From: Connor Armi
To: Chace Pedersen

Cc: <u>Guy Moura</u>; <u>sepa@dahp.wa.gov</u>

Subject: Re: VA-24-00002 Dunckley - Notice of Application

**Date:** Monday, October 7, 2024 4:51:23 PM

**CAUTION:** This email originated from outside the Kittitas County network. Do not click links, open attachments, fulfill requests, or follow guidance unless you recognize the sender and have verified the content is safe.

#### Hello Chace,

This consultation is in reference to VA-24-00002 Dunckley. This project will likely involve ground disturbing activities related to the demolition and modification of existing structures.

This undertaking is located within the traditional territory of the Wenatchi Tribe, 1 of the 12 constituent tribes of the Confederated Tribes of the Colville Reservation (CTCR), which is governed by the Colville Business Council (CBC). The CBC has delegated to the Tribal Historic Preservation Officer (THPO) the responsibility of representing the CTCR with regard to cultural resources management issues throughout the traditional territories of all of the constituent tribes under Resolution 1996-29. This area includes parts of eastern Washington, northeastern Oregon, the Palus territory in Idaho, and south-central British Columbia.

There are known cultural resources of precontact and historic significance nearby and this particular plat is considered Very High Risk for an inadvertent discovery according to the DAHP predictive model.

As the proposed undertaking involves previous development, we are recommending that the project proceed under an Inadvertent Discovery Plan (IDP). As the project is the demolition there is a high likelihood for historic artifacts, in addition there are precontact sites within a mile of the proposed project. Please have the contractors and proponents familiarize themselves with the WA Dept of Ecology's IDP form as it has photos that can help with identification of cultural materials.

Thank you for consulting with the Colville Confederated Tribes History and Archaeology Program.

On behalf of Guy Moura, Tribal Historic Preservation Officer.

Sincerely,

Connor Armi | Archaeologist Senior MA, RPA

History/Archaeology Program

Confederated Tribes of the Colville Reservation PO Box 150 | Nespelem, WA 99155 d: 509-634-2690 | c: 509-631-1131



### To Protect and Promote the Health and the Enwironment of the People of Kittitas County

Shane Johnson BS, MA Environmental Health Specialist II Kittitas County Public Health Department 507 N. Nanum St Suite 102 Ellensburg, WA 98926

October 7th, 2024

Chace Pedersen Planner I Kittitas County Development Services 411 N. Ruby St. Suite 2 Ellensburg, WA 98926

VA-24-00002 Dunckley

Dear Chace Pedersen,

After reviewing the application for VA-24-00002 Dunckley, Kittitas County Public Health has no comments.

Thank you,

Shane Johnson BS, MA

Environmental Health Specialist II

From: <u>Justin Albrecht</u>
To: <u>Chace Pedersen</u>

**Subject:** VA-24-00002 Dunckley Zoning Variance **Date:** Friday, October 11, 2024 11:53:45 AM

Attachments: Graybar 02B Logo1.png

newsletter.png

**CAUTION:** This email originated from outside the Kittitas County network. Do not click links, open attachments, fulfill requests, or follow guidance unless you recognize the sender and have verified the content is safe.

#### Hi Chace,

I received the letter regarding the zoning variance this week. Based on all the documents posted online it seems that they would be removing the structure from our property. The letter states that I can request a copy of the decision when it is made after 10/18. Do you have a timeline on when that decision will be made? I would like to request of copy of the decision.

Thanks,



Justin Albrecht
Manager Electrical Business
Renton, WA
M:206-550-3078



Connie Shupp 5343 Beverly Dr NE Olympia WA 98516-2270

TACOMA WA 983 OLYMPIA WA 16 OCT 2024 PM 4 L



KITTITAS COUNTY COMMUNITY DEV. SERVICES
411 N. RUBY ST. SHITE Z
ELLENSTURG, MA 9892 DECEIVED
OCT 18 2024

Kittitas County CDS

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### KITTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

411 N. Ruby St. Suite 2 Ellensburg WA 98926 cds@co.kittitas.wa.us
Office 509-962-7506

**Building Partnerships - Building Communities** 

#### NOTICE OF APPLICATION

Application Received: September 20, 2024 Application Complete: September 30, 2024 Notice of Application: October 3, 2024

Project Name: VA-24-00002 Dunckley Zoning Variance

**Applicant:** Luke Dunckley

**Location:** The subject property is parcel # 736434, located off Oakmont Dr. in Cle Elum, WA, approximately 0.69 miles southeast from the intersection of Oakmont Dr and Gol. Course Rd. The property is in Section 35, Township 20, Range 14 in Kittitas County. Map number 20-14-35052-0079.

**Proposal:** The proposal requests a 14-foot reduction to the 15-foot side yard setback required by KCC 17.30A.050 to accommodate an existing structure.

Materials Available for Review. The submitted application and related filed documents may be examined on CDS website at <a href="http://www.co.kittitas.wa.us/eds/land-use/default.aspx">http://www.co.kittitas.wa.us/eds/land-use/default.aspx</a>, and by navigating to "Zoring Variances", "View Active Applications", & "VA-24-0000" Dunckley . Materials may a so be examined by the public at the Kittitas County Community Development Services (CDS) office at 41 N. Ru y Street, Saite 2 Ellensburg, Washington, 98926. Phone: 509-962-7506

Written Comments of this proposal can be submitted to CDS any time prior to 5:00 p.m. on October 18, 2024. Any person has the right to comment on the application and request a copy of the decision, once made.

**Under Title 15A 03.080 and 17.84.010**, Zoning Variances are processed in an abbreviated administrative format, which does not involve a public hearing. All comments will be considered in the decision-making process, and any person has the right to comment on this application and receive notification of the Community Development Services administrative decision, once made. A Notice of Decision will be published once a decision is made. Appeals to an administrative land use decision may be filed within 10 working days with Companity Development Services as outlined in Chapter 15A.07 of the Kittitas County Code. The current appeal fee is \$1670.

Designated Permit Coordinator (staff contact): Chace Pedersen, Staff Planner: (509) 962-7637; email at chace.pedersen@co.kittitas.wa.us



# **KITTITAS COUNTY**DEPARTMENT OF PUBLIC WORKS

#### MEMORANDUM

TO: All Staff

FROM: Public Works Plan Review Team

DATE: October 18, 2024

SUBJECT: VA-24-00002 Dunckley

ACCESS	No comments. (JS)		
ENGINEERING	Except as exempted in KCC 14.05.060, no grading or filling upon a site involving more than one hundred (100) cubic yards shall be performed without a grading permit from the County Engineer or Public Works designee (KCC 14.05.050). An application for grading in excess of five hundred (500) cubic yards shall be accompanied by an engineered grading plan (KCC 14.05.080). (CP)		
SURVEY	With the proposed setback of 0.9' to the property line, there still exists many potential issues that would need to be addressed, including aerial trespass of any eave overhangs, outswinging doors, and even the ability to perform routine maintenance on the structure without trespassing onto the neighboring parcel.  I would propose a Boundary Line Adjustment be performed, or the building relocated to meet setback requirements. (JT)		
TRANSPORTATION CONCURRENCY	No comments. (JS)		
FLOOD	No comments. (SC)		
WATER MITIGATION/ METERING	No comments. (SC)		
AIRPORT	No comments. (JS)		

Please contact Kittitas County Public Works (509) 962-7523 with any questions.

Kittitas County Community Development Services

411 N Ruby St STE 2

Ellensburg WA 98926

Kittitas County CDS

Project Name VA-24-00002 Dunckley Zoning Variance

Applicant Luke Dunckley

On Behalf of the board of Sun Country Maintenance Association.

We received the notice for the request for a variance KCC 17.30A.050 to accommodate an existing

The Structure was modified from a shed and bringing in electricity and hooking up to water without following compliance to submit an architectural request form prior to any modification to the property. The owner had not filed for permits and plans with Kittitas County in modifying the shed into a living structure with also adding deck/hot tub etc.

The homeowner and those working on the structure were approached during this modification concerning submitting the appropriate request. There was no survey done and compliance to the 15-foot variance. The structure is currently not in compliance to that ruling.

The Owner (Luke Dunkley) then rented the property out for a period of time as a VRBO. We then received request from Mr. Dunkley to sign off for AWS (Adequate Water Supply) which bought back to light the non-compliance by the owner and he was advised to the non-compliance of the Covenant Guidelines.

We then received an email May 9, 2024 from Luke Dunkley submitting an approval for the structure (again which was already modified and completed), He also indicated he had submitted to Kittitas County with their required preliminary site analysis form. He indicated he was working with them on correcting some violations and setbacks if needed along the property lines. Laura Kukes on May 7th emailed indicating needing the AWS to provide such approval for plans.

He indicated he was working with 3 neighbors to resolve property line issues.

We to date have not signed off approval for the structure in awaiting resolution from the County in receiving the "approved" plans by the County and that he got permits for such modification. This is 5 months from the last communication with Mr. Dunkley.

With that, we have concerns to the approval of the variance without the appropriate proof of documentation as stated above by the County.

Holli Sullivan - President Suncountry Maintenance HOR we would like notification POBOX 244 to decision Cle Eluin 9892



#### KITTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

411 N. Ruby St. Suite 2 Ellensburg WA 98926 cds@co.kittitas.wa.us
Office 509-962-7506

**Building Partnerships - Building Communities** 

#### NOTICE OF APPLICATION

Application Received: September 20, 2024 Application Complete: September 30, 2024 Notice of Application: October 3, 2024

Project Name: VA-24-00002 Dunckley Zoning Variance

Applicant: Luke Dunckley

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**Proposal:** The proposal requests a 14-foot reduction to the 15-foot side yard setback required by KCC 17.30A.050 to accommodate an existing structure.

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Written Comments on this proposal can be submitted to CDS any time prior to 5:00 p.m. on October 18, 2024. Any person has the right to comment on the application and request a copy of the decision, once made.

Under Title 15A.03.080 and 17.84.010, Zoning Variances are processed in an abbreviated administrative format, which does not involve a public hearing. All comments will be considered in the decision-making process, and any person has the right to comment on this application and receive notification of the Community Development Services administrative decision, once made. A Notice of Decision will be published once a decision is made. Appeals to an administrative land use decision may be filed within 10 working days with Community Development Services as outlined in Chapter 15A.07 of the Kittitas County Code. The current appeal fee is \$1670.

Designated Permit Coordinator (staff contact): Chace Pedersen, Staff Planner: (509) 962-7637; email at <a href="mailto:chace.pedersen@co.kittitas.wa.us">chace.pedersen@co.kittitas.wa.us</a>

From: Rodgers, Deborah (CONTR) - TERR-TRI CITIES RMHQ

To: <u>Chace Pedersen</u>

Cc: Connell, Valorie L (BPA) - TERR-PASCO

Subject: RE: [EXTERNAL] VA-24-00002 Dunckley - Notice of Application

**Date:** Friday, October 18, 2024 12:23:35 PM

Attachments: <u>image003.png</u>

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#### Chance,

Bonneville Power Administration (BPA) has had the opportunity to review VA-24-00002 Dunckley - Notice of Application.

In researching our records, we have found that this proposal will not directly impact BPA facilities. BPA does not have any objections to the approval of this request at this time.

If you have any questions or need additional information, please feel free to contact Valorie Connell at (509) 544-4746 or by email at VLConnell@bpa.gov.

Thank you for the opportunity to review this application.



Deborah Rodgers

Realty Technician Contractor 2211 North Commercial Avenue, Pasco, WA 99301

Bonneville Power Administration | TERR/Tri-Cities-RMHQ Real Property Field Services | P 509.544.4749 C (360) 624-0566

dxrodgers@bpa.gov

APPLICATION FOR PROPOSED USE OF BPA RIGHT-OF-WAY

From: Chace Pedersen <chace.pedersen@co.kittitas.wa.us>

Sent: Thursday, October 3, 2024 11:04 AM

**To:** Dan Young <dan.young@co.kittitas.wa.us>; Marvin Douvier (SH)

<marvin.douvier.sh@co.kittitas.wa.us>; Kim Dawson <kim.dawson@co.kittitas.wa.us>;

adminstaff@kittcom.org; storch@kittcom.org; Julie Kjorsvik <julie.kjorsvik@co.kittitas.wa.us>; Laura Kukes <laura.kukes@co.kittitas.wa.us>; Public Health Inspectors

<PublicHealthInspectors@co.kittitas.wa.us>; Lisa Lawrence <lisa.lawrence@co.kittitas.wa.us>; Patti Stacey <patti.stacey@co.kittitas.wa.us>; Kelee Hodges <kelee.hodges.pw@co.kittitas.wa.us>; Candie Leader <candie.leader@co.kittitas.wa.us>; Tate Mahre <tate.mahre@co.kittitas.wa.us>; Jackie Sharp <jackie.sharp@co.kittitas.wa.us>; Samantha Cox <samantha.cox@co.kittitas.wa.us>; Josh Fredrickson <josh.fredrickson@co.kittitas.wa.us>; Cameron Curtis

From: <u>Jeremy Larson</u>
To: <u>Chace Pedersen</u>

**Subject:** RE: VA-24-00002 Dunckley - Notice of Application

**Date:** Friday, October 18, 2024 4:16:16 PM

Attachments: R302.1 Fire Separation with Commentary Figures.pdf

#### Chace,

Thank you for the opportunity to provide comment on this application. A building permit will be required to remodel the structure and bring it into compliance with current building codes. Due to the high snow load at the parcel, building plans will be required to be prepared and stamped by a Washington State licensed architect or engineer.

Due to the close proximity to the property line, additional fire separation is required.

Openings in walls are not allowed if the property line is less than 3 feet from an exterior wall. Roof overhangs or any projections are not allowed less than 2 feet from a property line. Additional fire resistance rated construction is required for walls that are less than 5 feet from a property line or less than 3 feet if the structure has an automatic sprinkler system.

Residential Building Code fire separation requirements are attached to this email. I encourage the applicant to reach out to me with any questions they may have! Thanks,

-Jeremy

## Jeremy Larson, CBO Building Official

Kittitas County Community Development Services 411 N Ruby Street Suite 2 Ellensburg, WA 98926

jeremy.larson@co.kittitas.wa.us

P: 509.962.7559



To schedule inspections: <a href="https://www.co.kittitas.wa.us/cds/building/inspection-request.aspx">https://www.co.kittitas.wa.us/cds/building/inspection-request.aspx</a>

To view permit or inspection status: <a href="https://co-kittitas-">https://co-kittitas-</a>

wa.smartgovcommunity.com/ApplicationPublic/ApplicationHome

To request design criteria / snowloads: <a href="https://www.co.kittitas.wa.us/cds/building/cgdc-">https://www.co.kittitas.wa.us/cds/building/cgdc-</a>

#### TABLE R302.1(1) EXTERIOR WALLS

EXTERIOR WALL ELEMENT		MINIMUM FIRE-RESISTANCE RATING	MINIMUM FIRE SEPARATION DISTANCE
Walls	Fire-resistance rated	1 hour—tested in accordance with ASTM E119, UL 263 or Section 703.3 of the <i>International</i> Building Code with exposure from both sides	0 feet
Not	Not fire-resistance rated	0 hours	≥ 5 feet
Projections	Not allowed	NA	< 2 feet
	Fire-resistance rated	1 hour on the underside, or heavy timber, or fire- retardant-treated wood <sup>a, b</sup>	$\geq$ 2 feet to < 5 feet
	Not fire-resistance rated	0 hours	≥ 5 feet
Openings in walls	Not allowed	NA	< 3 feet
	25% maximum of wall area	0 hours	3 feet
	Unlimited	0 hours	5 feet
Penetrations	All	Comply with Section R302.4	< 3 feet
		None required	3 feet

## TABLE R302.1(1) EXTERIOR WALLS

No Change to the Table

**a.** The fire-resistance rating shall be permitted to be reduced to 0 hours on the underside of the eave overhang if fireblocking is provided from the wall top plate to the underside of the roof sheathing.

**b.** The fire-resistance rating shall be permitted to be reduced to 0 hours on the underside of the rake overhang where ventilation openings are not installed in the rake overhang or in walls that are common to attic areas.

TABLE R302.1(2)
EXTERIOR WALLS—DWELLINGS WITH FIRE SPRINKLERS

EXTERIOR . WALL ELEMENT		MINIMUM FIRE-RESISTANCE RATING	MINIMUM FIRE SEPARATION DISTANCE
Walls	Fire-resistance rated	1 hour—tested in accordance with ASTM E119, UL 263 or Section 703.2.2 of the <i>International</i> Building Code with exposure from the outside	0 feet
	Not fire-resistance rated	0 hours	3 feet <sup>a</sup>
Projections	Not allowed	NA	< 2 feet
	Fire-resistance rated	1 hour on the underside, or heavy timber, or fire-retardant-treated wood <sup>b, c</sup>	2 feet <sup>a</sup>
	Not fire-resistance rated	0 hours	3 feet
Openings in walls	Not allowed	NA	< 3 feet
	Unlimited	0 hours	3 feet <sup>a</sup>
Penetrations		Comply with Section R302.4	< 3 feet
	All	None required	3 feet <sup>a</sup>

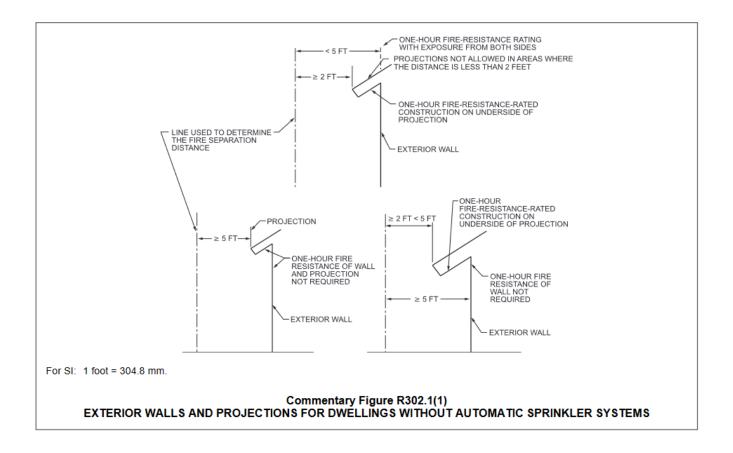
## TABLE R302.1(2) EXTERIOR WALLS - DWELLINGS WITH FIRE SPRINKLERS

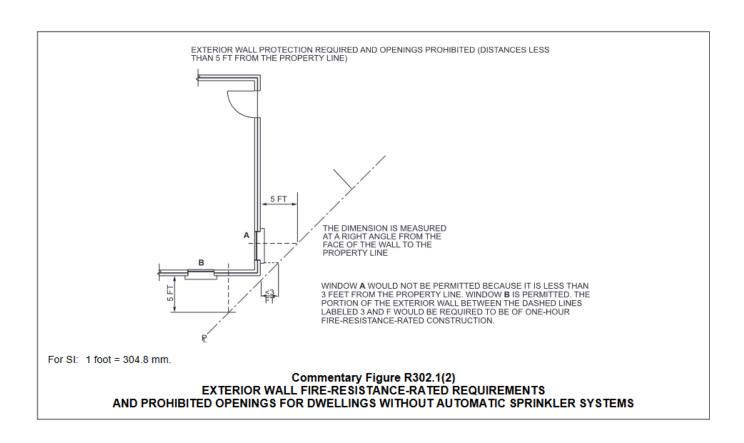
No Change to the Table

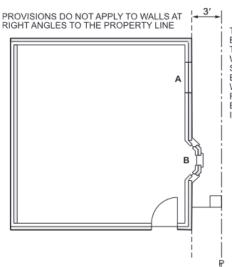
a. For residential subdivisions where all dwellings are equipped throughout with an automatic sprinkler system installed in accordance with Section P2904, the fire separation distance for exterior walls not fire-resistance-rated and for fire-resistance-rated projections shall be permitted to be reduced to 0 feet, and unlimited unprotected openings and penetrations shall be permitted, where the adjoining lot provides an open setback yard that is 6 feet or more in width on the opposite side of the property line.

**b.** The fire-resistance rating shall be permitted to be reduced to 0 hours on the underside of the eave overhang if fireblocking is provided from the wall top plate to the underside of the roof sheathing.

c. The fire-resistance rating shall be permitted to be reduced to 0 hours on the underside of the rake overhang where ventilation openings are not installed in the rake overhang or in walls that are common to attic areas.







THE WINDOW LABELED **A** IN THE PLAN IS ACCEPTABLE BECAUSE THE EXTERIOR WALL IS 3 FT OR MORE FROM THE PROPERTY LINE. THE BAY WINDOW LABELED **B** WOULD NOT BE ACCEPTABLE BECAUSE IT HAS A FIRE SEPARATION DISTANCE OF LESS THAN 3 FEET. THE EXTERIOR WALLS ADJACENT TO THE PROPERTY LINE WOULD NOT BE REQUIRED TO BE FIRE-RESISTANT RATED EXCEPT FOR THE PORTION THAT FORMS THE BAY WINDOW BECAUSE THE REMAINDER OF THE WALL IS AT LEAST 3 FT FROM THE PROPERTY LINE.

# Commentary Figure R302.1(3) EXTERIOR WALL FIRE-RESISTANCE-RATED REQUIREMENTS AND PROHIBITED OPENINGS FOR DWELLINGS WITHOUT AUTOMATIC SPRINKLER SYSTEMS

EXTERIOR WALL ELEMENT (Not fire-resistance rated)		MINIMUM FIRE SEPARATION DISTANCE		
	Without Sprinkler System	With Sprinkler System	With Sprinkler System in all Dwellings of Subdivision and 6-foot Setback for Building on Adjoining Lot	
Walls	5 feet	3 feet	0 feet	
Projections	5 feet	3 feet	0 feet	
Unlimited openings in walls	5 feet	3 feet	0 feet	
Penetrations (no restrictions)	3 feet	3 feet	0 feet	

For SI:1 foot = 304.8 mm.

Commentary Figure R302.1(4)
MINIMUM FIRE SEPARATION DISTANCE COMPARISON (NONRATED CONSTRUCTION)

From: <u>Aaron Lowe</u>
To: <u>Chace Pedersen</u>

Cc: <u>Dan Young</u>; <u>Marvin Douvier (SH)</u>

Subject: RE: VA-24-00002 Dunckley - Notice of Application

**Date:** Friday, October 18, 2024 1:16:39 PM

**CAUTION:** This email originated from outside the Kittitas County network. Do not click links, open attachments, fulfill requests, or follow guidance unless you recognize the sender and have verified the content is safe.

Good afternoon Chace, I looked at the property and looked at the request. I wanted to clarify that the request is to move the lot lines to accommodate the current small cabin on the property to have that current small cabin not be across two properties? If so, District 7 is good.

Aaron Lowe Fire Chief Kittitas County Fire District #7 31 Firehouse Road Cle Elum, WA 98922

alowe@kcfd7.com Cell: 509 899-0226

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From: Chace Pedersen <chace.pedersen@co.kittitas.wa.us>

Sent: Thursday, October 3, 2024 11:04 AM

**To:** Dan Young <dan.young@co.kittitas.wa.us>; Marvin Douvier (SH)

<marvin.douvier.sh@co.kittitas.wa.us>; Kim Dawson <kim.dawson@co.kittitas.wa.us>;
adminstaff@kittcom.org; storch@kittcom.org; Julie Kjorsvik <julie.kjorsvik@co.kittitas.wa.us>; Laura

Kukes <laura.kukes@co.kittitas.wa.us>; Public Health Inspectors

<PublicHealthInspectors@co.kittitas.wa.us>; Lisa Lawrence <lisa.lawrence@co.kittitas.wa.us>; Patti Stacey <patti.stacey@co.kittitas.wa.us>; Kelee Hodges <kelee.hodges.pw@co.kittitas.wa.us>; Candie