

Return Address: John & Shirley Tyler
6615 Lake Drive
Grand Forks, ND 58201

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Date: 07/09/2004 03:57P
Filed by: JOHN & SHIRLEY TYLER
Filed & Recorded in Official Records
of SKAMANIA COUNTY
J. MICHAEL GARVISON
AUDITOR
Fee: \$21.00

**Skamania County
Department of Planning and
Community Development**

Skamania County Courthouse Annex
Post Office Box 790
Stevenson, Washington 98648
509 427-9458 FAX 509 427-8288

3rd Letter Amendment to Administrative Decision NSA-02-07

**APPLICANT/
PROPERTY
OWNER:**

John & Shirley Tyler

FILE NO.:

NSA-02-07

REFERENCE NO.:

Administrative Decision for NSA-02-07, recorded in Book 238, Page 202.
Letter Amendment for NSA-02-07 & NSA-03-05, recorded in Book 245, Page 219.
2nd Letter Amendment to Administrative Decision NSA-02-07, recorded in Book
254, Page 602.

PROJECT:

In-kind replacement of an existing mobile home and garage, plus addition of a new
full basement and new driveway.

LOCATION:

421 Highland Orchard Road, Underwood; Section 19 of T3N, R10E, W.M. and
identified as Skamania County Tax Lot #03-10-19-0-0-1000-00.

LEGAL:

South half, Lot 16 of Seeley's SUB, recorded in Book A of Plats, Page 32.

June 10, 2004

Dear John & Shirley Tyler:

The Planning Department issued a final Administrative Decision on December 23, 2002, for NSA-02-07 and a Letter Amendment on June 20, 2003, for NSA-02-07 and NSA-03-05. A second Letter Amendment for NSA-02-07 was issued on November 13, 2003. In materials received by our Department on June 7, 2004, (see attached pages 4-6) you requested another amendment to the above-mentioned Administrative Decision. The amendment you have requested is to add an earth berm beneath the French doors located on the south side of the house. The purpose of the berm is detailed in paragraphs 2-4 of your attached request letter dated June 3, 2004. The amendment includes approximately 50 cubic yards of earth to be used for construction of the berm, several wooden steps beneath the french doors, and two retaining walls. The steps will be painted the same approved colors as the house.

Pursuant to SCC §22.06.080(B), a change or alteration to an approved action, if determined to be minor by the Director, may be "deemed consistent with the provisions of this Title and the findings and conclusions on the original application." I have determined that the proposed request constitutes a minor change; therefore, the original decision shall be amended to allow construction of the earth berm, steps, and retaining walls.

Therefore condition of approval #13:

- 13) **Dark** and either natural or earth-tone color samples (for the roof, siding, trim, deck and doors) of a non-reflective material or material of low reflectivity, shall be submitted to the Planning Department for approval, prior to issuance of a building permit.

Shall be amended to read:

- 13) **Dark** and either natural or earth-tone color samples (for the roof, siding, trim, deck, and doors, and retaining wall) of a non-reflective material or material of low reflectivity, shall be submitted to the Planning Department for approval, prior to issuance of a building permit and prior to installation of the retaining walls.

The amendment is hereby approved.

All other conditions in the original Administrative Decision and Letter Amendments are still valid and shall be complied with. This amendment does include a 20-day appeal period (see below). Also, as a reminder, **this Letter Amendment must be recorded at the County Auditor's office with legal descriptions attached prior to issuance of any building permits.**

If you have any further questions, please call (509) 427-9458.

Sincerely,



Stacey Borland
Associate Planner

NOTES

Any new residential development, related accessory structures such as garages or workshops, and additions or alterations not included in this approved site plan, will require a new application and review.

As per SCC §22.06.050(C)(5), the decision of the Director approving a proposed development action shall become void in two years if the development is not commenced within that period, or when the development action is discontinued for any reason for one continuous year or more.

APPEALS

The Director reserves the right to provide additional comment and findings of fact regarding this decision, if appealed.

This Decision shall be final unless reversed or modified on appeal. A written Notice of Appeal may be filed by an interested person within 20 days from the date hereof. Appeal may be made to the Skamania County Board of Adjustment, P.O. Box 790, Stevenson, WA 98648. Notice of Appeal forms are available at the Department Office.

WARNING

On November 30, 1998 the Columbia River Gorge Commission overturned a Skamania County Director's Decision 18 months after the 20-day appeal period had expired. You are hereby warned that you are proceeding at your own risk and Skamania County will not be liable for any damages you incur in reliance upon your Administrative Decision or any amendments thereto.

A copy of the Letter Amendment was sent to the following:

Skamania County Building Department
Skamania County Assessor's Office
Skamania County Health Department
Board of County Commissioners
Yakama Indian Nation
Confederated Tribes of the Umatilla Indian Reservation
Confederated Tribes of the Warm Springs Reservation
Nez Perce Tribe
Office of Archaeology and Historic Preservation
Columbia River Gorge Commission
U.S. Forest Service - NSA Office
Friends of the Columbia Gorge
Gorge Reality, Inc.
US Army Corps of Engineers
State of Washington Office of Community Development
Persons within 500 feet of property