

**SNOHOMISH COUNTY COUNCIL  
SNOHOMISH COUNTY, WASHINGTON**

**NOTICE OF CLOSED RECORD APPEAL HEARING**

**NOTICE IS HEREBY GIVEN** that the Snohomish County Council will hold a closed record appeal hearing on **Wednesday, March 31, 2021, at the hour of 1:30 p.m.** in the Henry M. Jackson Board Room, 3000 Rockefeller Avenue, 8<sup>th</sup> Floor, Robert J. Drewel Building, Everett, Washington to consider an appeal received on February 12, 2021, from a decision of the Snohomish County Hearing Examiner dated January 29, 2021, regarding the application described below:

**NOTE:** Due to the federal, state, and local emergency response to COVID-19 and pursuant to Governor Inslee's Proclamations 20-05, 20-25.12, and 20-28.15, the Council office is closed and hearings are being held remotely. If the proclamations, or any extensions thereof, remain in effect on the March 31, 2021, the public hearing will be held via remote participation only. Please check the Council's webpage (<https://www.snohomishcountywa.gov/2288/Meetings-Webcasts>) 24 hours prior to the closed record appeal hearing for updated information or contact the Council Clerk at 425-388-3494 or email at [contact.council@snoco.org](mailto:contact.council@snoco.org).

**Zoom Webinar Information:** Join online at <https://zoom.us/j/94846850772> or by telephone call to 1-253-215-8782 or 1-301-715-8592. Meeting ID: 948 4685 0772.

**PROJECT NAME & APPLICATION FILE NOS:** Point Wells Urban Center File Nos, 11-101457 LU, 11-101461 SM, 11-101464 RC, 11-101008 LDA, 11-101007 SP, 11-1001457 FHZ, 11-101457 SHORE, 11-101457-002-00 VAR, 11-101457-003-00 VAR, 11-101457-000-00 WMD, 11-101457-001-00 WMD, and 18-116078 CI

**LOCATION:** 20500 Richmond Beach Dr. NW, Edmonds WA 98026

**TYPE OF APPLICATION:** Decision on Remand Denying Applications Without Environmental Impact Statement

**APPLICANT/APPELLANT:** BSRE Point Wells, LP

**NATURE OF APPEAL HEARING:** Snohomish County Code Section 30.72.110 provides that the appeal will be heard at a closed record appeal hearing. **Appeal issues shall be limited to those expressly raised in the written appeal.** The appeal will be on the record with no new evidence allowed unless specifically requested by the County Council. No new appeal issues may be raised by a party of record after the close of time allowed by law for filing an appeal. Because this is not an open record hearing, members of the public who are not parties of record will not be allowed to present argument.

**PRESENTATION OF ARGUMENT:** **Parties of record** may file written arguments prior to the hearing and may present oral arguments at the hearing. **Arguments are limited to the issues expressed in the written appeal; no new appeal issues may be raised.** In order to be considered, written arguments must be filed with the Council Clerk, no later than 5:00 p.m. on Friday, March 5, 2021. The appellant may file written rebuttal arguments with the Council Clerk, no later than 5:00 p.m. on Friday, March 12, 2021. Arguments are encouraged to be submitted to the County Council through e-mail to [contact.council@snoco.org](mailto:contact.council@snoco.org). They may also be submitted at 3000 Rockefeller Ave., M/S 609, Everett, WA, 98201.

**AVAILABILITY OF RECORD:** The record, including the written appeal statement and written arguments presented by parties of record, is available upon request at the County Council Office, at the above address. Copies of documents may also be obtained by calling the Clerk of the Council at 425-388-7038 or by e-mailing [contact.council@snoco.org](mailto:contact.council@snoco.org).

Due to the COVID-19 declared federal, state, and local emergency, and pursuant to Governor Inslee's Proclamations 20-05, 20-25.12, and 20-28.15, the Snohomish County Council office is closed and copies will not be available for pickup until the office reopens.

**COUNTY COUNCIL ACTION:** At the conclusion of the hearing, the County Council will adopt findings and conclusions in support of its decision, which may adopt any or all of the findings and conclusions of the Hearing Examiner. The Council may affirm the Hearing Examiner's decision, may reverse the Hearing Examiner's decision, wholly or in part, or may remand the matter to the Hearing Examiner for further proceedings in accordance with the Council's findings and conclusions.

**ACCOMMODATION OF DISABILITIES:** Accommodations for persons with disabilities will be provided upon request. Please make arrangements at least one week prior to the hearing by calling Debbie Eco at (425) 388-3494, (800) 562-4367 x3494, or TTY/Voice Communication 1-800-877-8339.

Dated this 19<sup>th</sup> day of February, 2021.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington



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Debbie Eco, CMC  
Clerk of the Council

PUBLISH: February 24, 2021  
Send Affidavit to: Council  
Send Invoice to: Planning #107010