



11930 Cyrus Way
Mukilteo, WA 98275
Fax (425) 290-1009

City of Mukilteo, Washington
Notice of a Proposed Ordinance
amending the Mukilteo Municipal Code
related to Wireless Communication Facilities
and

Notice of Issuance of a SEPA
Determination of Non-Significance

This notice is to inform all members of the public that the City of Mukilteo is processing a proposed ordinance amending the Mukilteo Municipal Code (MMC) and has issued a Determination of Non-Significance (DNS) on the non-project action. (With respect to the State Environmental Policy Act (SEPA), the signed DNS is attached.)

Summary information about the Proposed Ordinance and SEPA determination are as follows:

PROPOSAL NAME: Wireless Communication Facilities (WCF) Code Amendment (City File NO. CA-2019-001)

DESCRIPTION OF PROPOSAL: Amendments to Mukilteo Municipal Code Chapter 5.45 (“Regulation of Wireless Communication Facility Franchise”), Chapter 17.08 (“Definitions”) and Chapter 17.17 (“Wireless Communication Facility (WCF) Attached and Detached”) responding to the Federal Communication Commission (FCC) Order related to Wireless Communication Facilities permit processing timelines and small cell deployment in the public right-of-way and on private property. The FCC Order went into effect January 14, 2019.

PROPONENT: City of Mukilteo Community Development Department
City of Mukilteo Public Works Department

LOCATION: Citywide

LEAD AGENCY: City of Mukilteo

A DNS has been issued under WAC 197-11-340(2). The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An Environmental Impact Statement is not required under RCW 43.21C.030(2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency.

DNS AVAILABILITY: Copies of the DNS are available on the City of Mukilteo website at <https://mukilteowa.gov/land-use-action-notices/> and also from the City of Mukilteo Community Development Department, 11930 Cyrus Way, Mukilteo, WA 98275, (425) 263-8000.

List of Required Actions: Recommendation by Mukilteo Planning Commission with final adoption of the ordinance by Mukilteo City Council. State Agency review in accordance with RCW 36.70A.106.

Public Hearings: The Mukilteo Planning Commission, in accordance with State of Washington planning laws, Mukilteo Municipal Code and other regulations, has jurisdiction to hear and consider this matter and to forward their recommendation on the proposal to the Mukilteo City Council. The Planning Commission will hold a public hearing on this matter, scheduled for **March 21, 2019**. Following that, the City Council will hold a public hearing, tentatively scheduled for April/May 2019. The public is welcome to provide written and oral testimony at the public hearings.

SEPA COMMENT

Notice of Proposal Issued: Monday, February 25, 2019
End of SEPA Comment Period: Monday, March 11, 2019 at 4:30pm
SEPA Appeal Period: Monday March 25, 2019 at 4:30pm

The SEPA Determination is appealable to the City of Mukilteo’s Hearing Examiner. An appeal must be filed by 4:30 p.m. Monday, March 25, 2019. To appeal, an appeal form must be completed and nonrefundable appeal fee paid. Appellants should be prepared to make specific factual objections.

Contact Person: Linda Ritter, Senior Planner (425) 263-8043

Signature: 
Linda Ritter, Senior Planner

Date: 2/22/19

Date Issued: Monday, February 25, 2019
Date Advertised: Monday, February 25, 2019

pc: Review Agencies Parties of Interest CDD Director
Newspaper Project File Permit Staff (3)



City of Mukilteo, Washington
**DETERMINATION OF
NONSIGNIFICANCE (DNS)**

11930 Cyrus Way, Mukilteo, WA 98275

PROPOSAL NAME: Wireless Communication Facilities Code Amendment (City File NO. CA-2019-001)

DESCRIPTION OF PROPOSAL: Amendments to Mukilteo Municipal Code Chapter 5.45 (“Regulation of Wireless Communication Facility Franchise”), Chapter 17.08 (“Definitions”) and Chapter 17.17 (“Wireless Communication Facility (WCF) Attached and Detached”) responding to the Federal Communication Commission (FCC) Order related to Wireless Communication Facilities permit processing timelines and small cell deployment in the public right-of-way and on private property. The FCC Order went into effect January 14, 2019.

PROPONENT: City of Mukilteo Community Development Department
City of Mukilteo Public Works Department

DATE OF ISSUANCE: February 25, 2019

LOCATION OF PROPOSAL: Citywide

LEAD AGENCY: City of Mukilteo

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An Environmental Impact Statement is not required under RCW43.21C.030(2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency.

COMMENT PERIOD: This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 14 days from the issue date. The public is invited to comment on this DNS by submitting written comments no later than **Monday, March 11, 2019, 4:30pm** to the City of Mukilteo Community Development Department at the address below.

APPEALS: You may appeal this determination by filling out the appeal form and submitting it with the applicable appeal fee to the City of Mukilteo Community Development Department, 11930 Cyrus Way, Mukilteo, WA 98275 by **Monday, March 25, 2019, 4:30pm**. Contact the Community Development Department to read or ask about the procedures for SEPA appeals.

DNS AVAILABILITY: Copies of the DNS are available on the City of Mukilteo website at <https://mukilteowa.gov/land-use-action-notices/> and also from the City of Mukilteo Community Development Department, 11930 Cyrus Way, Mukilteo, WA 98275, (425) 263-8000.

CONTACT PERSON: Linda Ritter, Senior Planner (425) 263-8043; lritter@mukilteowa.gov

Signature:

David Osaki

Date: FEB. 22, 2019

David Osaki
Community Development Director/
SEPA Responsible Official

pc: Review Agencies
Newspaper

Parties of Interest
Project File

CDD Director
Permit Staff (3)