

FERRY COUNTY ORDINANCE NO. 2010-01

AN ORDINANCE OF THE BOARD OF FERRY COUNTY COMMISSIONERS, FERRY COUNTY, WASHINGTON, ADOPTING A FORMAL POSITION AND DECLARING THE MAINTENANCE OF AN ALL INCLUSIVE INDEX OF EVERY PUBLIC RECORD TO BE UNDULY BURDENSOME, AS REQUIRED BY RCW 42.56.070; DIRECTING THAT ALL INDEXES MAINTAINED FOR INTERNAL COUNTY USE BE MADE AVAILABLE FOR PUBLIC INSPECTION AND COPYING; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, title 42, chapter 56, of the Revised Code of Washington (hereafter referred to as RCW), requires all counties and public agencies to maintain and make available a current index of public records; and

WHEREAS, the RCW also states that maintaining such an index would be unduly burdensome or interfere with agency operation, a county must issue and publish a formal order specifying the reasons why and the extent to which compliance would be unduly burdensome; and

WHEREAS, the RCW further provides that in spite of such an unduly burdensome order, all indexes currently maintained by the county must be made available to provide identifying information on those records which are to be made available for public inspection; and

WHEREAS, Ferry County is a County of the State of Washington which provides general county services to its residents and others; and

WHEREAS, the magnitude and diversity of multiple County Departments with multiple divisions and subdivisions, has resulted in the creation and use of many different computer systems programs and information retaining systems which would be extremely difficult, if not impossible, to compile into a single index; and

WHEREAS, the performance of the County's overall mission does not allow for the addition to or the revision or reassignment of duties for existing personnel so that a all inclusive index may be developed and maintained; and

WHEREAS, anticipated County revenues do not allow for additional staff members for the sole purpose of creating and maintaining such an all-inclusive index.

NOW THEREFORE BE IT ORDAINED BY THE FERRY COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

Based upon the findings set forth pursuant to RCW 42.56.070 (4)(a), the Ferry County Board of County Commissioners orders the following:

FERRY COUNTY ORDINANCE NO. 2010-01
DECLARING THE MAINTENANCE OF AN ALL INCLUSIVE
INDEX OF PUBLIC RECORDS TO BE UNDULY BURDENSOME

May 3rd, 2010

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Ferry County is not required to maintain an all-inclusive index of public records, due to findings of the Board of County Commissioners that the requirement is unduly burdensome and such a list is nearly impossible to create and/or maintain.

Ferry County shall make available all public records and any current indexes or indexes created for internal use upon request by any citizen. Said indexes shall be maintained and released in order to obtain those records which are public and not protected by the exemption portion of the statute.

NOW THEREFORE BE IT FURTHER ORDAINED that this Ordinance shall come into full force and effect upon adoption.

ADOPTED this 3rd day of May, 2010.

BOARD OF FERRY COUNTY COMMISSIONERS



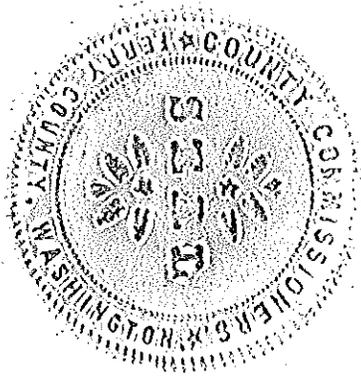
RONALD "JOE" BOND, Chairman



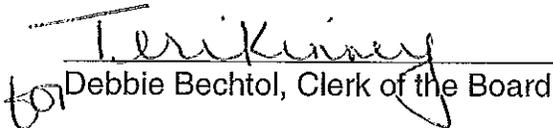
BRAD L. MILLER, Vice Chair



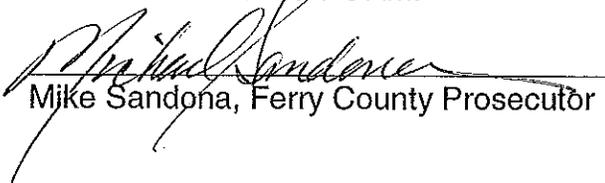
ROBERT L. "BOB" HEATH, Member



ATTEST:


for Debbie Bechtol, Clerk of the Board

APPROVED AS TO FORM:


Mike Sandona, Ferry County Prosecutor