

**ORDINANCE NUMBER 25-01**

**AN INTERIM ORDINANCE TO STAY THE EFFECTIVENESS OF ORDINANCE 129-00,  
WHICH ESTABLISHED THE OFFICE OF HEARING EXAMINER**

AN ORDINANCE to stay the effectiveness of Ordinance 129-00, which established an office of hearing examiner and to assigned to the hearing examiner various duties currently done by the Board of Commissioners, the Planning Commission, the Building Code Board of Appeals, and the Health Officer, by amending Mason County Code to add a new chapter under Title 2, revising Title 15, and repealing other provisions in conflict with these changes under the authority provided in RCW 36.70.970.

WHEREAS, the Mason County Board of Commissioners adopted Ordinance 129-00 on December 19, 2000, to be effective March 1, 2001;

WHEREAS, implementation of Ordinance 129-00 requires significant changes which have not been completed in county permit and enforcement procedures, in the hiring of a hearing examiner, and in the establishment of rules for the hearings;

WHEREAS, Mason County adopted these changes to the long-term advantage of the citizens of Mason County, and there is no required time line for either adopting or implementing these changes;

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF MASON COUNTY DO HEREBY ORDAIN that the effectiveness of Ordinance 129-00 be stayed until September 1, 2001.

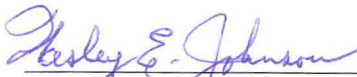
Pursuant to RCW 36.70A.390, the Board will hold a public hearing on this interim action on Tuesday April 17, 2001, at 9:45 a.m.

DATED this 6th day of March, 2001.

Board of Commissioners  
Mason County, Washington

  
Herb Baze, Commissioner


*absent*  
Mary Jo Cady, Commissioner

  
Wesley E. Johnson, Commissioner

ATTEST:

  
Clerk of the Board

APPROVED AS TO FORM :

  
Prosecuting Attorney

**Mason County  
Board of County Commissioners  
March 6, 2001**

**ORDINANCE NUMBER 25-01  
FINDINGS OF FACT**

**1.**

Under consideration is a proposal to stay the effectiveness of Ordinance 129-00 until September 1, 2001. Ordinance 129-00 established an office of hearing examiner and assigned to the hearing examiner various duties currently done by the Board of Commissioners, the Planning Commission, the Building Code Board of Appeals, and the Health Officer. The ordinance amended the Mason County Code to add a new chapter under Title 2, revised Title 15, and repealed other provisions in conflict with these changes under the authority provided in RCW 36.70.970. RCW 26.70.970 gives the authority to the county to establish an office of hearing examiner, but it does not require such an office.

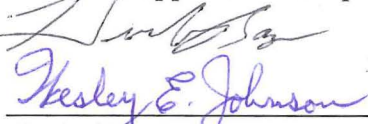
**2.**

Ordinance 129-00 was adopted on December 19, 2000; and the effective date was set for March 1, 2001. However, the county is not prepared administratively to implement the changes adopted. The position of hearing examiner has not been filled, the procedures of the hearings have not been established, and other adjustments necessary to county permit and enforcement procedures have not been developed.

**3.**

Implementation of these provisions is at the discretion of the county. The county may delay implementation until the preparations are complete and any questions resolved.

The Board of County Commissioners concludes with a recommendation for that the proposal should be approved. The preceding findings summarize the basis for that decision.



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Chair, Mason County Board of Commissioners

3-6-01  
Date