



Return Address: Michelle McGrann
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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: Michelle McGrann

FILE NO.: NSA-18-38

DESCRIPTION: Remove an existing accessory building, replace it with a new accessory building in a different location, and extend an existing driveway to the new location.

LOCATION: 62 Little Road, and identified as Skamania County Parcel No. 02-06-26-4-0-1200-00.

LEGAL: See attached page 6.

ZONING: GMA - 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.

Although the proposed development is approved, it may not be buildable due to inadequate soils for septic and/or lack of potable water. These issues are under the jurisdiction of Skamania County's Building Division and the Skamania County Environmental Health Division. 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 development shall be consistent with the approved site plan on file with Skamania County Community Development, unless modified by the following conditions of approval. If modified, the site plan shall be consistent with the conditions of approval.
3. The following minimum lot line setbacks shall apply for all structures except fences: FRONT YARD: forty-five (45) feet from the centerline of the street or road or fifteen (15) feet from the front property line, whichever is greater; SIDE YARD: five (5) feet; REAR YARD: fifteen (15) feet.
4. The footprint of the replacement accessory building shall not exceed 1,500 sq. ft.
5. The existing accessory building shall be removed and the site rehabilitated within 60 days of finishing construction of its replacement; final approval for this project shall not be granted until the accessory building approved for replacement has been demolished and areas left bare from the removal have been reseeded with native vegetation.
6. Only that grading which is necessary for site development (building pads, utilities, etc.) is permitted. All graded areas left bare shall be re-seeded with native vegetation prior to final inspection by the Community Development Department.
7. The applicant shall meet all conditions of approval enacted to achieve visual subordination prior to final inspection by the Community Development Department. The applicant is to coordinate all inspections with the Building Division. A final inspection approval will not be issued until compliance with all conditions of approval; including visual subordination criteria have been verified.
8. The Community Development Department will conduct at least two site visits during construction, one siting inspection to verify the staked location of the structures prior to any ground disturbance taking place; and a second to be conducted after all foundation excavation has been completed including framing footers, but prior to pouring the foundation. Each inspection may take up to four business days from the time of calling for the inspection. Inspections should be arranged by calling the Community Development inspection line at 509-427-3922 or by emailing permitcenter@co.skamania.wa.us.
9. Except as is necessary for development, the existing tree cover on the property shall be retained and maintained in a healthy condition. Dead and dying trees shall be replaced in kind.
10. At least five new trees and at least four new shrubs shall be planted in the area shown on the approved site plan. All required trees and shrubs shall be selected from the "Recommended

Plants for Screening" list found in the Scenic Resources Implementation Handbook, and sized to provide sufficient screening to make the development visually subordinate within five years or less from the commencement of construction.

11. The existing tree cover shall be retained as much as possible except as is necessary for site development or safety purposes. Required trees shall be no less than ½ coniferous and no less than ½ native species or trees commonly found in the area.
12. Landscaping shall be installed as soon as practicable, and prior to project completion. Applicants and successors in interest for the subject parcel are responsible for the proper maintenance and survival of planted vegetation, and replacement of such vegetation that does not survive.
13. The exterior of the accessory building shall be dark earth-tones in color. The exterior includes, but is not limited to, sides, doors, garage doors, decks, gutters, roofs and trim. The following colors submitted by the applicant are consistent with this condition and are hereby approved: Siding: Behr MQ5-02 "*Dark Shadows*" (appears dark grey). Roofing: Pabco "*Weathered Wood*" (appears dark brown). Any proposed changes to these colors shall be submitted to the Community Development department for review and approval prior to their use.
14. The exterior of buildings on lands seen from key viewing areas shall be composed of nonreflective materials or materials with low reflectivity. The proposed list of fiber cement siding and fiberglass shingle roofing are approved. The use of painted metal is not allowed; the use of painted metal weathering steel equivalent is not allowed. Any proposed changes to the approved materials list shall be submitted to the Community Development department to review for consistency with the construction materials requirements prior to their use.
15. All exterior lighting shall be hooded or shielded at a 90° angle. Hoods/shields should be made of a non-reflective, opaque material, which does not allow light to pass through.
16. The proposed development shall be constructed using best management practices. Areas disturbed during construction shall be rehabilitated to the maximum extent practicable.
17. A 100 foot water resource buffer is required from the OHWM of Little Creek and a 150 foot wetland buffer is required from the identified delineated wetland present on the west side of the subject parcel. No new alterations to these buffers are allowed, except those approved for the barn removal and driveway extension.
18. Except for development approved in the administrative decision, the water resource buffers on the property shall be retained in their current, natural condition. Where buffer disturbance occurs during project development, revegetation with native vegetation shall be required and shall provide and maintain habitat diversity beneficial to the fish, wildlife and native plants. Areas of the water resource buffer that have been developed will be allowed to continue to be used and maintained; new encroachment into the water resource buffer is prohibited.
19. 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.
20. 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 29th day of August, 2019, at Stevenson, Washington.

Mike Beck

Mike Beck
Planner

NOTE:

Any new development not included in the approved site plan on file with the Skamania County Community Development department 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:

Persons submitting written comments in a timely manner
Yakama Indian Nation
Confederated Tribes of the Umatilla Indian Reservation
Confederated Tribes of the Warm Springs Reservation
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

Parcel ID # 02-06-26-4-0-1200-00
Legal Description

LEGAL DESCRIPTION: Real property in the County of Skamania, State of Washington, described as follows:

PARCEL I

A tract of land located in Section 26, Township 2 North Range 6 East of the Willamette Meridian, Skamania County, Washington, described as follows:

BEGINNING at a point 967.27 feet North and 205.75 feet East of the Southwest corner of the Southeast quarter of the Southeast quarter of said Section 26; thence North 70°40' East 200 feet to the initial point of the tract hereby described, said point being on the Northerly right of way line of the County Road known and designated as Little Street; thence North 19°20' West 240 feet; thence North 70°40' East 100 feet; thence South 19°20' East 240 feet to the Northerly right of way line of said County Road; thence South 70°40' West 100 feet to the initial point.

PARCEL II

A tract of land located in Section 26, Township 2 North Range 6 East of the Willamette Meridian, Skamania County, Washington, described as follows:

BEGINNING at a point 967.27 feet North and 205.75 feet East of the Southwest corner of the Southeast quarter of the Southeast quarter of said Section 26; thence North 70°40' East 100 feet, said point being on the Northerly right of way line of the County Road known and designated as Little Street; thence North 19°20' West 240 feet to the initial point on the tract hereby described; thence North 19°20' West 133 feet, more or less, to intersection with the Southerly line of a tract of conveyed to Carl Lund by deed recorded at page 215 of Book 28 of Deed, records of Skamania County, Washington; thence North 69°30' East along the Southerly line of said Lund Tract to the center of Little Creek; thence Southerly following the center of Little Creek to a point North 70°40' East from the initial point; thence South 70°40' West to the initial point.