

ORDINANCE NO. 651, 1998

An Ordinance Establishing an Assessment for Funding the Clallam County Noxious Weed Control Program

BE IT ORDAINED BY THE BOARD OF CLALLAM COUNTY COMMISSIONERS:

CHAPTER 5.28

ASSESSMENT LEVIED FOR NOXIOUS WEED CONTROL

Sections:

- 5.28.010 Purpose and Need
- 5.28.020 Land Classification
- 5.28.030 Rate
- 5.28.040 Lien Against Property
- 5.28.050 Special Fund
- 5.28.060 Effective Date

C.C.C 5.28.010 PURPOSE AND NEED. The Clallam County Noxious Weed Control Board is organized under RCW 17.10 to control the spread of noxious weeds in order to protect human health, livestock, wildlife, native habitat, and ecosystem functioning. "Noxious weeds" are those plants which are highly destructive, competitive, or difficult to control by cultural or chemical practices and which are regulated by the State of Washington under RCW 17.10 and listed under 16-750 WAC.

The Board states the need for noxious weed control exists within Clallam County. RCW 17.10.240 authorizes the Clallam County Board of Commissioners to levy an assessment against all benefiting land for noxious weed control purposes.

C.C.C 5.28.020 LAND CLASSIFICATION. The Clallam County Noxious Weed Control Board has classified land in Clallam County pursuant to the requirements outlined in RCW 17.10.240. The classifications of land subject to assessment are defined as **forest** and **non-forest** as provided in Attachment A which by this reference is incorporated herein. The Clallam County Board of Commissioners finds that the public interest will be served by the imposition of the special assessments made under this legislation, and that the special assessments to be imposed on any land will not exceed the special benefit that the land receives or will receive from the activities of the Clallam County Noxious Weed Control Board.

C.C.C 5.28.03 0 RATE. An assessment for the Clallam County Noxious Weed Control Program of \$1.50 per parcel and \$0.13 per acre on all property not classified as forest land shall be imposed annually. Under RCW 17.10.240 forest lands may be

subject to an annual noxious weed assessment that does not exceed one-tenth of the weighted average of the per acre and per parcel rate levied on other lands that are subject to the weed assessment. Property classified as forest land, as defined in RCW 84.33.035, which is used solely for the planting, growing or harvesting of trees and which is typified, except for a single five year period following clear-cut logging, by canopies so dense as to prohibit the growth of an understory shall be assessed at the rate of \$0.15 per parcel and \$0.013 per acre.

C.C.C 5.28.040      LIEN AGAINST PROPERTY.    The amount of such assessment shall constitute a lien against any property for which the assessment has not been paid by the date it is due, as provide in RCW 17.10.240. A notice of lien shall be sent to each owner of such property.

All liens created shall be collected by the Clallam County Assessor-Treasurer in the same manner as delinquent real property tax pursuant to RCW 17.10.2450 (1), if within 30 days from the date of when the owner is sent notice of the lien, including the amount thereof, the lien remains unpaid and an appeal has not been made pursuant to RCW 17.10.180.

All liens created shall bear interest at the rate of 12% per annum and such interest shall accrue as of the date notice of the lien is sent to the property owner.

C.C.C 5.28.050      SPECIAL FUND.    There is hereby created in the treasury of Clallam County, the Noxious Weed Control Fund in which all taxes collected from the assessment herein levied shall be deposited and which shall only be used to support the activities of the Clallam County Noxious Weed Control Board. In the interest of maintaining the best possible service at the lowest possible cost, the county will reduce program overhead by providing without charge, basic support for the noxious weed control program. This support includes, but is not limited to, fiscal administration, office space, computer and phone service, and technical assistance as available.

C.C.C 5.28.060    EFFECTIVE DATE.    This assessment herein levied shall take effect as of January 1, 1999.

PASSED AND ADOPTED THIS 3rd DAY OF November, 1998.

BOARD OF CLALLAM COUNTY Commissioners

NOT PRESENT  
Carole Y. Boardman, Chair

Martha M. Ireland  
Martha M. Ireland

Phillip Kitchel  
Phillip Kitchel

ATTEST:

Karen Flores  
Karen Flores  
Clerk of the Board

cc: file  
Minutes  
Noxious Weed Control Board Coordinator  
Assessor  
Treasurer

# Attachment A

Landuse Classification	Parcel		Acreage		Total Assessment Levy
	Count	Rate	Count	Rate	
1. FORESTRY LANDS	4,036.00	\$0.15	310,655.00	\$0.013	\$4,643.92
2. NON-FORESTRY LANDS	40,691.00	\$1.50	108,658.00	\$0.13	\$14,125.54
3. MISCELLANEOUS LANDS FEDERAL LANDS, TRIBAL LANDS, NON-USE LANDS	N/A	\$0.00	N/A	\$0.00	\$0.00
4. NON-ASSESSED LANDS (a) TAX EXEMPT may include those with landuse codes 9700 and 9750, including parcels w/ building value only or parcels w/ no value established for taxation purposes (b) PUBLIC UTILITIES, (c) LAND OWNED OR MANAGED BY THE STATE DEPARTMENT OF NATURAL RESOURCES	N/A	\$0.00	N/A	\$0.00	\$0.00
<b>Total</b>	<b>44,727.00</b>		<b>\$61,641.90</b>	<b>419,313.00</b>	<b>\$18,164.06</b>
					<b>\$79,805.96</b>