

Return Address: Cape Horn Conservancy
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Skamania County, WA
Total: \$105.50
ADMIN
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Request of: CAPE HORN CONSERVANCY



Skamania County
Community Development Department
Building/Fire Marshal • Environmental Health • Planning

Skamania County Courthouse Annex
Post Office Box 1009
Stevenson, Washington 98648
Phone: 509-427-3900 Inspection Line: 509-427-3922

ADMINISTRATIVE DECISION

APPLICANT: Barbara Seaman, Cape Horn Conservancy

FILE NO.: NSA-19-18

DESCRIPTION: Construct 140 sq. ft. toolshed with electrical service for trail maintenance at the Salmon Falls park and ride lot.

LOCATION: Salmon Falls Park and Ride, State Highway 14 & Salmon Falls Road, Parcel no. 01-05-10-0-0-0700-00

LEGAL: See Page 5

ZONING: General Management Area – Residential 10 (R-10)

DECISION: Based upon the record and the Staff Report, the applicant's proposal, described above, is found to be consistent with SCC Title 22 and is hereby **APPROVED** subject to the conditions set forth below.

Approval of this request does not exempt the applicant or successors in interest from compliance with all other applicable local, state, and federal laws.

CONDITIONS OF APPROVAL:

The following conditions are required to ensure that the subject request is consistent with Skamania County Code Title 22. **THIS DOCUMENT, OUTLINING THE CONDITIONS OF APPROVAL, MUST BE RECORDED BY THE APPLICANT IN THE DEED RECORDS OF THE SKAMANIA COUNTY AUDITOR** in order to ensure notice of the conditions of approval to successors in interest. SCC §22.06.120(C)(2).

1. As per SCC §22.06.120(C)(2), this Administrative Decision **SHALL BE RECORDED** by the applicant in the County deed records prior to commencement of the approved project.
2. All developments shall be consistent with the enclosed site plan, unless modified by the following conditions of approval. If modified, the site plan shall be consistent with the conditions of approval.
3. The proposed shed shall consist of low or non-reflective building materials and shall be dark earth-tone in color. The proposed use of cedar siding and trim, Timber Pro UV stain in Koawood, and CertainTeed "Autumn Blend" architectural shingles satisfy this requirement. Any proposed changes to these approved materials and colors shall be submitted for review by the Community Development Department prior to construction.
4. Any exterior lights shall be directed downward and sited, hooded, and shielded such that they are not highly visible from key viewing areas. The applicants shall also ensure that the proposed security camera does not include any lights that will be highly visible from key viewing areas.
5. The applicant shall meet all conditions of approval enacted to achieve visual subordination prior to final inspection by the Community Development Department.
6. The following procedures shall be effected when cultural resources are discovered during construction activities:
 - a. Halt Construction. All construction activities within 100 feet of the discovered cultural resource shall cease. The cultural resources shall remain as found; further disturbance is prohibited.
 - b. Notification. The project applicant shall notify the Administrator and the Gorge Commission within twenty-four (24) hours of the discovery. If the cultural resources are prehistoric or otherwise associated with Native Americans, the project applicant shall also notify the Indian tribal governments within twenty-four (24) hours.
 - c. Survey and Evaluations. The Gorge Commission shall survey the cultural resources after obtaining written permission from the landowner and appropriate permits from the DAHP (See Revised Code of Washington 27.53). It shall gather enough information to evaluate the significance of the cultural resources. The survey and evaluation shall be documented in a report that generally follows the provisions in Section 22.22.030 of this Chapter. Based upon the survey and evaluation report and any written comments, the Administrator shall make a final decision on whether the resources are significant. Construction activities may recommence if the cultural resources are not significant.
 - d. Mitigation Plan. Mitigation plans shall be prepared according to the information, consultation and report provisions contained in Section 22.22.050 of this Chapter. Construction activities may recommence when conditions in the mitigation plan have been executed.

7. The following procedures shall be effected when human remains are discovered during a cultural resource survey or during construction. Human remains means articulated or disarticulated human skeletal remains, bones or teeth, with or without attendant burial artifacts.
- a. Halt of Activities. All survey, excavation and construction activities shall cease.
 - b. Notification. Local law enforcement officials, the Administrator, the Gorge Commission, and the Indian tribal governments shall be contacted immediately.
 - c. Inspection. The county coroner, or appropriate official, shall inspect the remains at the project site and determine if they are prehistoric/ historic or modern. Representatives of the Indian tribal governments shall be contacted immediately and have an opportunity to monitor the inspection.
 - d. Jurisdiction. If the remains are modern, the appropriate law enforcement official shall assume jurisdiction and the cultural resource protection process may conclude.
 - e. Treatment. The procedures set out in RCW 27.44 and 68.05 shall generally be implemented if the remains are prehistoric/ historic. If human remains will be reinterred or preserved in their original position, a mitigation plan shall be prepared in accordance with the consultation and report requirements set out in Section 22.22.050 of this Chapter. The mitigation plan shall accommodate the cultural and religious concerns of Native Americans. The cultural resource protection process may conclude when conditions set forth in Section 22.22.050(C) of this Chapter are met and the mitigation plan is executed.

Dated and signed this 25th day of June 2019, at Stevenson, Washington.



Alan Peters, AICP
Assistant Planning Director

NOTE:

Any new development not included in this approved site plan, will require a new application and review.

EXPIRATION:

As per SCC §22.06.150(A), this Administrative Decision approving a proposed development action shall become void in two years if the development is not commenced within that period, or once development has commenced the development action is discontinued for any reason for one continuous year or more.

If the development does not include a structure the permit shall expire two years after the date the land use approval was granted unless the use or development was established according to all specifications and conditions of approval in the approval. For land divisions, "established" means the final deed or plat has been recorded with the county auditor.

If the development includes a **structure** the permit shall expire when construction has not commenced within two (2) years of the date the land use approval was granted; or once the structure has been started and if the structure has not been completed within two (2) years of the date of commencement of construction the permit shall expire. Completion of the structure for this purpose means the completion of the exterior surface(s) of the structure; and compliance with all conditions of approval in the land use approval, including, but not limited to, painting of the exterior of the structure.

APPEALS:

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

This Administrative Decision shall be final unless reversed or modified on appeal. A written Notice of Appeal form must be filed by an interested person within 20 days from the date hereof. Appeals are to be made to the Skamania County Hearing Examiner, P.O. Box 1009, Stevenson, WA 98648. Notice of Appeal forms and mailing lists are available at the Community Development Department and must be accompanied by a \$2,450.00 nonrefundable-filing fee and a Certificate of Mailing.

The final determination of the Environmental Threshold Determination related to this underlying government action can be appealed to a court of competent jurisdiction, along with the underlying government action, only by the parties with standing to the Environmental Threshold Determination. If the underlying government action was exempt from SEPA review, this section does not apply.

A copy of this Decision, including the Staff Report, was sent to the following:

Owners of property located within 500 ft. of the subject property
Friends of the Columbia Gorge
Yakama Indian Nation
Confederated Tribes of the Umatilla Indian Reservation
Confederated Tribes of the Warm Springs
Nez Perce Tribe
Cowlitz Tribe
Department of Archaeology and Historic Preservation
Columbia River Gorge Commission
U.S. Forest Service - NSA Office
Board of County Commissioners
State of Washington Department of Commerce – Paul Johnson
Department of Fish and Wildlife

Legal Description

All of that parcel described in deed as recorded in Skamania County Auditor's File No. 2006-161724. INCLUDING all lands south of the south right-of-way line of the following described right-of-way for Canyon Creek Road:

A right-of-way for the construction and use for the county road known and designated as Canyon Creek Road, County Road No. 91140, located in the northeast quarter of the northwest quarter (NE¼, NW ¼) of Section 10, Township 1 North, Range 5 East, W.M., in Skamania County, Washington.

Right-of-way Centerline Description

Commencing at the northwest corner of Section 10, Township 1 North, Range 5 East, W.M., thence S 2°12'08" W, a distance of 1,301.85 feet to a ½ inch iron rod as found on the "Maxwell Cadastral Survey" by C. E. Whitten (PLS #12412) of Hagedorn, Inc., and recorded at Skamania County Auditor Bk. 3, Page 111 of Surveys, said point being the north 1/16 corner between Section 9 and said Section 10; thence S 2°14'25" W, a distance of 1,303.07 feet to the west quarter corner of said Section 10; thence N 58°10'55" E, 2,614.00 feet to the initial point of the centerline herein described, said point being Station 0+00.00, and being the "Beginning of Project" for Skamania County C.R.P. #2006-02, and also being Sta. 2+53.63 on the centerline of Salmon Falls Road (Cape Horn Cut-Off), as located by C.R.P. 67-28 at Skamania County Engineer's file no. 2-12.0-AC0.00; thence N 84°17'08" E, 47.06 feet to Station 0+47.60, which is the P.C. of a 200 foot radius curve to the right; thence following said curve through a central angle of 29°40'52", a length of 103.61 feet to P.T. Station 1+51.21; thence S 66°02'00" E, 80.61 feet to Station 2+31.83, which is the P.C. of a 130 foot radius curve to the left; thence following said curve through a central angle of 117°37'13", a length of 266.87 feet to P.T. Station 4+98.70; thence N 3°39'13" W, 32.31 feet to Station 5+31.01, which is the "End of Project" of said C.R.P. #2006-02, and which is the terminus of the alignment herein described; thence N 66°15'25" W, 2,756.17 feet to the northwest corner of said Section 10, which is the Point of Beginning.

Right-of-way Description

Parcel "A"

A strip of land lying to the right and southerly of the above described centerline and left and northerly of a line drawn as follows:

Beginning at a point thirty (30) feet, to the right of centerline Station 0+30.00, said point being on the easterly right-of-way line of said Salmon Falls Road, said point being the True Point of Beginning; thence parallel to the above described centerline to Station 3+69.50, said point being on the westerly right-of-way line of Canyon Creek Road (Old S.R. 140), as located on Duane Johnson Survey by Robert Glaeser (PLS #15024) and recorded at Skamania County Auditor Bk. 3, Page 421 of Surveys; thence continuing parallel to said centerline to Station 4+93.24, said point being on the easterly right-of-way line of said Canyon Creek Road; thence continuing parallel to centerline to Station 5+31.01, which is the terminus of the parcel herein described.

Parcel "B"

A strip of land lying to the left and northerly of the above described centerline and right and southerly of a line drawn as follows:

Beginning at a point five (5) feet left of centerline Station 0+30.00, said point being the True Point of Beginning; thence parallel to the above described centerline to Station 0+40.00; thence to a point fifty (50) feet left of centerline Station 0+40.00; thence parallel to said centerline to Station 2+31.83; thence on a tapered line S 66°02'00" E, a distance of 60.00 feet to a point thirty (30) feet left of centerline Station 3+15.49; thence parallel to said centerline Station 4+92.23, said point being on the westerly right-of-way line of said Canyon Creek Road; thence continuing parallel to centerline to Station 5+31.01, which is the terminus of the parcel herein described.