontally from the nearest point of the front lot line to the nearest part of the building, as required in a particular land use designation.

Functions and values mean those functions and values of a critical area or buffer, which are highly beneficial to the maintenance of the aquatic system and surrounding environment. As used in this title, "functions and values" for wetlands, streams and buffers are limited to the following elements:

1. Streams. Fish and wildlife habitat, water quality maintenance, water supply and water conveyance.
2. Wetlands. Fish and wildlife habitat, water quality maintenance, pollution assimilation, shore stabilization, sediment retention, runoff and floodwater storage and conveyance, runoff control, stream base-flow maintenance, and groundwater discharge/recharge.
3. Buffers. Fish and wildlife habitat, runoff absorption, pollution assimilation, stream bank stabilization, sediment entrapment, water quality maintenance, noise and visual screening, upland flood protection, recreation, and provision of nutrients and woody debris for streams.

Furniture and home furnishings store means an establishment engaged in the retail sale of household furniture and furnishings for the home.

Garage, private (“Private garage”) means a building or a portion of a residential building designed or used primarily for shelter or storage of vehicles or boats, but not airplanes. Where any vehicles or boats are equipped for operation, repaired, or kept for remuneration, hire or sale, the term "private garage" does not apply.

Gasoline service station means a facility for the retail sale of gasoline and other automobile fuels available at pump islands, together with light general maintenance of automobiles.

General business service means an establishment providing services to businesses or individuals, with no outdoor storage or fabrication.

General personal service means an establishment engaged in providing services to individuals, such as cleaning and laundry, beauty and barber shops, shoe and other clothing repair shops, photographer, bookkeeping, tax preparation, and other personal services.

Geologically hazardous area means an area susceptible to significant or severe risk of landslides, erosion, or seismic activity.

Golf facility means a public or private facility for playing golf, including golf courses, driving ranges, miniature golf, and related pro shops, caddy shacks, restaurants, offices, meeting rooms, and storage facilities.

Governmental facility means a facility owned or leased and operated, by an agency of the federal, state, or local government.

Grade means an established elevation provided by the City Engineer, or, when such information is not available, the elevation of the sidewalk at the property line, or, when there is no sidewalk, the

average elevation of the street adjacent to the property line.

Grading means the excavation, filling, leveling, or contouring of the ground surface by human or mechanical means.

Gross floor area means the sum of all spaces defined by exterior walls, floors, and ceilings, including basements, mezzanines and all floor levels.

Habitable floor means any floor usable for living, working, sleeping, eating, cooking, or recreation, excluding floors used only for storage.

Hazardous tree means a tree which poses an imminent danger of falling.

Hearing Examiner means the City of Snohomish Hearing Examiner.

Heavy equipment repair means the repair and maintenance of self-powered, self-propelled, or towed mechanical devices used for commercial purposes, including tandem axle trucks, graders, backhoes, tractor trailers, cranes, and lifts, but excluding repair of automobiles, recreational vehicles, boats, and recreational trailers.

Helipad means a landing area designed for the landing of helicopters, including associated parking, lighting, and related safety/security improvements.

Hobby, toy, and game shop means an establishment engaged in the retail sale of toys, games, hobby, or craft kits.

Home occupation means a limited-scale service activity undertaken for financial gain with minimal or no on-site sales, which occurs in a dwelling unit or accessory building and is subordinate to the primary use of the premises as a residence.

In-kind mitigation means replacement of wetlands with wetlands whose characteristics closely approximate those destroyed or degraded.

Individual transportation and taxi means an establishment engaged in furnishing individual or small group transportation by motor vehicle.

Industry use means all activities involved in the processing or fabricating of a product.

Interior lot means a lot bounded by one street with the remainder of the lot boundary adjoining other lots.

Jail means a facility operated by a governmental agency for the incarceration of persons for the purpose of punishment, correction, and rehabilitation following conviction of an offense.

Jewelry store means an establishment engaged in the retail sale of a variety of jewelry products.

Landscaping means the artificial application of natural and manmade materials to improve the appearance of real property.

Landslide means down slope movement of a mass of soil, rock, snow or ice including, but not limited to, rock falls, slumps, mud flows, debris flows, torrents, earth flows and snow avalanches.

Landslide hazard area means areas that, due to slope and soil permeability, are susceptible to land sliding.

Land use designation means a classification of land according to the general use allowed therein, under which certain regulations are imposed and which appears in one or more locations on the City of Snohomish Comprehensive Plan's Land Use Map.

Land Use Map means that official City of Snohomish map which is a part of the Comprehensive Plan, and which defines the boundaries of the land use designations included in the Land Use Development Code.

Landing field means a runway or landing area which is designed, used or intended to be used by private aircraft, including necessary taxiways, storage, and tie-down areas.

Level of service means a qualitative measure, describing operational conditions within a traffic stream and the perception thereof by road users. Level-of-service standards may be evaluated in terms such as speed and travel time, freedom to maneuver, traffic interruptions, comfort, convenience, geographic accessibility, and safety. The highway capacity manual defines six levels of service for each type of facility for which analysis procedures are available. They are given letter designations, from A to F, with level-of-service A representing the best operating condition and level-of-service F the worst, as calculated by a methodology endorsed by the Institute of Transportation Engineers (ITE).

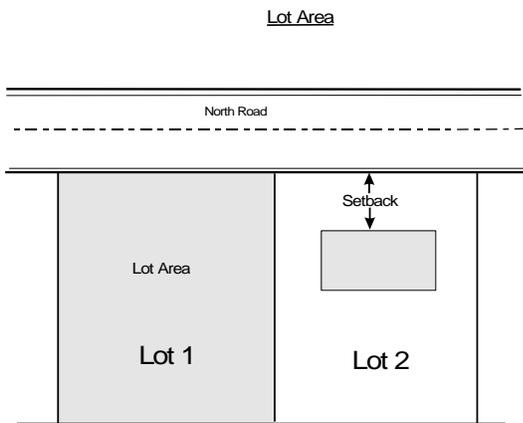
Light manufacturing means processing and fabricating activities, which provide minimal hazards or nuisance related to noise, vibration, glare, odor, smoke, dust, air pollution, toxins, fire, explosion, or traffic.

Loading space means an area required to be maintained on certain business, commercial and industry lots, in addition to regular yard requirements, used for the loading and unloading of trucks and other vehicles.

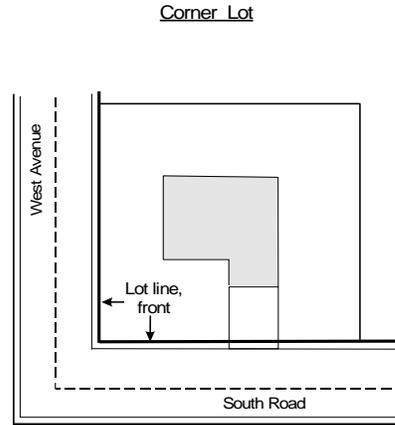
Log storage means a facility for open or enclosed storage of logs, including incidental offices and repair facilities for on-site equipment.

Lot means a piece of land having fixed boundaries, either as part of a subdivision or through metes and bounds description, including tracts and parcels. The term does not include divisions or descriptions created solely for access purposes, utility purposes, open space or mitigation purposes, or tax record purposes by the Snohomish County Assessor’s Office.

Lot area means the total horizontal area within the lot lines of a lot, as shown in the following diagram:

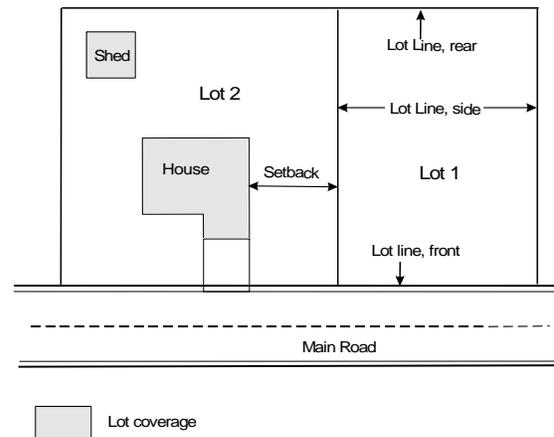


Lot, corner (“Corner lot”) means a lot situated at the intersection of two or more streets or roads or private roads, or bounded on two or more adjacent sides by street or road or private road lot lines. The angle of intersection of such lot lines shall not exceed 135 degrees. The following diagram depicts a typical corner lot:



Lot coverage means the area of a lot that can be covered with a building, structure, or required parking. An example of lot coverage is shown in the diagram below which illustrates both lot lines and lot coverage.

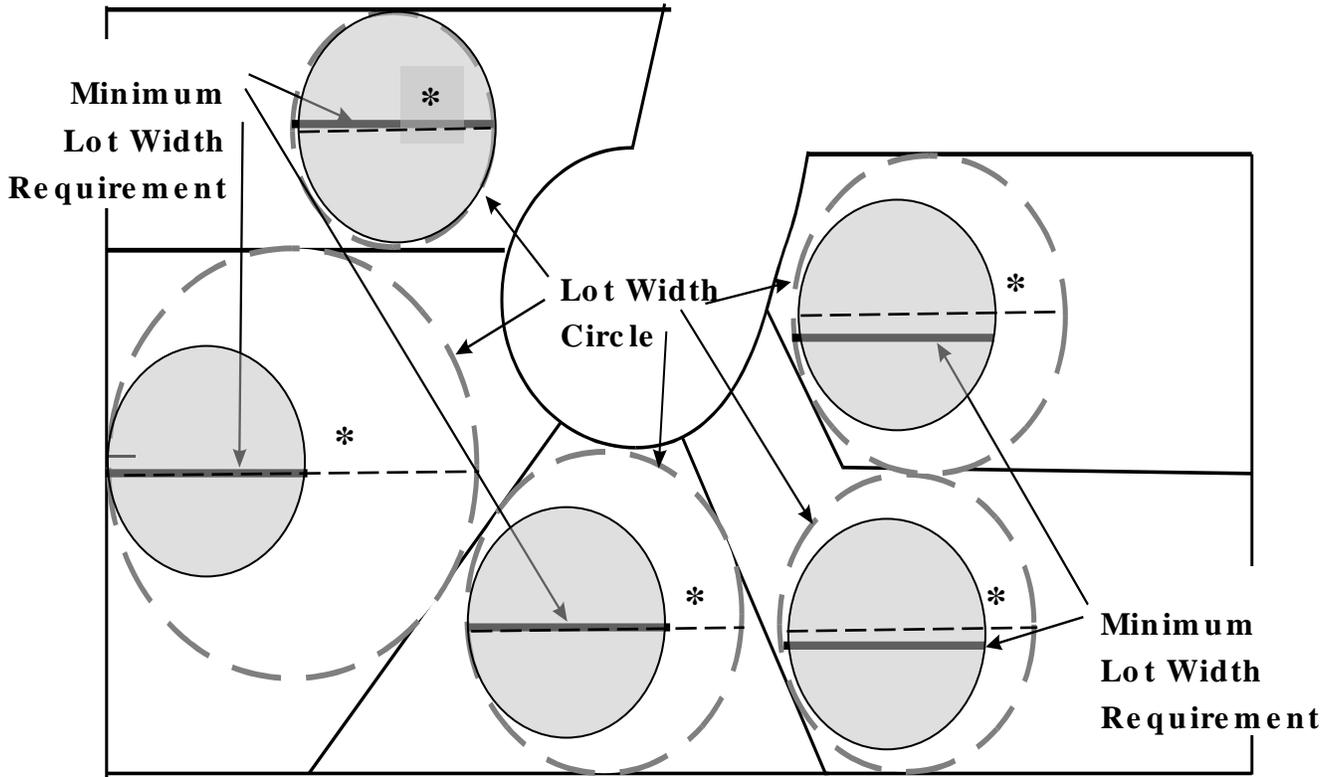
Lot line means a boundary of a lot, as shown in the following diagram:



Lot line adjustment means a division made for the purpose of adjusting boundary lines, which does not create any additional lot, cause any lot to contain insufficient area, dimensions, or building setbacks, relocate an entire lot from one parent parcel into another parent parcel, or reduce the overall area in a plat or short plat devoted to open space, and which is not inconsistent with any restrictions or conditions of approval for a

recorded plat or short plat, does not involve lots which do not have a common boundary, and does not circumvent the subdivision or short subdivision procedures set forth in this title.

Lot width means the distance between the side lines of a lot. Lot width shall be measured by scaling a circle of the applicable diameter within the boundaries of the lot, provided that an access easement shall not be included within the circle. Examples of how lot width is measured are shown in the following diagram.



- Note: this line represents actual required lot width

Lowest floor means the lowest floor of the lowest enclosed area of a building including the basement and excluding unfinished enclosures used solely for parking of vehicles, building access, or storage other than in the basement.

Manufactured home means a structure as defined in RCW 35.63.160(2), constructed after June 15, 1976, in compliance with Housing and Urban Development standards. For floodplain management purposes, “manufactured home” also includes park trailers, travel trailers, and similar vehicles placed on the site for greater than one hundred eighty consecutive days.

Marina means an establishment providing docking, moorage space, and related activities limited to the provisioning or minor repair of pleasure boats and yachts, and personal services including but not limited to showers, toilets, self-service laundries and boat fueling.

Maximum dwelling units (density) means the maximum number of units per acre permitted in the project’s land use designation.

Minimum lot size means the specified minimum lot area required for a property to be used for uses allowed under the land use designation in which it is located.

Minor variance means a minor variance as defined in SMC 14.70.020.

Mitigation means a measure taken to reduce or eliminate impacts of development, including:

A. Avoiding the impact altogether by not taking the proposed action.

B. Minimizing impact by limiting the magnitude of the action.

C. Rectifying the impact by repairing, rehabilitating, or restoring the affected environment.

D. Reducing or eliminating the impact over time by preservation and maintenance.

E. Compensating for the impact by providing substitute resources or environments.

F. Monitoring the impact and taking appropriate corrective measures.

Mobile home park means a development with two or more improved pads or spaces designed to accommodate mobile homes.

Multi-family pertains to a building designed or used to house two or more families independently.

Multi-family unit means a dwelling unit in a multi-family structure.

Native, when applied to vegetation, means pre-existing on a site and indigenous to the area.

Non-conforming means a structure or use lawfully existing until passage of an ordinance codified in this title and not conforming to said ordinance.

Nursing home means a structure and/or premises licensed as required by state law for nursing, dietary care and other personal services rendered to convalescents, invalids and aged persons, but excluding contagious, communicable, or mental illness cases and surgery or primary treatments such as are customarily provided for in hospitals.

Off-premises sign means a sign which advertises a product, service, or company, not located on the property on which the sign is situated.

Off-street parking means parking that is not in a public right-of-way and is reserved for a specific land use.

Open space means the area of a lot not covered by structures, streets, driveways, parking and loading spaces, and storage yards.

Ordinary high water mark means that mark on the bank of a lake, stream, or tidal water body, where the presence and action of water is as common and usual in all ordinary years as to make the soil distinct from that of the abutting upland with respect to the type of vegetation produced.

Out-of-kind mitigation means replacement of wetlands with wetlands whose characteristics do not closely approximate those being damaged or degraded.

Park means a piece of ground maintained for purposes of recreation, including pleasure, exercise, amusement or ornamentation.

Parking requirement means the number of parking spaces required by this development code for a certain use.

Parking space means the area required to store a vehicle plus the necessary maneuvering area.

Party of record means the applicant or a person who testifies at a hearing or in writing about a matter before the Hearing Examiner.

Permitted use means a use that is unconditionally allowed in a land use designation.

Person means a person, party, firm, corporation, agency, or other entity.

Pet shop means an establishment engaged in the retail sale of pets, pet supplies, or grooming of pets.

Photographic and electronic shop means an establishment engaged in the retail sale of cameras and photographic supplies and/or a variety of household electronic equipment.

Planning Commission means the City of Snohomish Planning Commission.

Plat means the drawing of a subdivision of land and other elements as required pursuant to Ch. 58,17 RCW.

Processing means those activities which alter or refine an existing product.

Professional office means a place of business which is used by licensed professionals or persons in generally recognized professions, requiring training or knowledge of a technical, scientific, or other academic discipline as opposed to manual skills, and which does not involve either outside storage or fabrication, or on-site sale or transfer of commodities.

Preliminary plat means a neat and approximate drawing of a proposed subdivision showing the general layout of streets and alleys, lots, blocks, and other elements of a subdivision, which furnishes a basis for the approval or disapproval of the general layout of the subdivision.

Premises mean a lot with or without structures.

Print shop means an establishment employing 25 or fewer persons, which provides custom printing services to the public. The term may include publishing of books, magazines, periodicals or newspapers.

Public agency office means an office for the administration of any governmental activity or program.

Public agency training facility means an establishment for training in law enforcement, fire safety, national guard, and transit operations, including classrooms, dining, overnight accommodations, shooting ranges, auto test tracks, and fire suppression simulations.

Public agency yard means a facility for open or enclosed storage, repair, and maintenance of vehicles, equipment, or related materials, excluding document storage.

Public hearing means a formal meeting on a particular matter for which notice has been given, the public is allowed to comment, and comments become part of the record.

Public street means a roadway which is controlled by the City, other than an alley.

Public use means an activity operated by the federal, state, county, or City government or a special purpose district.

Qualified consultant means a scientist or other professional with the expertise and credentials necessary to provide competent advice on the matter in question.

Qualified landscape designer means a person who possesses a degree from an accredited institute of higher learning in one of the following fields or who has completed

apprenticeship requirements in one of the following fields: landscape architecture, horticulture, floriculture, arboriculture, botany, wetland science, urban forestry, or a similar field. A qualified landscape designer may also be a person determined by the City Planner to be qualified based upon that person's education, professional referrals, related experience, work history, and examples of comparable landscape design projects.

Rear lot line means a lot line which is opposite and most distant from the front lot line. In the case of a triangular or irregularly shaped lot, it means a line twenty (20) feet in length within the lot parallel to and at the maximum distance from the front lot line. When a lot extends into and beyond the mean low water line of a body of water, the rear lot line shall be the mean low water line.

Rear yard means a yard extending across the full width of the lot between the most rear main building and the rear lot line. The depth of the required rear yard shall be measured horizontally from the nearest point of the rear lot line toward the nearest part of the main building, as required by this Development Code for the land use designation in which the lot is located.

Recorded development plan means a plan approved by the City and recorded by the developer, whereby the development of a site is regulated in a manner which allows some flexibility in order to promote more rational planning and development, while still being consistent with the requirements of this title.

Recreational vehicle parks means land on which two or more recreational vehicles, including hook-up facilities, are located for

occupancy by the general public as temporary living or recreation quarters.

Residence or residential refers to a building or part thereof containing dwelling units or rooming units, including houses, multi-family dwellings, boarding houses, and rooming houses. The term excludes hotels, motels, and correctional, medical, and convalescent facilities.

Resource accessory use means a use, structure, or part of a structure, that is customarily subordinate and incidental to an agricultural resource use, including housing of agricultural workers on site, on-site storage of agricultural products or equipment, or other uses as specified in this Development Code.

Retail use means those activities which feature the sale of commodities for compensation.

Retaining wall means a wall of any material to resist the lateral displacement of soil, the slope of which is greater than 1.5 horizontal to 1 vertical. Retaining walls are not subject to the setback requirements in Chapter 14.210 SMC. (Ord. 2133, 2007)

Retirement apartments mean dwelling units exclusively designed for and occupied by senior citizen residents 62 years of age or older in accordance with the requirements of state and/or federal programs for senior citizen housing. There is no minimum age requirement for the spouse of a resident who is 62 years of age or older.

Retirement housing means dwellings exclusively designed for and occupied by senior citizen residents 62 years of age or older, in a building with central kitchen facilities providing meals for the residents. There is no minimum age requirement for

the spouse of a resident who is 62 years of age or older.

Right-of-way means land purchased by or dedicated to the public for the movement of vehicular or pedestrian traffic.

School means any institution, such as an elementary, middle, junior high, senior high, be it public, private, or parochial, which offers instruction as required by the State Board of Education.

School bus base means an establishment for the storage, dispatch, repair, and maintenance of school transit vehicles.

School district support facility means facilities other than schools and bus bases, which are necessary for operating a school district, including central kitchens and maintenance or storage facilities.

School impact fee means a payment of money imposed upon residential development as a condition of approval to pay for school facilities needed to serve the development. The school impact fee does not include a permit fee, application fee, administrative fee for collecting and handling impact fees, or the cost of reviewing independent fee calculations.

Screening means any fence, horticulture, or other sight-obscuring barrier, which separates two activities.

Self-service storage facility means a facility for leasing or renting individual storage units.

SEPA means the State Environmental Policy Act, Ch. 43.21C RCW.

Setback means the distance between a property line and the corresponding setback

line, measured horizontally and at a ninety-degree angle to the property line if straight or to a tangent thereto if curved.

Shall means the prescribed action is mandatory.

Shoreline, when applied to areas regulated by the Washington State Shoreline Management Act, means all water areas within the Snohomish City limits, but excluding streams upstream of a point where their mean annual flow is twenty cubic feet per second or less, together with the land extending landward for two hundred feet in all directions measured on a horizontal plane from the ordinary high water mark and all wetlands and flood plains associated with said water areas.

Short subdivision means the division of land into four or less lots or tracts for the purpose of sale or lease.

Short plat means the drawing of a subdivision of land into four or fewer lots.

Side lot line means any lot line other than a front or rear lot line.

Side yard setback means the setback between a side lot line and the corresponding side yard setback line.

Side yard means a yard extending from the front yard to the rear yard along the side of the main building, the width of which yard is the minimum distance from the side lot line to the main building as specified in this title.

Sight obstruction means any building, structure or horticultural material, which restricts the vision of automobile and/or pedestrian traffic while using the right-of-way for travel.

Sign area means that area enclosed by straight lines drawn around the periphery, of the sign, excluding any supporting structure which does not form a part of the sign. The area of a double-faced sign (display surface on opposite sides of a single board) shall be computed on the basis of one sign face.

Significant stand of trees means trees covering an area of at least 2,500 square feet, where the drip line of the trees covers half of the area which according to an arborist is necessary for the trees to remain healthy and viable.

Significant tree means a deciduous and evergreen tree eight (8) inches or greater in diameter measured at a point four (4) feet above the ground, other than alders and cottonwoods (*Alnus rubra* and *Populus trichocarpa*).

Single-family detached means a single-family dwelling not attached to any other dwelling.

Single-family dwelling means a building containing one dwelling unit on one lot. The term includes single-family detached and single-family attached (row houses, townhouses, and similar types of housing). The term excludes non-HUD-certified mobile homes, travel trailers, recreational vehicles, tents, and other forms of portable or temporary housing.

Site plan means a map or drawing showing the location of buildings, structures, landscaping, parking areas, driveways, streets, and other pertinent features drawn to scale.

Slope means an inclined earth surface, the inclination of which is expressed as the ratio of horizontal distance to vertical distance.

Specialized instruction school means an establishment providing specialized instruction in such matters as art, dance, music, cooking, driving, pet obedience training and other technical and general educational areas, but not having the full range of facilities, such as sports fields and auditoriums, commonly included in a typical high school or college campus.

Sports club means an establishment operating facilities for physical fitness, sports, or recreation.

Sporting goods store means an establishment engaged in the retail sale of sporting goods and equipment.

Street vacation means the process whereby the City agrees to relinquish its ownership of a street right-of-way to a land owner.

Storage means the placement of commodities either enclosed or not enclosed for an indefinite period of time.

Story means that portion of a building included between the upper surface of any floor and the upper surface of the floor next above. In situations where the finished floor level directly above a basement or cellar is more than six (6) feet above grade, the basement or cellar shall be considered a story.

Street means a way for public circulation of vehicles and pedestrians.

Structure means an object composed of one or more pieces, in a fixed position relative to the ground, not completely buried and below grade. Retaining walls are excluded from the definition of structure for the application of setback requirements in Chapter 14.210 SMC. (Ord. 2133, 2007)

Subdivision means the division, for the purpose of sale or lease, of land into five or more lots each capable of being sold separately, including re-subdivisions.

Subregional utility means an above-ground facility, with incidental storage buildings, which is a subset of a regional utility

Substantial development means a substantial development as defined in RCW 90.58.30(3)(e).

Substantial improvement, when applied to a flood prone area, means a repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure either before the improvement or repair, or, if the structure has been damaged, before the damage occurred, excluding 1) improvements to structures to comply with state or local health, sanitary, or safety codes and 2) alterations of structures listed on the National Register of Historic Places or State Inventory of Historic Places.

Threshold determination means the decision required under SEPA as to whether a proposal will (determination of significance) or will not (determination of non-significance) require an environmental impact statement.

Title, when applied to real estate, means a document evidencing ownership.

Townhouse means a dwelling unit, which is designed exclusively for occupancy by one family, no portion of which lies vertically under or over any portion of an adjacent unit, and which is attached to one or more townhouse units in a townhouse structure. A townhouse structure consists of at least two units joined by common walls which

may be located on side lot lines. A townhouse has at least two private entrances at ground level. The term “townhouse” does not include a duplex.

Tract means a separate piece of property created as part of a subdivision and intended for a particular specialized purpose other than an individual subdivided lot.

Transit park and ride lot means a vehicle parking area for access to a public transit system.

Transfer station means a staffed facility where individuals and route collection vehicles deposit solid waste for transport to a permanent disposal site, including solid waste recycling facilities.

Travel trailer means an enclosed space mounted on wheels for towing, designed as a human domicile, which is not a manufactured home.

Use means the existing or intended purpose of land or structures. (Ord. 2082, 2005)

EXHIBIT D

**Chapter 14.207
LAND USE TABLES**

Sections

- 14.207.010 Guide to Use of Land Use Tables
- 14.207.020 Permitted Uses
- 14.207.030 Conditional Use Permits
- 14.207.040 Specific Regulations Pertaining to the Use in the Land Use Designation
- 14.207.050 Uses Not Permitted in a Land Use Designation
- 14.207.060 Interpretation of the Land Use Tables
- 14.207.070 Residential Land Use Table
- 14.207.075 Residential Land Use: Regulations
- 14.207.080 General Services Land Use Table
- 14.207.085 General Services Land Use: Regulations
- 14.207.090 Government/Business Services Land Use Table
- 14.207.095 Government/Business Services Land Use: Regulations
- 14.207.100 Retail Land Use Table
- 14.207.105 Retail Land Use: Regulations
- 14.207.110 Manufacturing Land Use Table
- 14.207.115 Manufacturing Land Use: Regulations
- 14.207.120 Regional Land Use Table
- 14.207.125 Regional Land Use: Regulations
- 14.207.130 Recreational/Cultural Land Use Table
- 14.207.135 Recreational/Cultural Land Use: Regulations
- 14.207.140 Resource Land Use Table
- 14.207.145 Resource Land Use: Regulations
- 14.207.150 Essential Public Facility Table
- 14.207.155 Essential Public Facility: Regulations
- 14.207.160 Accessory Uses

14.207.010 Guide to Use of Land Use Tables.

- A. The use of a property is considered permanent when that use has been in continuous operation for more than sixty days. A use for less than sixty days is considered a temporary use (see Chapter 14.60 SMC).
- B. The land use tables in SMC 14.207.120 through 14.207.200 determine whether a use is allowed in a land use designation. The land use designations set forth in Chapter 14.205 SMC relate to the tables' columns while the land uses relate to the tables' rows.
- C. If no symbol appears in the box at the intersection of the column and the row, the use is not allowed in that district, except for certain temporary uses.

14.207.020 Permitted Uses. If the letter "P" appears in the box at the intersection of the column and the row, the use is permitted in that district, subject to the review procedures and general requirements specified in Title 14 SMC.

14.207.030 Conditional Use Permits. If the letter "C" appears in the box at the intersection of the column and the row, the use is allowed only if the City grants a conditional use permit for that use per SMC 14.65.010.

14.207.040 Specific Regulations Pertaining to the Use in the Land Use Designation. If in addition to a "P" or "C" a number appears in the box at the intersection of the column and the row, then the corresponding regulation in the section following the land use table applies to the use.

14.207.050 Uses Not Permitted in a Land Use Designation. If there is neither a “P” or a “C” in the box at the intersection of the column and the row, the use is not allowed in that land use designation.

14.207.060 Interpretation of the Land Use Tables.

- A. If a proposed land use is not specifically listed in a land use table, the City Planner shall determine whether the land use will be allowed in a land use designation. The City Planner shall make that determination based on consistency with the purposes of Title 14 SMC and the Comprehensive Plan, considering the following factors:
1. The physical characteristics of the use and its supporting structures, including scope, traffic, hours of operation, and other impacts.
 2. Whether the use is compatible with other uses permitted in the land use designation.
- B. The City Planner shall issue a written interpretation formalizing the determination, in order to make a record of the decision and establish a clear precedent for similar future occurrences. The issuance of an interpretation by the City Planner may be appealed in accordance with the provisions of SMC 14.75.010.

TABLES AND REGULATIONS

14.207.070 Residential Land Use Table.

	Open Space	Urban Horticulture	Single Family Residential	Multi-family Residential - 12 Units per acre	Multi-family Residential - 18 Units per acre	Multi-family Residential - 24 Units per acre	Commercial	Neighborhood Business	Historic Business District	Business Park	Industrial	Airport Industry	Mixed Use
Land Use	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU
Dwelling Units													
Caretaker residence	p5							p14	p5	p5			
Efficiency dwelling unit				p	p	p		p					
Manufactured home		p1	p	p	p	p						p	
Mobil home park				c9	c9	c9							
Multifamily				p	p	p	p10	p	c6			p7	
Senior citizen assisted			c	c	c	c	c	p	p			p7	
Single-family detached		p1	p	p	p	p		p				p	
Group Residences													
Community residential facility-CRF			c	c	c	c	c	c				p7	
CRF-prisoner release										c			
Dormitory						c	c	c			p8	p7	
Accessory Uses													
Accessory dwelling units			p2	p2	p2	p2	p2	p14	p2			p2	
Accessory structures			p	p	p	p							
Accessory uses		p11	p11	p11	p11	p11							
Home occupation		p3	p3	p3	p3	p3	p3		p3			p	
Limited agricultural uses		p12	p12										
Animals (see Ch. 7.04 SMC)													
Private kennels (see Ch. 7.04 SMC)													
Temporary Lodging													
Bed and breakfast			c4	p	p	p	p	p				p	
Bed and Breakfast Inn			c15	p	p	p	p	p				p	
Hotel/motel					p	p	p	p				p	
Organization hotel/lodging houses				p	p	p	p	p				p	
Recreational Vehicle Parks										c13			

(Ord. 2143, 2008; Ord. 2180, 2009)

14.207.075 Residential Land Use: Regulations.

1. Related to the operation of a farm, one (1) unit per ten (10) acres.
2. Accessory dwelling units must meet the following conditions:
 - a. One (1) unit must be owner occupied.
 - b. The design of any exterior alteration or new structure necessary for the unit must comply with the City's design standards adopted in Chapters 14.225 and 14.230 SMC.
 - c. One (1) additional on-site parking space must be provided.
 - d. If the accessory unit is in a separate structure, it must be no greater than eight hundred (800) square feet or half the floor area of the existing structure, whichever is less.
3. Home occupations must meet the following conditions:
 - a. The occupation shall be conducted within an enclosed building.
 - b. No indication of the occupation, such as outdoor storage areas, abnormally higher traffic volumes, noise, vibration, dust, smoke or odors, shall be evident from outside the building in which the occupation is located.
 - c. The occupation shall not produce ground water pollution or introduce objectionable waste into the City sewer system.
 - d. Not more than one (1) person outside the immediate family group residing on the premises shall engage in such occupation.
 - e. Signing must comply with Chapter 14.245 SMC.
 - f. The occupation cannot exceed twenty-five percent (25%) of the home square footage.
 - g. The occupation must have a City business license.
 - h. The premises must be occupied by the occupation owner.
4. Bed & Breakfast (B&B) establishments must meet the following conditions:
 - a. The residence must be owner-occupied.
 - b. The Design Review Board must review the plan for off-street parking and, if the property is located within the Historic District, the design of the sign.
 - c. No more than four B&B rooms per residence.
 - d. One (1) on-premise parking space must be provided per B&B room, in addition to parking required for the residence.
 - e. B&B rooms must be located in the structure of the principal residence.
 - f. No meals other than breakfast shall be provided, and no meals shall be sold to non-renters.
 - g. No room shall be rented to the same person or persons for more than thirty (30) days per year.
 - h. No rooms shall be rented on a permanent basis, and no other business activity may be conducted on the premises.

- i. The B&B must maintain a City business license.
5. Employee living quarters as an accessory use shall meet the following conditions:
 - a. Living quarters shall be restricted to the use of caretakers, watchmen, and special employees in training.
 - b. Living quarters may be a separate building, manufactured home, or a portion of another building.
 - c. Only two (2) dwelling units shall be used for employee living quarters.
 6. Multi-family housing is allowed in conjunction with commercial use as a mixed use.
 - a. The gross square footage of multi-family housing must not exceed the gross square footage of commercial use.
 - b. Multiple family density may not exceed eighteen (18) units/acre, in accordance with Chapter 14.210 SMC.
 7. Requires an approved administrative development plan. (Ord. 2111, 2006)
 8. In conjunction with specialized school.
 9. Must meet mobile home park design requirements set forth in SMC 14.210.220.
 10. Except where a higher density is permitted by SMC 14.285.060 for low-income senior housing, multi-family residential density may not exceed eighteen (18) units per acre, in accordance with SMC 14.210.210. (Ord. 2143, 2008)
 11. Signs, fences, landscaping and screening in compliance with Title 14 SMC.
 12. Agricultural uses shall be limited in accordance with SMC 14.210.320.
 13. Recreational Vehicle Parks must meet the following conditions:
 - a. Maximum of fifteen (15) dwelling units per acre.
 - b. Type III landscaping as defined in SMC 14.240.040(F)(3) shall be required along all property lines.
 - c. An emergency flood evacuation plan must be submitted to the City and be approved by the City Planner and City Fire Official. The City Planner and City Fire Official shall develop minimum requirements for the contents of flood evacuation plans.
 - d. Must comply with the requirements of Chapter 20.04 SMC relating to the establishment of trailer camps.
 - e. Length of stay shall be a total of not more than ninety (90) days in any calendar year.
 - f. Recreational trailer camps shall be only permitted south of the Snohomish River.
 14. Employee and/or accessory living quarters as an accessory use shall meet the following conditions:
 - a. Living quarters must be on the second floor above the primary commercial use on the site.

- b. The density of the employee and/or accessory living quarters shall not exceed the density of the highest density adjacent residential designation.

15. A Bed and Breakfast Inn must be located less than 300 feet from and have access to a street designated as a collector or arterial.

(Ord. 2092, 2006; Ord. 2104, 2006; Ord. 2180, 2009)

14.207.080 General Services Land Use Table.

Land Use	Open Space Urban Horticulture Single Family Residential Multi-family Residential - 12 Units per acre Multi-family Residential - 18 Units per acre Multi-family Residential - 24 Units per acre Commercial Neighborhood Business Historic Business District Business Park Industrial Airport Industry Mixed Use													
	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU	
Personal Services														
Adult uses													p7	
Automotive repair							p		p1	p1	p	p1		
Automotive service							p		p	p	p	p	p	
Cemetery, columbarium or mausoleum							p		p	p	p			
Childcare				p2	p2	p2	p	p2		p			p2	
Childcare, Family-12 children or less	c	c	c	c	c	c	c		c				c	
Childcare, Family- 6 children or less	p	p	p	p	p	p		p					p	
Churches, synagogue, temple			c9	c	c	c	c		p	p	p	p		
Community stable	p			c										
Congregate care, 6 or more	c	c	c	c	c	c	c		c				c	
Funeral home/crematory							p		p	p	p			
General personal services							p		p	p	p	p	p	
Industrial launderers										p	p			
Commercial kennel or cattery		p4	p4				p			p	p			
Animal grooming w/o kenneling/boarding							p		p	p	p		p	
Miscellaneous repair							p		p	p	p	p	p	
Social services							p2		p	p	c		c	
Veterinary clinic w/o kenneling/boarding		c8					p4		p4	p4	p		p4	
Veterinary clinic w/ kenneling/boarding		c8					p4			p4	p		p4	
Health services														
Hospital							p		p	p	p		p	
Medical/dental lab							p		p	p	p		p	
Miscellaneous health							p		p	p	p		p	
Nursing and personal care facilities			c6	c	c	c	p		p	p	p		p	
Office/patient clinic							p	p	p	p			p	
Education Services														
Elementary or middle/junior			c	c	c	c							p	
School district support facility				c	c	c	p		p	p	p		p5	
Secondary or high school			c	c	c	c							p	
Specialized instruction school		c	c	c	c	c	p		p	p		p	p	
Vocational school				c	c	c	p		p	p	p	p	p	

(Ord. 2180, 2009)

**14.207.085 General Services Land Uses:
Regulations**

1. Except tire retreading. See Manufacturing Land Uses Table.
2. Subject to a child drop off and pick up system that meets DSHS standards and subject to design features and a time schedule for use of outside play areas that will protect adjacent uses from significant noise levels.
3. Only as an accessory to a cemetery.
4. Animal cremation services are not permitted.
5. Only when adjacent to an existing or proposed school.
6. Semi-care dwelling units may be allowed in conjunction with a nursing home under the following conditions:
 - a. The property where the semi-care units are located is adjacent to the property where the nursing home is located.
 - b. No more than two persons shall occupy each semi-care dwelling unit.
 - c. The ratio of semi-care dwelling units to full-time patients in the nursing home shall not exceed one to one.
 - d. Each semi-care unit structure shall not exceed 2,400 feet in area and shall not contain more than four semi-care dwelling units.
 - e. Each semi-care unit structure shall not exceed one story or twenty (20) feet in height, whichever is more restrictive.
- f. The design of each building and layout of all structures shall be compatible with the appearance of the surrounding single-family area.
7. Adult uses will be allowed in the area designated for Industry located between Bonneville Avenue, Highway 9 and Seventh Street.
8. Limited to large animal veterinaries.
9. Site must be located less than 300 feet from a street designated as a collector or arterial.

14.207.090 Government/Business Services Land Use Table.

Land Use	Open Space Urban Horticulture Single Family Residential Multi-family Residential - 12 Units per acre Multi-family Residential - 18 Units per acre Multi-family Residential - 24 Units per acre Commercial Neighborhood Business Historic Business District Business Park Industrial Airport Industry Mixed Use													
	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU	
Government services														
Communications facility, minor			p	p	p	p	p		c	p	p	p	p	
Court							p		p	p			p	
Fire Facility			c1	c1	c1	c1	p		p	p	p	p	c	
Police facility							p		p	p	p		c	
Public agency archives							p		p	p	p	p	p	
Public agency office							p		p	p	p	p	p	
Public agency yard							p			p	p	p	c	
Sub regional utility		c	c	c	c	c	c		c	c	c	c	c	
Business Services														
Professional office							p		p	p	p	p	p	
Automobile Dismantling											c10		c10	
Automobile wrecking & scrap metal											c11			
Automotive parking							p		c	p	p	p	p	
Automotive rental and leasing							p		p6	p	p	p	p6	
Commercial/industrial accessory uses							p7		p7	p7	p	p	p7	
Communication offices							p2		p2	p	p	p	p2	
Construction and trade							p2		p2	p2	p	p	p2	
Farm product refrigeration/storage							p6			p	p	p		
Farm product warehousing		p6					p6			p6	p	p	p6	
Freight and cargo service							p2		p2	p	p	p	p2	
General business service							p		p	p	p	p	p	
Heavy equipment and truck repair							p			p	p	p	p	
Helipad													p	
Individual transportation and taxi							p2		p2	p	p	p	p2	
Log Storage													p	
Miscellaneous equipment rental							p		p6	p	p	p	p6	
Outdoor advertising service							p6		p6	p6	p	p		
Passenger transportation service							p2		p2	p	p	p	p2	
Professional sport teams/promoters							p2		p2	p2	p	p	p2	
Research, development and testing							p		p	p	p	p	p	
Self-service storage				p4	p4	p4	p6			p	p	p		
Telegraph and other communications							p2		p2	p	p	p	p2	
Transportation service							p2		p2	p	p	p	p2	
Trucking and courier service							p2		c3	p	p	p	p2	
Warehousing and wholesale trade							p6			p6	p	p	p2	

(Ord. 2180, 2009)

14.207.095 Government/Business Services
Land Uses: Regulations.

1. Fire facilities shall meet the following conditions:
 - a. All buildings and structures shall maintain a minimum distance of twenty (20) feet from adjoining residential property lines.
 - b. Any buildings from which fire-fighting equipment emerges onto a street shall maintain a distance of thirty-five (35) feet from such street.
 - c. No outside storage.
2. Limited to office use and related parking for vehicles and equipment.
3. Limited to courier service, except by air.
4. Accessory to a multi-family development of at least twelve units, provided that:
 - a. The gross floor area in the self-service storage shall not exceed the total gross floor area of the multi-family dwellings.
 - b. All outdoor lights shall be shaded and deflected downward away from all adjoining property.
 - c. The use of the facility shall be limited to the occupants' household goods.
 - d. No servicing or repair of motor vehicles, boats, trailers, lawn mowers, or similar equipment.
 - e. No outdoor storage or storage of flammable liquids, highly combustible or explosive materials, or hazardous chemicals.
 - f. No residential occupancy of the storage units.
 - g. No business activity other than the rental of storage units by occupants.
 - h. A resident shall be required on the site and shall be responsible for maintaining the operation of the facility in conformance with the conditions of approval.
 - i. May not be located within any required setback.
5. Limited to products grown on-site.
6. No outdoor storage unless it is screened.
7. Storage limited to accessory storage of commodities sold at retail on the premises or materials used in the fabrication of commodities sold on the premises.
8. Limited to emergency medical evacuation sites in conjunction with police, fire, or health services facility.
9. Cellular communication antennas shall be allowed without a conditional use permit, provided that there are no more than one set of 3 antennas located on a replacement utility pole that is no more than twenty feet higher than the original pole, that all ground mounted or lower pole mounted equipment is located away from the street the pole is adjacent to on private or public owned property; and that the equipment is enclosed in an enclosure which is approved by the City of Snohomish PDS staff.
10. All activities must be within an enclosed building.

14.207.100 Retail Land Use Table.

Land Use	Open Space Urban Horticulture Single Family Residential Multi-family Residential - 12 Units per acre Multi-family Residential - 18 Units per acre Multi-family Residential - 24 Units per acre Commercial Neighborhood Business Historic Business District Business Park Industrial Airport Industry Mixed Use													
	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU	
Retail land uses														
Agricultural crop sales								p		p	p	p		p
Apparel and accessory stores								p	p4	p	p			p
Auction houses								p		p		p	p	
Auto supply store								p3		p3	p3	p		p3
Bldg., hardware & garden materials			p1					p		p	p	p		p
Book, stationary, video and art supply								p	p4	p	p	p		p
Bulk retail								p		p	p	p		c
Department and variety stores								p		p	p			p
Drug stores								p		p	p	p		p
Eating, drinking								p	p6	p	p	p	p	c
Fabric shops								p		p	p	p		p
Florist shops								p	p4	p	p			p
Food stores								p	p4/5	p	p	p2		p
Forest products sales								p		p	p	p		
Fuel dealers								p			p	p	p	
Furniture and home furnishing stores								p		p	p			p
Gasoline service station								p		p	p	p	p	c
Hobby, toy and game shops								p	p4	p	p	p		p
Jewelry stores								p		p	p			p
Liquor stores								p		p	p	p		p
Monuments, tombstones, gravestones								p			p	p		c
Motor vehicle and boat dealers								p		p	p	p		c
Personal medical supply stores								p		p	p			p
Pet store w/ or w/o grooming								p	p4	p	p	p		p
Photographic and electronic shops								p		p	p	p		p
Sporting goods and related stores								p		p	p	p		p
Used goods: antiques/second hand								p		p	p	p		p

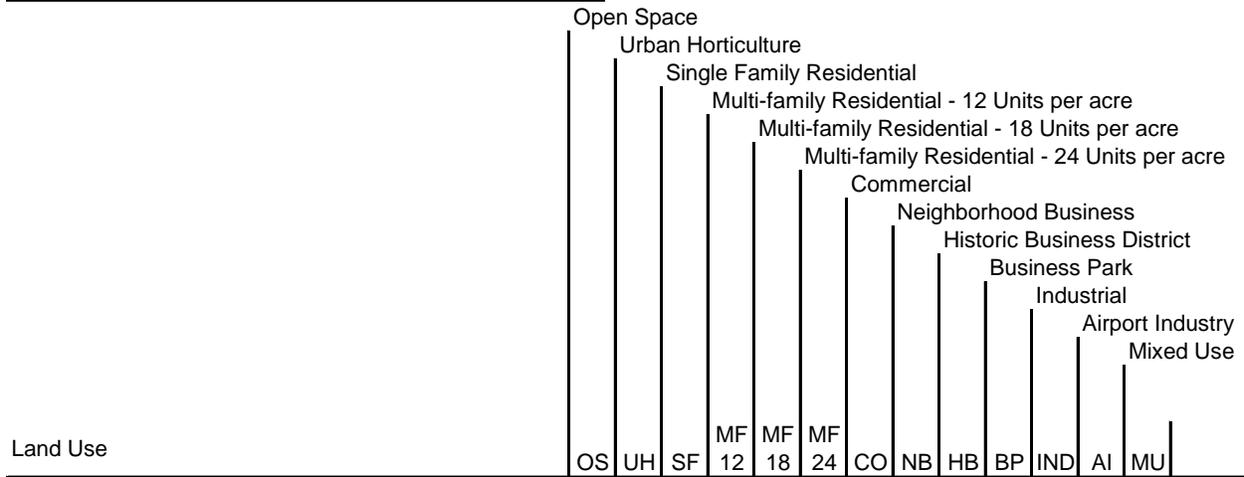
(Ord. 2180, 2009)

14.207.105 Retail Land Uses: Regulations.

1. Only garden materials shall be permitted.
2. a. Limited to fresh agricultural products.

b. Covered sales area shall not exceed 1,000 square feet.
3. Only the sale of new or reconditioned automobile supplies is permitted.
4. The store size shall be limited to 3000 gross square feet.
5. With no gasoline sales.
6. With no drive thru food pick up.

14.207.110 Manufacturing Land Use Table.



Manufacturing land uses	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU
Aircraft, ship and boat building							c7				p	p	
Apparel & other textile products										p	p		c
computer and office equipment							p9			p9	p	p9	p9
Custom metal working							p9			p	p		c9
Electronic and other electric equipment							p9			p9	p	p9	c9
Fabricated metal products							p9			p9	p	p9	c9
Food and kindred products		c1							p2	p2	p2	p2	
Furniture and fixtures									p	p	p		c
Heavy machinery and equipment							p9			p9	c	p9	c9
Industrial and commercial machinery							p9			p9	p	p9	c9
Leather and leather goods							p6		p6	p6	p		c6
Measuring and controlling instruments							p			p	p		c
Miscellaneous light manufacturing							p9			p	p	p	c9
Miscellaneous transportation vehicles											p		
Motor vehicle and bicycle manufacturing							p9			p	p		c9
Movie production/distribution									p	p	p		p
Paper and allied products											p		
Printing and publishing							p		p	p	p		c
Railroad equipment											p	p	
Stone, clay, glass and concrete products							p8		p8	p8	p		c9
Textile mill products										p	p		
Tire retreading												c	
Winery/brewery			p3				p		p	p	p		c
Wood products		c4							p5	p	p		c5

(Ord. 2180, 2009)

**14.207.115 Manufacturing Land Uses:
Regulations.**

1. Limited to agricultural products grown on-site; provided that structures and areas used for processing shall maintain a minimum distance of seventy-five (75) feet from property lines adjoining residential areas.
2. Except slaughterhouses.
3. Only as a home occupation.
4. Limited to rough milling and planing of products grown on-site with portable equipment.
5. Limited to wood cabinets and millwork (excluding planing mills).
6. Only within enclosed buildings and as accessory uses to retail sales. No uses associated with tanning and finishing.
7. Boat building or water related manufacturing uses are allowed in the shoreline management area of the Snohomish River in accordance with the City's Shoreline Management Master Program and shoreline development regulations as set forth in Chapter 14.250 SMC.
8. Only within enclosed buildings and with accessory uses to retail sales except asbestos.
9. Only within enclosed buildings and with accessory uses to retail sales limited to assembly of elements shipped to the site into a final product for sale on-site.

14.207.120 Regional Land Use Table.

Land Use	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU
Regional land uses													
Airport/heliport													p
College/university							p		p	p	p	p	p
Communication facility - major		c4		c4	c4	c4	c4		c4	c4	c4	c4	
Jail							p3						
Landing field												p	
Municipal water production											p		
Non-hydroelectric generation facility											p		
Public agency animal control facility											p		
Public agency training facility											p2		
School bus base										p	p		
Stadium/arena							p						
Transfer station											c		
Transit bus base											c		
Transit park and ride lot							p			p		p	p
Wastewater treatment facility											p		
Zoo/wildlife exhibit		p1											

(Ord. 2180, 2009)

**14.207.125 Regional Land Uses:
Regulations**

1. For arboretum -- see Recreational/
Cultural Land Use Table.
2. Except outdoor shooting ranges.
3. Twenty-four (24) hour holding cells as
part of City Police Department.
4. Major communication facilities are
permitted on existing utility towers
where the new facility will not exceed
the height of the existing tower. In all
other instances, a conditional use permit
is required. (Ord. 2092, 2006)

14.207.130 Recreational/Cultural Land Use Table.

Land Use	Open Space	Urban Horticulture	Single Family Residential	Multi-family Residential - 12 Units per acre	Multi-family Residential - 18 Units per acre	Multi-family Residential - 24 Units per acre	Commercial	Neighborhood Business	Historic Business District	Business Park	Industrial	Airport Industry	Mixed Use
	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU
Park and Recreation													
Campgrounds	p												
Community stables		c											
Destination resorts							p		p			p	
Marina		c					p		p				
Public park	p	p	p	p	p	p	p		p	p	p	p	p
Public Trails	p	p	p	p	p	p	p		p	p	p	p	p
Recreational center							p			p			
Recreational vehicle park							p2						
Amusement/Entertainment													
Amusement arcades							p		p	p	p		p
Bowling center							p			p			
Golf driving range												c	
Golf facility							p						
Plays/theatrical production							p		p	p			p
Shoot range											c6		
Sports club							p		p	p	p		p
Theater							p		p	p			
Cultural													
Arboretum			p	p	p	p	p		p	p	p	p	p
Conference center							p		p	p	p	p	p
Library			c	c	c	c	p		p				p
Museum			c	c	c	c	p		p	p	p		p

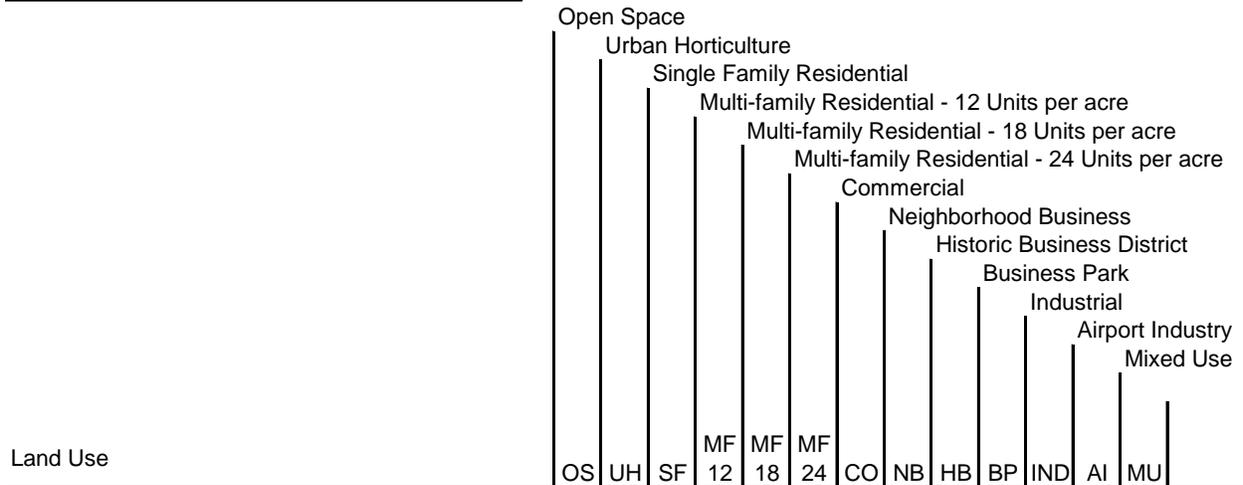
(Ord. 2180, 2009)

14.207.135 Recreational/Cultural Land

Uses: Regulations.

1. The following conditions and limitations shall apply:
 - a. No stadiums on sites less than ten acres.
 - b. Lighting for structures and fields shall be directed so as to minimize the impact on adjacent residential areas.
 - c. Structures or service yards shall maintain a minimum distance of fifty (50) feet from adjoining residential property lines.
2. Recreational vehicle parks are subject to the following conditions and limitations:
 - a. The maximum length of stay of any unit shall not exceed 180 days.
 - b. The minimum distance between recreational vehicle pads shall be no less than ten (10) feet.
 - c. Sewage disposal shall be by sewer service obtained from the City of Snohomish sanitary sewer utility.
3. Limited to transient moorage and shall not create a need for on-site services.
4. Only non-commercial recreational facilities.
5. Structures, driving ranges, and lighted areas shall maintain a minimum distance of fifty (50) feet from adjoining residential property lines.
6. Only in an enclosed building.

14.207.140 Resource Land Use Table.



Resource Land Uses													
Land Use	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU
Growing and harvesting crops		p											
Raising livestock, small animals		p	p4				p4			p4	p4	p4	
Forestry													
Forest research		p	p								p2	p2	p2
Growing and harvesting forest products		p											
Fish and wildlife management													
Aquaculture			p1										
Hatchery/fish preserve			p1										
Wildlife shelters			c										
Mineral													
Asphalt paving mixtures and blocks												c	
Mineral extraction									c3	c			
Processing of minerals										c			
Resource accessory uses													
Resource accessory uses		p											

(Ord. 2180, 2009)

**14.207.145 Resource Land Uses:
Regulations.**

1. May be subject to the provisions of the City's Shoreline Master Program, shoreline development regulations, and floodplain regulations.
2. Only forest research conducted within an enclosed building.
3. Only within an approved enclosed or contained facility subject to appropriate county and state requirements.
4. The keeping of animals shall conform to the provisions of Title 7 SMC.

14.207.150 Essential Public Facility Regulations.

Land Use	Open Space	Urban Horticulture	Single Family Residential	Multi-family Residential - 12 Units per acre	Multi-family Residential - 18 Units per acre	Multi-family Residential - 24 Units per acre	Commercial	Neighborhood Business	Historic Business District	Business Park	Industrial	Airport Industry	Mixed Use
	OS	UH	SF	MF 12	MF 18	MF 24	CO	NB	HB	BP	IND	AI	MU
Essential Public Facilities													
Airport												p	
Communication facility-major											c		
Earth station											c		
Energy resource recovery facility											c		
Hazardous waste storage & recycling											c		
Natural gas/electrical power generating facility											p		
Transfer station											c		
Work release facility											c		

(Ord. 2180, 2009)

14.207.155 Essential Public Facilities: Regulations. Pursuant to the State Growth Management Act, Ch. 36.70A RCW, the siting and regulation of essential public facilities shall be consistent with the countywide essential public facilities siting process as adopted by Snohomish County.

14.207.160 Accessory Uses. Accessory uses and structures are allowed for all uses in all land use designations consistent with applicable regulations and unless specifically prohibited or the context clearly indicates otherwise. (Ord. 2082, 2005)