

# KITTTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

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"Building Partnerships – Building Communities"

## SHORELINE SUBSTANTIAL DEVELOPMENT PERMIT EXEMPTION

APPLICANT NAME	PHONE	MAILING ADDRESS	CITY/STATE/ZIPCODE
Kelly Clayton, YKFP Fisheries	509-945-7195	PO Box 151	Toppenish, WA 98948
Scott Nicloai, YKFP Fisheries	509-945-3163	201 N. Pearl	Ellensburg, WA 98926

### DEVELOPMENT SITE LOCATION

Charter Road, Cle Elum WA 98922  
SW ¼ of S27, T20N, R15E WM,  
in Kittitas County WA

### FLOODPLAIN/Shoreline

Yakima River  
FIRM #: 5302630001A & 5300950242B  
WRIA 39

### PROJECT DESCRIPTION

Maintenance and repair project where rotting log weirs will be replaced with a grade control structure more beneficial for fish. Logs will be placed to provide enhanced rearing habitat and cover from predators. In total 10 logs will be used.

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**THIS DEVELOPMENT IS EXEMPT PURSUANT TO WAC 173-27-040(2) (a) & (b).  
A SHORELINE SUBSTANTIAL DEVELOPMENT PERMIT IS NOT REQUIRED FOR THIS PROJECT.**

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### THE FOLLOWING CONDITIONS ARE REQUIRED PURSUANT WAC 173-27-040(1):

1. All work shall substantially conform to the specifications of the JARPA application packet, including site plan, submitted to Kittitas County Community Development Services by Kelly Clayton on February 2, 2016.
2. Issuance of this shoreline exemption permit does not authorize access onto private property, or waive other jurisdictional agency requirements. The permittee shall obtain consent from respective property owner(s) prior to entering onto private property, and shall obtain and comply with all applicable federal and state permit requirements in completing the proposed development.
3. Issuance of this shoreline exemption will not create liability on the part of Kittitas County or any officer or employee thereof, for any on or off site injury or damages that may result from this project.
4. This project is subject to KCC 17A Critical Areas and all other applicable city, county, state and/or federal regulations.
5. Work shall not begin until all necessary permits are obtained, including but not limited to a Kittitas County Floodplain Development Permit.
6. Work shall be completed by January 2017. If work has not been completed by then, a new shoreline exemption permit or other permit as deemed necessary will be required to be submitted for review prior to any further work taking place on-site.

### CONSISTENCY ANALYSIS

A shoreline substantial development permit is not required for the project as described due to exemption WAC 173-27-040(2)(a) & (b). Although exempted by statute/rule, such exempt developments must comply with all other regulatory requirements of the Shoreline Management Act and Kittitas County Shoreline Master Program.


- The Development will comply with the Washington State Water Code (See KCSMP Section 18).
- Protection of the Natural Shoreline Features: Resource management, vegetation, and project area restoration is encouraged. Private and public land owners shall be responsible for the preservation of vegetation to minimize erosion within the shoreline areas (See KCSMP Section 19).
- Must comply with KCC 14.08 Flood Damage Prevention and obtain a Floodplain Development Permit (See

KCSMP Section 25).

- The proposed shoreline activity is consistent with the Shoreline Works and Structures section and is a permitted activity in the Urban Shoreline Environment. (See KCSMP Section 35).
- Nothing in these regulations shall obviate any requirement to obtain any permit, certificate, license, or approval from any state agency or local government (See KCSMP Section 46).

**Note: Upon staff review of this project it has been determined by the SEPA official that SEPA is not required because it is exempt per WAC 197-11-800(3) “repair, remodeling and maintenance activities.”**

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<b>Approved By</b> Lindsey Ozbolt 	<b>Date of Issuance</b> February 18, 2016	<b>File No.</b> SX-16-00003	<b>No. Pages</b> 2
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