

AGENDA
CITY OF STEVENSON COUNCIL MEETING
March 17, 2022
6:00 PM, City Hall and Remote

*****Those attending in-person will be required to wear facemasks regardless of vaccination status and practice distancing.*****

Call-in numbers 253-215-8782, 669-900-6833, 346-248-7799, 312-626-6799, 929-205-6099 or 301-715-8592, Meeting ID 889 7550 7011, Zoom link <https://us02web.zoom.us/j/88975507011> or via YouTube at <https://www.youtube.com/channel/UC4k9bA0IEvsF6PSoDwjJvA/>

Information in parentheses after the agenda item reference the 2021-2022 council goal the item relates to.
Items with an asterisk (*) have been added or modified after the initial draft publication of the Agenda.

1. CALL TO ORDER/PRESENTATION TO THE FLAG: Mayor to call the meeting to order, lead the group in reciting the pledge of allegiance and conduct roll call.

2. CHANGES TO THE AGENDA: *[The Mayor may add agenda items or take agenda items out of order with the concurrence of the majority of the Council].*

a) * 3/15 changes include:

- Addition of Planning Commissioner Recommendation for Appointment (item 7c)
- Addition of Shoreline Management Program Documents (item 7e)
- Addition of Sheriff's monthly report (item 8a)
- Addition of Housing Programs Report (item 8d)
- Addition of Planning Commission Minutes (item 8e)
- Addition of Vouchers (item 10a)

3. CONSENT AGENDA: The following items are presented for Council approval. *[Consent agenda items are intended to be passed by a single motion to approve all listed actions. If discussion of an individual item is requested by a Council member, that item should be removed from the consent agenda and considered separately after approval of the remaining consent agenda items.]*

- a) **Water Adjustment** - Tom Pochardt (meter No. 506560) requests a water adjustment of \$351.28 for a leak which they have since repaired.
- b) **Water Adjustment** - Robert Ehrgood (meter No. 612100) requests a water adjustment of \$54.75 for a leak which they have since repaired.

- c) **Liquor License Renewals** - Fraternal Order of Eagles and the Stevenson Farmers' Market
- d) **Minutes** of the February 17, 2022 regular council meeting and the March 1, 2022 special council meeting.

MOTION: To approve consent agenda items a-d.

4. PUBLIC COMMENTS: *[This is an opportunity for members of the audience to address the Council. If you wish to address the Council, please sign in to be recognized by the Mayor. Comments are limited to three minutes per speaker. The Mayor may extend or further limit these time periods at his discretion. The Mayor may allow citizens to comment on individual agenda items outside of the public comment period at his discretion.]*

5. PRESENTATIONS FROM OUTSIDE AGENCIES:

- a) **Skamania County Public Works** - Skamania County Community Development Director Alan Peters will update council on building inspection services as per the interlocal agreement.

6. SITUATION UPDATES:

- a) **Sewer Plant Update (1)** - Staff will present an update on the Stevenson Wastewater System and Compliance Schedule.

7. COUNCIL BUSINESS:

- a) **Ratification of Contract with Aquarius Technologies LLC** - City Administrator Leana Kinley presents the attached contract with Aquarius Technologies for the procurement of Fine Bubble Diffusers at the wastewater treatment plant for council review and ratification as discussed at the February 17, 2022 council meeting.

MOTION: To ratify the contract with Aquarius Technologies, LLC in the amount of \$83,600 with sales tax of \$6,437.20 to be paid by the City for a total cost of \$90,037.20 as presented.

- b) **Approve Interlocal Agreement for Facilities Maintenance Services** - City Administrator Leana Kinley presents the interlocal agreement with the Port of Cascade Locks and Port of Skamania to provide facilities maintenance services for council consideration. The agreement will be discussed at the Port of Skamania's March 15th meeting and any changes will be presented at the meeting.

MOTION: To approve the interlocal agreement with the Port of Cascade Locks and Port of Skamania [as presented/with changes as discussed].

- c) ***Appointment of Planning Commissioner** - Community Development Director Ben Shumaker presents Anne Keese as the Planning Commission's recommendation for appointment to fill the vacant seat.

MOTION: To appoint Anne Keesee to Planning Commission position 1.

- d) Second Reading - SR Zoning Code Amendments** - Community Development Director Ben Shumaker presents the staff memo and ordinance regarding requested zoning code amendments in the SR district for setback caveats for council consideration.

MOTION: To approve ordinance 2022-1180 amending the Stevenson Zoning Code (SMC title 17); relaxing restrictions on the siting of small accessory structures and prohibiting self-storage units in the SR Suburban Residential district.

- e) *Second Reading - Shoreline Management Program Amendments** - Community Development Director Ben Shumaker presents the required and recommended changes to the Shoreline Management Program as submitted by Ecology and recommended by the Planning Commission for council review and approval.

MOTION: To approve ordinance 2022-1181 Concerning the Shoreline Master Program comprehensive update and periodic review required by RCW 90-58.080.

8. INFORMATION ITEMS:

- a) *Sheriff's Report** - The Skamania County Sheriff's monthly report for February 2022 and the report on "...training provided, to include hours of training and title of training..." for 2021, as outlined in the agreement, are presented.
- b) Chamber of Commerce Report** - The report presented describes some of the activities conducted by Skamania County Chamber of Commerce in the prior month.
- c) Financial Report** - The Treasurer's Report and year-to-date revenues and expenses through the prior month are presented for council review.
- d) *Housing Programs Report** - The report for the prior month on housing services provided by Washington Gorge Action Programs in Skamania County is enclosed for council information.
- e) *Planning Commission Minutes** - Minutes are attached from the Planning Commission regular meetings for December 13, 2021, February 14, 2022 and the March 7, 2022 Special Meeting.

9. CITY ADMINISTRATOR AND STAFF REPORTS:

- a) Ben Shumaker, Community Development Director
- b) Carolyn Sourek, Public Works Director
- c) Leana Kinley, City Administrator

10. VOUCHER APPROVAL:

- a) *February 2022 payroll and March 2022 AP checks have been audited and are presented for approval. February payroll checks 15823 thru 15828 total \$88,188.59 which includes EFT payments. March 2022 AP checks 15829 thru 15889 total \$182,026.73, which includes EFT payments. The AP check register with fund transaction summary is attached for review.

MOTION: To approve the vouchers as presented.

11. MAYOR AND COUNCIL REPORTS:

12. ISSUES FOR THE NEXT MEETING: *[This provides Council Members an opportunity to focus the Mayor and Staff's attention on issues they would like to have addressed at the next council meeting.]*

13. ADJOURNMENT - Mayor will adjourn the meeting.

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UPCOMING MEETINGS AND EVENTS:

- April 11, 2022 (Monday) - 6pm Regular Planning Commission Meeting
- April 21, 2022 (Thursday) - 6pm Regular City Council Meeting

DRAFT MINUTES
CITY OF STEVENSON COUNCIL MEETING
February 17, 2022
6:00 PM, City Hall and Remote

1. **CALL TO ORDER/PRESENTATION TO THE FLAG:** Mayor Anderson called the meeting to order at 6:00, led the group in reciting the pledge of allegiance and conducted roll call.

Attending: Mayor Scott Anderson; Councilmembers Dave Cox, Michael Johnson, Kristy McCaskell, Annie McHale.

Staff attending: City Administrator Leana Kinley, Community Development Director Ben Shumaker.

Others attending included City Attorney Ken Woodrich.

Public attendees: Bernard Versari, Chuck Oldfield, Mary Repar, Robert Keese, Katie Simpson

2. **CHANGES TO THE AGENDA:** [The Mayor may add agenda items or take agenda items out of order with the concurrence of the majority of the Council].

- a) **2/15 changes include:** Addition of Covenant for the Wastewater Collection System Improvement Project (item 8d); Addition of Fire Department Strategic Plan Agreements (item 8f); Addition of Interlocal Agreement with Stevenson Community Pool District (item 8g); Addition of SR Zoning Code Amendment - Initial Presentation (item 8h); Addition of Fire Department Report (item 9e); Addition of Vouchers (item 11)
- b) **2/16 changes include:** Revision of Interlocal Agreement with Stevenson Community Pool District (item 8g); Addition of Red Cross Proclamation (item 8i); Addition of Stevenson Downtown Association Report (item 9f)

3. **CONSENT AGENDA:** The following items were presented for Council approval.

- a) **Approve Resolution 2022-391 Banking Authorization - City Administrator Leana Kinley** presented resolution 2022-391 updating the banking authorization by removing former **Councilmember Robert Muth** and adding **Councilmember Dave Cox** for council consideration.
- b) **Approve Contract Amendment with Exigy LLC** - The attached contract amendment with Exigy LLC extended the contract through December 31st for a public workshop on diversity, equity and inclusion due to the recent rise in COVID cases, as discussed at the January 20th council meeting.
- c) **Skamania County Prosecuting Attorney Agreement - City Administrator Leana Kinley** presented the 2022 contract with Skamania County for Prosecuting Attorney services. There are no changes from the 2021 contract.
- d) **Water Adjustment** - Windermere Property Management (meter No. 106900) requested a water adjustment of \$1,000.00 for a leak with they have since repaired.

- e) **Water Adjustment** - Gary Dunphy (meter No. 809400) requested a water adjustment of \$209.65 for a leak which they have since repaired.
- f) **Liquor License Renewal** - A&J Select Market.
- g) **Minutes** of January 20, 2022 Council Meeting.

MOTION to approve consent agenda items a-g as presented made by **Councilmember Cox**, seconded by **Councilmember Hendricks**. **Mayor Anderson** elected to use roll call voting due to remote attendance by some Councilmembers.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

4. **PUBLIC COMMENTS:**

- >Chuck Oldfield provided comments opposing the proposed SR Zoning Code Amendments reducing front and side yard setbacks. He provided a letter with his points to be included with the minutes.
- >Robert Kessee spoke in favor of the zoning change.
- >Katie Simpson spoke in favor of the zoning change proposal.
- >Mary Repar offered comments and suggestions on addressing affordable housing.

Mayor Anderson responded that affordable housing has been identified as a priority and is discussed regularly.

5. **PUBLIC HEARINGS:**

- a) **Shoreline Management Program Amendments - Community Development Director Ben Shumaker** presented and explained the required and recommended changes to the Shoreline Management Program issued by the Department of Ecology for public comment and council discussion. He provided a brief history and timeline of the SMP to Councilmembers and detailed the next steps that need to be taken.

Additional documents can be found on Ecology's website at <https://ecology.wa.gov/Water-Shorelines/Shoreline-coastal-management/Shoreline-coastal-planning/State-approved-Shoreline-Master-Programs/Stevenson> and the documents regarding the city's initial approval can be found in the December 20, 2018 council meeting packet on the city's website ci.stevenson.wa.us.

The public hearing opened at 6:15 p.m.

Community Development Director Ben Shumaker directed to the staff report beginning on page 23 of the meeting packet regarding DOE's conditional approval of the city's Shoreline Management Program. The Shoreline Advisory Committee will schedule a meeting within the next month to review and determine which recommendations to include in the program, with final adoption to be made by the City Council. DOE has issued both requirements and recommendations to the program.

In response to **Councilmember McHale's** questions regarding public input, he provided details on the steps taken to advertise the public hearing and to invite public comment and review. He added the SMP covers anything within 200' of Rock Creek, Rock Cove, the Columbia River and areas adjacent to Ash Lake if the city ever annexes land there.

Public Comment:

>Bernard Versari - Technical difficulties prevented his comments from being heard.

The public hearing closed at 6:20 p.m.

Further discussion took place by the Council. **Councilmember Cox** received information on how the program establishes goals that can be used when reviewing proposals and plans for public access.

No action was required by the City Council.

6. SITUATION UPDATES:

- a) **Sewer Plant Update (1) - City Administrator Leana Kinley** presented an update on the Stevenson Wastewater System and the Compliance Schedule. Devin Groom has been newly hired as the Stevenson WWTP operator. He already holds Level 1 certification. He is working with the state of Washington to get a designation as an Operator-In-Training level 2. He is on board to ensure in-house testing, which will save time and money. Other open public works positions have been filled.

She is reviewing the Main D extension bids which came in on February 16th. It appears Crestline is the low bidder, coming in just over \$10K higher than the original engineer's estimate.

The WWTP project went out to bid on Wednesday. There will be a pre-bid meeting in Mid-March to demonstrate soil and the de-watering situation. The final bids are due March 30th, 2022 with construction set to start in June.

The new Public Works Director is Carolyn Sourek and will begin March 14th, 2022.

Insta-pipe is wrapping up the slip lining and repairs on School Street.

The Gant chart has been updated regarding the various construction projects taking place. Construction on the lift station for Rock Creek will start in April.

7. UNFINISHED BUSINESS:

- a) **Discuss TextMyGov Proposal - City Administrator Leana Kinley** presented the proposal from TextMyGov for communication services with an initial set-up fee of \$1,200 and annual cost of \$3,000 for council discussion and consideration. She provided information on the intended usage of the system to enhance communication regarding routine city matters, and answered question regarding records retention, accessibility and data backup.

MOTION to approve the proposal from TextMyGov for communication services as presented for an initial fee of \$1,200 and an annual cost of \$3,000 made by **Councilmember McCaskell**, seconded by **Councilmember McHale**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

8. COUNCIL BUSINESS:

- a) **Approve Resolution 2022-393 Revising Purchasing Policy - City Administrator Leana Kinley** presented and explained a staff memo and resolution 2022-393 revising the purchasing policy for council review and consideration. She noted the recent audit had identified the policy regarding procurement as one that needed to be updated. **Councilmember Cox** stated he had reviewed the change and reported the change would provide more flexibility for city staff.

MOTION to approve resolution 2022-393 revising the purchasing policy and repealing resolution 227 in its entirety made by **Councilmember Cox**, seconded by **Councilmember McCaskell**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

- b) **Approve Contract Extension with WSP - City Administrator Leana Kinley** presented and explained the reasons behind the contract extension with WSP for the design phase of the First Street Overlook project. This provides a path forward on the project. It is separate from the ROW turn-back agreement, so it requires design changes and updated cost estimates.

The City is working with WSDOT on the design revision and will need to reapply for the grant to complete the construction phase. A geotech report has provided on the retaining wall and road condition and **City Administrator Kinley** related she would have the new Public Works Director review it and make any decisions needed.

MOTION to approve the contract extension with WSP as presented was made by **Councilmember McHale**, seconded by **Councilmember Cox**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

- c) **Approve WW Collection System Phase 1 Project Change Orders - City Administrator Leana Kinley** presented and provided details on the construction change orders 1 and 2 for the 2021 Wastewater Collection System Improvements Project.

Change order 1 removes contractual language regarding commencement start date due to the change in contract date stemming from supply chain issues and concerns with seasonal rainfall. The project will start in April 2022 rather than the fall of 2021.

Change order 2 is related to moving the lift station location slightly to allow building access, revising access hatch frames, and modifying the bridge crossing for an overall reduction in the amount of \$7,621.93. The total revised contract amount will be \$1,932,275.86.

MOTION to approve the 2021 wastewater collection system improvement project change orders 1 and 2 in the combined amount of a \$7,621.93 reduction for a revised total contract amount of \$1,932,275.86 was made by **Councilmember Johnson**, seconded by **Councilmember Cox**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

- d) **Approve Covenant of Purpose Use and Ownership - City Administrator Leana Kinley** presented and explained a 20-year covenant of purpose, use and ownership with the Economic Development Administration for the 2021 Wastewater Collection System Improvement project. This requirement is from the EDA. It essentially places a 20 year restriction on selling, leasing, mortgaging or otherwise changing the City's interest in the property.

MOTION to approve the 20 year covenant of purpose, use and ownership with the Economic Development Administration for the 2021 Wastewater Collection System Improvement project was made by **Councilmember McHale**, seconded by **Councilmember Johnson**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

- e) **Approve WWTP Improvements Phase I Major Equipment Procurement Revised Contracts (1) -City Administrator Leana Kinley** presented and provided details regarding two contracts with changes outside of what was already approved at the January 5th special council meeting.

APSCO updated their delivery date and has additional language in the contract.

Another contractor has been found non-responsive as the proposed delivery date is not acceptable. The alternate bidder on the item, Lakeside, will be awarded the project. The initial memo on the bid is included for reference as well as a copy of their contract modification requests, which are acceptable to City staff, consultants and attorney.

A third contract with Aquarius was expected ahead of the council meeting, but was not received due to limited time. City Administrator Kinley received an email from them summarizing the information from the intended contract with specific changes on schedule changes, performance bonds and payment arrangements. City Attorney Woodrich advised that performance and payments bonds are typically not needed for equipment or material purchases. He also noted the contract has already been approved, and the intended action is to allow the Mayor to act on the modifications.

MOTION to approve and authorize the Mayor to sign the revised equipment procurement contracts for the WWTP phase 1 as follows:

- Section 43 25 00 Submersible Screw Centrifugal Pumps with APSCO/Trillium in the amount of \$85,522.42, a delivery date of 294 days rather than 154 days, and additional contract language on page 10;
- Section 46 23 00 Grit Removal Equipment with Lakeside in the amount of \$161,485.38, a delivery date of 180 days rather than 154 days, with revised indemnification language and the final two payments will be paid within 270 days of the delivery date;
- Section 46 51 33 Fine Bubble Diffusers-Paragraph 1.05.B New Aeration Basin and Alternate 1: Section 46.51.33 Fine Bubble Diffusers; Paragraph 1.05.C Oxidation Ditch with Aquarius in the amount of \$90,037.20 with the removal of the requirement for performance and payment bonds, the schedule as mutually agreed upon by Buyer and Seller (no changes necessary to the current schedule), and under “Article 5-Assignment of Procurement Contract” payment to Seller shall not be contingent upon payment by others.

was made by **Councilmember Cox**, seconded by **Councilmember McCaskell**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

It was agreed to bring the full Aquarius contract back to the Council at the March 17, 2022 meeting for ratification.

- f) **Approve Fire Department Strategic Plan Agreements - City Administrator Leana Kinley** presented the staff memo, the Participating Agency Endorsement and Authorization for NPPGov, and the Personal Services Contract with Emergency Services Consulting International (ESCI) for consultant services to conduct a Strategic Plan for the Stevenson Fire Department and Skamania County Fire District 2 for council review and consideration. There were two motions to consider.

She noted the recently authorized change to the procurement policy provides for approving inter-governmental co-op agreements. This allows the City to issue contracts without having to go to bid for certain services. \$20K has been budgeted for the Strategic Plan for the Stevenson Fire Department and Skamania County Fire District 2. The contract as presented is not to exceed \$16,350.

MOTION to authorize **City Administrator Leana Kinley** to sign the Participating Agency Endorsement and Authorization for participation in National Purchasing Partners (NPPGov) Intergovernmental Cooperative Purchasing Agreement on behalf of the City of Stevenson was made by **Councilmember Johnson**, seconded by **Councilmember McCaskell**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

MOTION to approve the Personal Services Contract with ESCI in the amount not to exceed \$16,350 was made by **Councilmember Johnson**, seconded by **Councilmember McHale**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

- g) **Approve Interlocal Agreement with Stevenson Community Pool District – City Administrator Leana Kinley** presented and explained the interlocal agreement with the Stevenson Community Pool District for a 2-year \$40,000 loan at 2% interest to help facilitate opening the pool as proposed by Paul Spencer at the January 20, 2022 council meeting for council review and consideration.

Mayor Anderson provided information on the past history regarding the City’s financial support of the pool, and the Pool District’s request regarding the loan agreement.

MOTION to approve the interlocal agreement with the Stevenson Community Pool District for a two-year \$40,000 loan at 2% interest was made by **Councilmember Cox**, seconded by **Councilmember McHale**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

- h) **Initial Presentation of SR Zoning Code Amendments - Community Development Director Ben Shumaker** presented and explained the staff memo regarding requested zoning code amendments in the SR district for setback caveats and a draft ordinance for council review. The Stevenson Planning Commission held a public hearing on Monday February 14th, 2022 on the matter and their recommendations for council approval are incorporated into the draft ordinance.

He provided additional details on the work the Planning Commission had done since October of 2021, and the efforts made to invite public input on the matter. The change would allow property owners to place small sheds or outbuildings nearer their property lines in the SR Suburban Residential District District. (Small = less than 12’ height and less than 200’².)

He noted there had been opposition within the Planning Commission but a majority vote had agreed to recommend the proposed change. **Councilmembers Cox and Johnson** expressed appreciation for the work of the Planning Commission. It was agreed to consider the issue for a final vote at the March 2022 Council meeting.

- i) **Approve Proclamation** Recognizing March 2022 as Red Cross Month - **Mayor Scott Anderson** presented proclamation 2022-01 recognizing March 2022 as Red Cross Month for council consideration.

MOTION to approve proclamation 2022-01 recognizing March 2022 as Red Cross Month was made by **Councilmember McHale**, seconded by **Councilmember McCaskell**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

9. INFORMATION ITEMS: The following items were presented for council review:

- a) **Housing Programs Report** on housing services provided by Washington Gorge Action Programs in Skamania County in January 2022.

- b) **Skamania County Chamber of Commerce** Activities in January 2022.
- c) **Financial Report - City Administrator Leana Kinley** presented the initial Treasurer's Report and year-to-date revenues and expenses through January 2022. The beginning balances have not been entered as 2021 is not closed out.
- d) **The Skamania County Sheriff's report** for activity within Stevenson city limits for January 2022.
- e) **The Stevenson Fire Department's report** for January 2022.
- f) **Stevenson Downtown Association Activities conducted during 2021.**

10. CITY ADMINISTRATOR AND STAFF REPORTS:

- a) **Ben Shumaker, Community Development Director** - He expressed appreciation the Shoreline Management Plan will help the Planning Department be more proactive with public access issues.

Columbia Avenue Project is progressing. Some contamination was found on the vacant property at the corner of Columbia and Second Street. Outreach to adjacent landowners regarding having the city conduct testing for contamination on their property is taking place. The public ROW will also be sampled.

Chinidere is doing initial preparatory work before site grading takes place in April 2022. More than 50 lots will be available depending on how they release them for sale. He advised there will be new road connections in the area.

Getting ready for summer construction projects, with pre-application meetings taking place.

- b) **Leana Kinley, City Administrator** provided a brief update on the recent traffic study, noting a feasibility study is looking at different intersections along SR 14.

The Port of Cascade Locks is looking for a letter of support from the City of Stevenson concerning a seismic upgrade to the Bridge of the Gods. The POCL is asking the State of Washington for half the costs of the upgrade. A potential source of the funds would be from the infrastructure package recently passed in Congress. Councilmembers agreed to have **Kinley** create a Doodle Poll to determine a meeting time so Councilmembers could hear more about the project and proposal. She will mail out a one-page document with some further information on the proposal as well.

Repair of a water leak behind the High School stadium is delayed because parts are not available.

Vandalism occurred at the city shop, with windows broken out of some vehicles. A police report is in progress.

Bill Sexton has been hired as the new utility maintenance worker for Public Works. He has a CDL.

A Request for Proposals is going out for engineers to design and manage the Loop Road and Vancouver water line project scheduled to be done summer of 2022.

An insurance audit will take place beginning in March 2022. It will review personnel policies and procedures.

No federal audit will take place this year as the projects set to take place in 2021 were delayed.

She will contact Adam Kick, Skamania County's Prosecuting Attorney to get the contracts finalized for the Park Plaza project.

11. VOUCHER APPROVAL:

- a) **January 2022 payroll and February 2022 AP-** checks have been audited and are presented for approval. January payroll checks 15753 thru 15758 total \$78,541.32 which includes EFT payments. February 2022 AP checks 15759 thru 15822 total \$259,043.50. The AP check register with fund transaction summary is attached for review.

MOTION to approve the vouchers as presented was made by **Councilmember McHale**, seconded by **Councilmember Cox**.

Voting aye: **Councilmembers McHale, Johnson, Cox, McCaskell**.

12. MAYOR AND COUNCIL REPORTS:

Councilmember Cox thanked the Council for the letter sent to the County Commissioners regarding the additional water sampling along Rock Creek.

13. ISSUES FOR THE NEXT MEETING:

Councilmember McHale asked if the Sheriff's Office had provided the list of deputies that completed required annual training. **City Administrator Kinley** reported they had not, but she would make the request and have it available for the March 2022 Council meeting.

Councilmember Cox met with Fire Chief Farris regarding the firehall project.

Mayor Anderson reported the Stevenson Downtown Association applied for a grant through Burke Consulting. They were selected to work as a hub group on a downtown Strategic Plan.

14. ADJOURNMENT - Mayor Anderson adjourned the meeting at 7:29 pm.

Scott Anderson, Mayor

Date

An Unnecessary Change

Setback requirements, as outlined in City Table 17.15.060-1: Residential Dimensional Standards, currently in place for the city of Stevenson's SR Zoning District provide for the following:

Front: 30 ft.

Side, Interior: 15 ft.

Side, Street: 20 ft.

Rear, Interior Lot: 20 ft.

Rear, Through Lot: 20 ft.

There are no further notations nor caveats for these dimensional standards.

All lots currently in the Hidden Ridge development (which fall in the city's SR Zoning District) range in size from .34 to .59 acres. These are substantial lot sizes for residential development. The intent of adopting the city's dimensional standards currently in place for our development was to ensure a quality standard that would negate development and intrusion both physically and visually of buildings that would take away from the aesthetic quality and appearance of our neighborhood. We have all known (or should have known) the dimensional provisions and restrictions of our respective lots, and have planned our own personal construction accordingly. My wife and I spent a great deal of time and money making these provisions in order to comply with the city's requirements...We have met all setback requirements both in terms of the construction of our home and the shed that we placed on the property. Rather than placing a substandard work shed in full view of our neighbors, we planned and spent enough money to make sure it was constructed of appropriate materials and finishes to be consistent with our development's CCR's.

These paragraphs are to be summarized:

12.1. Building Materials. The exterior of all construction on any Lot shall be designed, built, and maintained in such a manner as to blend in with the natural surroundings and landscaping within the Property. All homes and other structures, including but not limited to storage sheds, play areas, or decks, constructed on each Lot shall comply with the following provisions:

12.1.1. Materials of Construction. All structures shall be built of new materials, with the exception of "decor" items such as used brick, weathered planking, and similar items. The ACC will determine whether a used material is a "decor" item. In making this determination, the character of the Property, and whether the material would add to the attractive development of the subdivision will be considered.

12.1.2. Roofing Materials. Roofing materials shall be composition or metal standing. Asphalt composition roofing of 400 pound rating or heavier will be considered acceptable if meeting the appearance criteria. Samples of roofing materials shall be submitted to the ACC for approval prior to proceeding with replacement. The ACC will maintain a list of approved materials meeting the above criteria, which will be provided to homeowners upon request.

12.1.3. Siding and Trim. All siding, and trim are to be wood or cementous fiber board (such as CertainTced® or HardiPlank®) or alternative materials that have the appearance of wood. Vinyl siding will not be acceptable. Samples of siding materials shall be submitted to the ACC for approval prior to proceeding with replacement. The ACC will maintain a list of approved materials meeting the above criteria, which will be provided to homeowners upon request.

12.1.4. Masonry. All visible masonry shall be cultured stone, brick or stucco.

12.1.5. Exterior Colors. Exterior colors including siding, trim, eaves, and roofing must be approved by the ACC. Exterior trim, fences, doors, railings, decks, eaves, gutters, and the exterior finish of garages and other accessory buildings shall be designed built and maintained to be compatible with the exterior

We met all these requirements and stipulations willingly with the understanding that by doing so, we would preserve the nature and ensure the ambiance of our neighborhood for years to come.

I am sorry that some did not take these matters into consideration in planning their living spaces, but to change these stipulations now only rewards initial disregard and eliminates the enjoyment of a quality of life for existing properties that chose to comply with these requirements.

The existing setback requirements for the SR Zone are not onerous and do not impede the utility of one's property. It simply means that people who choose to place a shed in their back yard will need to choose a location closer to their home structure rather than imposing it on their neighbor. Simply putting it in the back corner of a lot may be more aesthetically pleasing to the homeowner, but not necessarily to a neighbor who otherwise has little to no choice in its placement.

My father once had a neighbor who liked to park his work truck in front of my dad's house instead of his own. When my father asked why he did so, he replied, "The truck doesn't look very good parked in front of my house." ...to which my father replied, "It doesn't look any better parked in front of my house."

If this zoning change takes place in conjunction with other existing city provisions, any homeowner can place as many as 4 outbuilding structures all in a row within 5 feet of any existing property line.

Rather than throwing the baby out with the bath water, I would like to suggest that existing setback regulations stay in place and for City Council and Planning to make a provision for home owners to get an exemption or waiver with the signed consent of any affected neighbor.

Making this change with no regard to the initial intent of this zoning nor any regard for those who have adhered to its requirements, would only codify the indifference others will have going forward in the development of our residential communities.

As an aside, I might remind our city council that well maintained and thoughtfully planned neighborhoods make our city a desirable place to live, maintain property values, and thereby ensure future city revenues. Our city is at a nexus in terms of its growth, and we need to start asking ourselves the question as to what kind of a city we want to live in as it develops and changes.

Respectfully submitted,
Chuck Oldfield
81 NW Osprey Ridge Lane
Stevenson, WA 98648

MINUTES
CITY OF STEVENSON COUNCIL MEETING
March 01, 2022
6:00 PM, City Hall and Remote

1. CALL TO ORDER: Mayor Anderson called the meeting to order at 6:00 pm and conducted roll call.

Councilmembers present included: Annie McHale, Dave Cox, Kristy McCaskell, and Michael D. Johnson. Councilmember Paul Hendricks was absent.

Staff present included: City Administrator Leana Kinley

2. COUNCIL BUSINESS:

a) **Award and Approve Main D Extension Contract** - City Administrator Leana Kinley presented the Main D Extension bid tabulation and contract with Crestline Construction in the amount of \$261,307.13 for council review and approval.

Motion to award and approve the contract with Crestline Construction for the Main D Extension project in the amount of \$261,307.13 made by Councilmember McHale, Seconded by Councilmember McCaskell.

Voting Yea: **Councilmember McHale, Councilmember Cox, Councilmember McCaskell, Councilmember Johnson**

b) **Approve EDA Mortgage Agreement** - City Administrator Leana Kinley presented the Agreement and Mortgage with the Economic Development Administration (EDA) to replace the Covenant of Purpose, Use and Ownership approved at the February 17th council meeting for council approval. Our specific award conditions state a Mortgage or a Covenant will be used to satisfy the recorded statement of federal share, and they prefer a Mortgage.

Motion to approve the Agreement and Mortgage with the US Economic Development Administration as presented, and rescind the Covenant of Purpose, Use and Ownership approved at the February 17, 2022 council meeting made by Councilmember Johnson, Seconded by Councilmember Cox.

Voting Yea: **Councilmember McHale, Councilmember Cox, Councilmember McCaskell, Councilmember Johnson**

- c) **Initial Council Retreat Planning Discussion** - Council to discuss dates and topics for a council retreat. Mayor Scott Anderson brought up the topic of Housing and would like council to think about it over the next couple of weeks. Council discussed the topic and directed staff to send out a Doodle poll for a four-hour meeting on a weekend. They also discussed potential speakers on the topic at the meeting.

3. ADJOURNMENT - Mayor Anderson adjourned the meeting at 6:20 pm.

Scott Anderson, Mayor

Date



City of Stevenson

Leana Kinley, City Administrator

Phone (509)427-5970
FAX (509) 427-8202

7121 E Loop Road, PO Box 371
Stevenson, Washington 98648

To: Stevenson City Council
From: Leana Kinley, City Administrator
RE: Sewer Plant Update
Meeting Date: March 17, 2022

Executive Summary:

This is an overview of items staff has been working on over the past month in line with the direction council gave to staff.

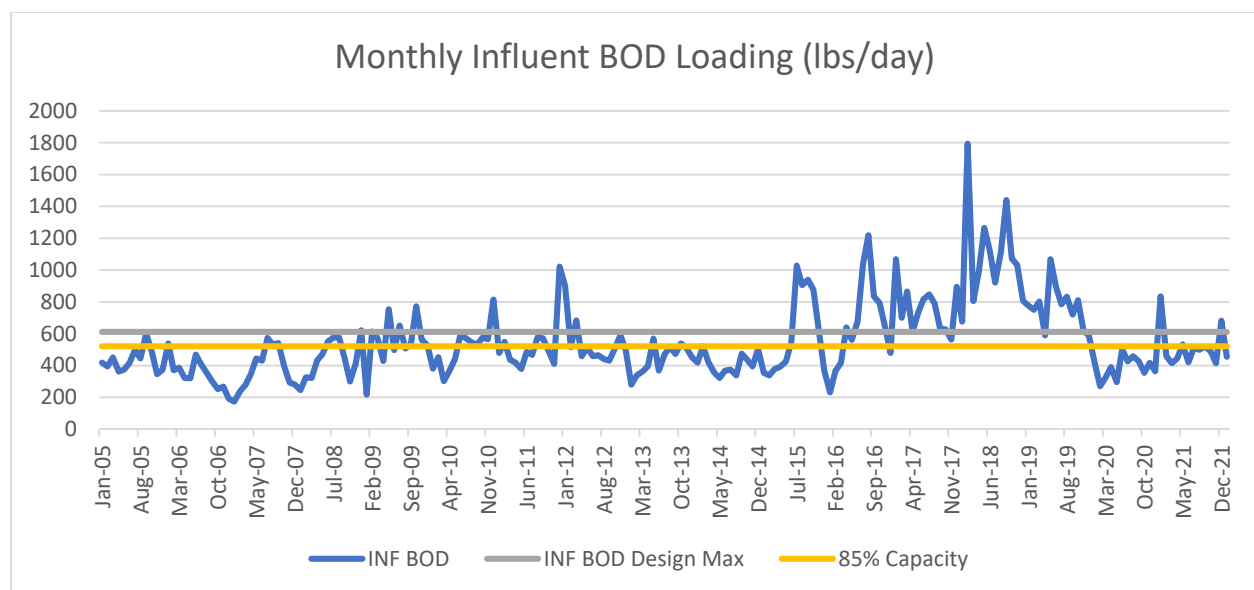
Overview of Items:

Staff continues to troubleshoot challenges at the plant. Additional biosolids hauling will take place until we can get the volume down and address settling issues. There has also been high influent pH levels and staff is monitoring the system to determine where it may be coming from. A meeting will be scheduled with the Significant Industrial Users, Devon Groom, Carolyn Sourek, and Jacek Anuszewski from DOE for introductions and discussion on discharge contracts.

Instapipe is wrapping up the slip lining of the sewer collection system along School Street (originally planned/budgeted for 2021). While they were here, we had them inspect a section of line in the Montell Terrace area. There was a section of line where rocks could be seen, indicating erosion of the pipe. They are preparing a quote for repairs, which are able to be done without excavation.

Plant Operations:

The average monthly Influent BOD load since 2005 is in the chart below.



The current permit limit for Influent is 612 lbs/day and the current upgrades in the adopted General Sewer Plan call for a design max monthly BOD loading of 1,611 lbs/day.

WWTP Design:

Pre-construction meetings are scheduled for March 15th for both the Main D Extension and the Phase 1 Collection System Improvements projects. More detailed construction schedules are anticipated at that time. Staff is working on information about the project to disseminate to residents adjacent to each project as well as the community after the meeting.

A pre-bid meeting for the wastewater treatment plant will take place on March 16th and bids are due on March 30th. This schedule keeps us on track for being able to close-out the project in 2023.

All equipment contracts have been signed and Notice to Proceeds have been issued. Designs and specs for the 7 pieces of equipment are being reviewed and everything remains on schedule. The equipment storage will be the requirement of the construction contractor.

Funding:

The \$2.5M in direct federal appropriations requested last spring has finally been approved. Staff will reach out to determine the process on when these funds can be used and the process. The breakdown on all funding received for the project to date is below.

	Budget	Loan	Forgivable Principal	Grant
WW Upgrades Design	2,000,000	960,000	400,000	
WW Collection System Upgrades	5,100,000	873,000		4,125,000
WW Treatment Plant Construction	9,600,000	8,700,000	900,000	2,500,000*
Main D Extension	300,000	270,000	30,000	
Totals:	17,000,000	10,803,000	1,330,000	6,625,000
Amount of Funding:	42% Grant and Forgivable Principal			
*\$2.5M direct federal grant applied for to reduce the \$8.7M loan, or be applied to other WWTP phases				
Loan terms:	DOE Loan 1: 2.0% interest, 20-years, \$61k est. annual payment			
	DOE Loan 2: 1.5% interest, 30-years, \$375k est. annual payment			
	USDA Loan: 1.375% interest, 40-years, \$29k est. annual payment			

Action Needed:

None.

**SECTION 00 52 00 - AGREEMENT BETWEEN BUYER AND SELLER
FOR PROCUREMENT CONTRACT**

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AGREEMENT BETWEEN BUYER AND SELLER FOR PROCUREMENT CONTRACT

This Procurement Agreement is by and between the City of Stevenson ("Buyer") and _____
_____"Seller").

Terms used in this Procurement Agreement have the meanings stated in the General Conditions of the Procurement Contract and the Supplementary Conditions of the Procurement Contract.

Buyer and Seller hereby agree as follows:

ARTICLE 1—PROCUREMENT CONTRACT

1.01 *Goods and Special Services*

- A. Seller shall furnish the Goods and Special Services as specified or indicated in the Procurement Contract Documents. The Goods and Special Services are generally described as follows: _____.

1.02 *The Project*

- A. The Project, of which the Goods and Special Services are a part, is generally described as follows: Wastewater Treatment Plant Improvements – Phase 1.

1.03 *Engineer*

- A. Buyer has retained Wallis Engineering ("Engineer"), to prepare Procurement Contract Documents and act as Buyer's representative. Engineer assumes all duties and responsibilities and has the rights and authority assigned to Engineer in the Procurement Contract Documents in connection with Seller's furnishing of Goods and Special Services.

1.04 *Point of Destination*

- A. The Point of Destination is designated as: Wastewater Treatment Plant, 686 Southwest Rock Creek Drive, Stevenson, WA 98648.

ARTICLE 2—PROCUREMENT CONTRACT TIMES

2.01 *Time of the Essence*

- A. All time limits for Milestones, including the submittal of Shop Drawings and Samples, the delivery of Goods, and the furnishing of Special Services as stated in the Procurement Contract Documents, are of the essence of the Procurement Contract.

2.02 *Schedule of Procurement Contract Times*

- A. The following schedule sets forth the Procurement Contract Times:

Milestone	Date or Days	Notes
Submit Shop Drawings and Product Data	42 days	After Contract Times commence.
Submit Revisions or Additions to Shop Drawings and Product Data	14 days	After receipt of each Engineer's Review.
Deliver acceptable Goods to Point of Destination	154 days	After approval of shop drawings. Delivery may be made in the 15-day period before delivery date.
Commence Special Services for Goods	14 days	After delivery, date of Buyer's acknowledgment of receipt.
Complete Special Services and Readiness for Final Inspection and Acceptance of Goods and Special Services	14 days	After commencement of Special Services.

2.03 *Shop Drawings and Product Data*

- A. *Submittal of Shop Drawings and Product Data:* Seller shall submit all Shop Drawings and Samples required by the Procurement Contract Documents to Engineer for its review and approval.
- B. *Engineer's Review:* It is the intent of the parties that Engineer will conduct its review of Shop Drawings and Samples and issue its approval, or a denial accompanied by substantive comments regarding information needed to gain approval, within 14 days after Seller's submittal of such Shop Drawings and Samples, or within such longer period that is needed because of the quantity and quality of such submittals. Resubmittals will be limited whenever possible.

2.04 *Liquidated Damages*

- A. Buyer and Seller recognize that time is of the essence as stated in Paragraph 2.01, and that Buyer will suffer financial and other losses if the Goods are not delivered to the Point of Destination and ready for receipt of delivery by Buyer within the time specified in Paragraph 2.02, plus any extensions thereof allowed in accordance with this Procurement Contract. The parties also recognize that the timely performance of services by others involved in the Project is materially dependent upon Seller's specific compliance with the delivery requirements of Paragraph 2.02. Further, the parties recognize the time, expense, and difficulties involved in proving, in a legal or arbitration proceeding, the loss (whether direct, consequential, or otherwise) suffered by Buyer if complete, acceptable Goods are not delivered on time. Accordingly, instead of requiring any such proof, Buyer and Seller agree that as liquidated damages for delay (but not as a penalty) Seller shall pay Buyer \$1,000 for each day that expires after the time specified in Paragraph 2.02 for submission of Shop Drawings and Product Data and delivery of acceptable Goods. Seller's obligation to pay liquidated damages shall be limited to an amount equal to ten percent (10%) of the Seller's Contract Price.

ARTICLE 3—PROCUREMENT CONTRACT PRICE

3.01 *Procurement Contract Price and Total Price—Based on Attached Bid*

- A. For furnishing the Goods and Special Services in accordance with the Procurement Contract Documents, Buyer shall pay Seller the prices stated in Seller’s Bid, attached hereto as an exhibit, subject to final adjustments for Unit Price Goods and Special Services and Buyer’s Contingency Allowance, if any, and subject to the following Buyer-accepted alternates: Not Applicable.

ARTICLE 4—PAYMENT PROCEDURES

4.01 *Submittal and Processing of Applications for Payment*

- A. Seller shall submit Applications for Payment in accordance with Article 13 of the General Conditions and the following paragraphs. Engineer and Buyer will process such Applications for Payment in accordance with said Article 13.

4.02 *Progress Payments; Final Payment*

- A. Seller may submit an Application for Payment requesting the stated percentage of Procurement Contract Price upon attainment of each of the following Payment Line Items:

Payment Line Item (Lump Sum)	Percentage of Lump Sum
1. Receipt of Approval of Shop Drawings and Product Data	10
2. Completion of acceptable factory testing (if any)]	5
3. Delivery of Goods to Point of Destination in accordance with the Procurement Contract Documents	70
4. Completion of Special Services in accordance with Procurement Contract Documents	10
5. Final Payment: Correction of non-conformities, provision of final Operations and Maintenance manuals, submittal of warranties and other final documentation required by the Procurement Contract Documents	5
Total Procurement Contract Price (Lump Sum)	100

- B. For Unit Price Goods and Special Services, if any, or for payments owed to Seller as a result of authorizations by Buyer under the Buyer’s Contingency Allowance (if any), Seller shall submit a separate Application for Payment, no more frequently than monthly, that states (1) the actual quantities of such Unit Price Goods and Special Services that have been furnished, and the applicable unit prices; and (2) the services or items performed or furnished under the Buyer’s Contingency Allowance, and the amounts owed. If practical, and at Seller’s option, Seller may apply for such unit price and Buyer’s Contingency Allowance payments in a separate section of an Application for Payment submitted under Paragraph 4.02.A for lump sum items.

- C. Buyer shall pay Seller the amount owed under an Application for Payment within 30 days after Engineer's presentation to Buyer of the Application for Payment and Engineer's recommendation.

4.03 *Interest*

- A. All amounts not paid when due will bear interest at the state statutory rate.

ARTICLE 5—ASSIGNMENT OF PROCUREMENT CONTRACT

- A. Buyer has the right to assign this Procurement Contract for furnishing Goods and Special Services, but only to a person or entity with sufficient apparent ability to satisfy all of Buyer's obligations under this Procurement Contract, and Seller hereby consents to such assignment. Forms documenting the assignment of the Procurement Contract, and consent of Seller's surety to the assignment, have been executed by Buyer, Seller, and Seller's surety, and are attached as exhibits to this Procurement Agreement. If so, assigned the following provisions apply:
 - 1. The Procurement Contract is initially executed in the name of the entity identified herein as Buyer, and will be assigned by such Buyer (as assignor) to a construction contractor (Contractor/Assignee) designated by such Buyer. The assignment will occur on the effective date of the construction contract between such Buyer (Project Owner) and the Contractor/Assignee, which is expected to occur on or about 3/1/2022. Commencing on the date of acceptance of assignment by the Contractor/Assignee, all references in the Procurement Contract to "Buyer" shall mean the designated Contractor/Assignee.
 - 2. The assignment of this Procurement Contract relieves the assignor from all further obligations and liabilities under this Procurement Contract. After assignment, Seller shall become a subcontractor or supplier to the Contractor/Assignee and, except as noted herein, all rights, duties, and obligations of Buyer under the Procurement Contract become the rights, duties, and obligations of the Contractor/Assignee.
 - 3. After assignment:
 - a. The Procurement Drawings and Procurement Specifications, and any modifying Addenda will become "Contract Documents" under the construction contract.
 - b. If the Procurement Drawings or Procurement Specifications, as "Contract Documents" under the construction contract, are duly modified under such construction contract, then Seller and Contractor/Assignee shall enter into a corresponding Change Order under the applicable provisions of this Procurement Contract.
 - c. The Procurement Drawings and Procurement Specifications may not be modified by Seller or Contractor/Assignee, singly or in tandem, except as such Procurement Drawings or Procurement Specifications, as "Contract Documents" under the construction contract, have been duly modified under such construction contract.
 - d. All performance warranties, guarantees, and indemnifications required by the Procurement Contract will continue to run for the benefit of assignor (Project

Owner) and, in addition, for the benefit of the Contractor/Assignee. However, if assignor (Project Owner) and Contractor/Assignee make the same warranty or guarantee claim, then Seller shall only be liable once for such claim. Other than its remedies under such warranties, guarantees, and indemnifications, assignor will not retain direct rights under this Procurement Contract, but will have rights and remedies as a party to the construction contract, whose scope of work will encompass the Procurement Drawings, Procurement Specifications, and modifying Addenda; provided, however, that any limitations on Seller's liability in this Procurement Contract will continue to bind the original Buyer (assignor) after assignment.

- e. The Contractor/Assignee shall have all the rights of the Buyer under the Performance Bond and Payment Bond.
- f. Seller shall submit all Applications for Payment directly to Contractor/Assignee.
 - 1) Contractor/Assignee shall review each Application for Payment promptly, determine the amount that Contractor/Assignee approves for payment, and then include the amount approved in the next application for payment submitted to Project Owner (or Engineer) under the construction contract.
 - 2) Contractor/Assignee shall pay Seller within **30** days of receipt of payment from the Project Owner under the construction contract.
 - 3) After assignment Engineer will review, approve, or deny the content of Applications for Payment under the Procurement Contract only to the extent that Contractor/Assignee, as construction contractor, has incorporated such content into payment applications that Engineer reviews under the construction contract.
- g. The Contractor/Assignee shall have all the rights of the Buyer under any pending Claim by Buyer.
- h. All Claims and supporting documentation will be submitted directly by the claimant party (either Contractor/Assignee or Seller), to the other party, without submittal to Engineer.
 - 1) The other party will render a response in writing within 30 days of receipt of the last submittal of claimant.
 - 2) If the other party does not render a written response to a Claim within 30 days after receipt of the last submittal of the claimant, the other party shall be deemed to have approved the Claim in its entirety.
 - 3) The other party's written response to a Claim, or the approval of the Claim in its entirety as a function of failure to respond within 30 days, will be final and binding upon Buyer and Seller 30 days after it is issued, unless within such 30 days of issuance either Buyer or Seller appeals the result by initiating the mediation of the Claim in accordance with the dispute resolution procedures set forth in Paragraph 12.02 of the General Conditions.

- 4) Any Claim by Seller that Contractor/Assignee may choose to submit, present, or forward to Project Owner must be submitted to Buyer within sufficient time for Contractor/Assignee to preserve its rights under the construction contract, notwithstanding any procedures or time limits in this Procurement Contract.
 - i. Seller's recovery of additional cost, time, or both cost and time for any Claim attributable to the Project Owner will be limited to the proportionate recovery by Contractor/Assignee against Project Owner for such Claim. Seller will cooperate and assist Contractor/Assignee in pursuing any Claim by Contractor/Assignee against Project Owner on behalf of Seller, including the timely preparation and delivery of supporting documentation.
 - j. If the pursuit of any claim by Contractor/Assignee against Project Owner on Seller's behalf requires the expenditure by Contractor/Assignee of legal or consulting fees, or results in litigation, arbitration, or any dispute resolution procedures, Seller agrees to pay for a proportionate share of attorneys' fees, consultant fees, and litigation, arbitration, and other resolution costs incurred by Contractor/Assignee in pursuing the claim on behalf of Seller, based upon the amount claimed by Seller as compared to the total value of the claim pursued by the Contractor/Assignee.
 - k. All rights, duties, and obligations of Engineer to Contractor/Assignee and Seller under this Procurement Contract will cease.
 - l. Subject to the foregoing provisions, all references in the Procurement Contract to submitting items to Engineer, or to Engineer having tasks or obligations, will be read after such an assignment as requiring submittal to Contractor/Assignee, or as Contractor/Assignee having such tasks or obligations (which Contractor/Assignee may delegate when appropriate).
 - m. If the Procurement Contract includes a Buyer's Contingency Allowance, upon assignment such allowance will be automatically reduced to the amount previously authorized by Buyer (Project Owner), and cease to be operational.
- B. No other assignment by a party hereto of any rights under or interests in the Procurement Contract will be binding on another party hereto without the written consent of the party sought to be bound. Specifically, but without limitation, Procurement Contract payments or other money that may become due, and Procurement Contract payments or other money that are due, may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by Laws and Regulations). Unless specifically stated to the contrary in any written consent to such an assignment, such an assignment will not release or discharge the assignor from any duty or responsibility under the Procurement Contract Documents.

ARTICLE 6—PROCUREMENT CONTRACT DOCUMENTS

6.01 *List of Procurement Contract Documents*

- A. The Procurement Contract Documents consist of the following:
 - 1. This Procurement Agreement.

2. General Conditions of the Procurement Contract.
 3. Supplementary Conditions of the Procurement Contract.
 4. Procurement Specifications as listed in the Procurement Specifications table of contents.
 5. Procurement Drawings.
 6. Addenda Numbers 1 to 1 inclusive.
 7. Bonds:
 - a. Performance bond (together with power of attorney).
 - b. Payment bond (together with power of attorney).
 8. Exhibits to this Procurement Agreement (enumerated as follows):
 - a. Exhibit, Assignment of Contract, Consent to Assignment, and Acceptance of Assignment
 - b. Exhibit, Surety's Consent to Assignment
 - c. Exhibit A, Seller's Bid, solely as to the prices set forth therein (pages 1 to 5, inclusive); and
 9. The following which may be delivered or issued on or after the Effective Date of the Procurement Contract and are not attached hereto:
 - a. Change Orders;
 - b. Change Directives; and
 - c. Field Orders.
- B. The documents listed in Paragraph 6.01.A are attached to this Procurement Agreement (except as expressly noted otherwise above).
- C. There are no Procurement Contract Documents other than those listed above.
- D. The Procurement Contract Documents may only be amended or supplemented as provided in Paragraph 11.01 of the Procurement General Conditions.

ARTICLE 7—SELLER'S REPRESENTATIONS AND CERTIFICATIONS

7.01 Seller's Representations

- A. In order to induce Buyer to enter into this Procurement Agreement, Seller makes the following representations:
 1. Seller has examined and carefully studied the Procurement Contract Documents.
 2. If required by the Instructions to Bidders to visit the Point of Destination and the site where the Goods are to be installed or Special Services will be provided, or if, in Seller's judgment, any observable local or site conditions may affect the delivery, cost, progress, or furnishing of the Goods and Special Services, then Seller has visited the Point of Destination and site where the Goods are to be installed or Special Services will be

provided (as applicable) and become familiar with and is satisfied as to the observable local and site conditions that may affect delivery, cost, progress, and furnishing of the Goods and Special Services.

3. Seller is familiar with and is satisfied as to all Laws and Regulations that may affect the cost, progress, and performance of Seller's obligations under the Procurement Contract.
4. Seller has carefully studied, considered, and correlated the information known to Seller with respect to the effect of such information on the cost, progress, and performance of Seller's obligations under the Procurement Contract.
5. Seller has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Seller has discovered in the Procurement Contract Documents, and the written resolution (if any) thereof by Engineer is acceptable to Seller.
6. The Procurement Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performance of Seller's obligations under the Procurement Contract.
7. Seller's entry into this Procurement Contract constitutes an incontrovertible representation by Seller that without exception all prices in the Procurement Agreement are premised upon furnishing the Goods and Special Services as required by the Procurement Contract Documents.

7.02 *Seller's Certifications*

- A. Seller certifies that it has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for or in executing the Procurement Contract. For the purposes of this Paragraph 7.02:
 1. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process or in the Procurement Contract execution;
 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process or the execution of the Procurement Contract to the detriment of Buyer, (b) to establish bid or contract prices at artificial non-competitive levels, or (c) to deprive Buyer of the benefits of free and open competition;
 3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Buyer, a purpose of which is to establish bid prices at artificial, non-competitive levels; and
 4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Procurement Contract.

ARTICLE 8—CONFIDENTIALITY

8.01 *Confidential Information*

- A. Confidential information is information in documents submitted by Seller that Seller clearly and prominently labels in writing to be a trade secret, proprietary, or confidential. Such

documents, if any, will be maintained in a manner that endeavors to avoid disclosing confidential information to third parties, to the extent allowed by Laws and Regulations.

- B. Seller shall clearly and prominently mark confidential information with the word "CONFIDENTIAL" on each page or sheet or on the cover of bound documents. Place "CONFIDENTIAL" stamps or watermarks so that they do not obscure any of the required information on the document, either in the original or in a way that would obscure any of the required information in a photocopy of the document.

8.02 *Disclosure of Confidential Information*

- A. If Buyer is requested to disclose confidential information, or becomes legally compelled (by oral questions, interrogatories, requests for information or documents, subpoena, civil or criminal investigative demand, public information requests, or other requests under Laws and Regulations) to disclose confidential information, or is required by a regulatory body, governing agency, or controlling authority to disclose confidential information, or make any other disclosure that is prohibited or otherwise constrained by the Procurement Contract, Buyer will provide Seller with prompt notice so Seller may seek an appropriate protective order or other remedy. Seller will be solely responsible for submitting to the regulatory body, governing agency, or controlling authority any arguments, briefs, memoranda, motions, authorities, or other information in opposition to disclosure.
- B. Buyer's obligations with respect to confidential information are nullified by the following exceptions:
 - 1. Confidential information becomes a part of the public domain through publication or otherwise, through no fault of the Buyer;
 - 2. Buyer can demonstrate through suitable documentation that the confidential information was already in the Buyer's possession, and not previously marked as confidential, or was otherwise publicly available prior to the Effective Date of the Procurement Contract;
 - 3. The confidential information is subsequently and independently disclosed to the Buyer by a third party who has a lawful right to disclose such information;
 - 4. Buyer has a good faith belief that disclosure is required or justified; or
 - 5. Buyer is required to disclose the confidential information by court order or by applicable Laws and Regulations.

8.03 *Waiver of Immunity*

- A. Notwithstanding any other provision of the Procurement Contract, it is stipulated and agreed that by accepting confidential information, Buyer has not and does not waive its legal immunity (if any) from suit or liability.

ARTICLE 9—MUTUAL WAIVER

9.01 *Mutual Waiver of Consequential Damages*



- A. Buyer and Seller waive against each other, and against the other's officers, directors, members, partners, employees, agents, consultants, and subcontractors, any and all claims

for or entitlement to incidental, indirect, or consequential damages arising out of, resulting from, or related to the Procurement Contract. If Buyer (Project Owner) assigns this Procurement Contract to a construction contractor (Contractor/Assignee), then the terms of this Paragraph 9.01.A will be binding upon the Contractor/Assignee with respect to Seller and assignor. The terms of this mutual waiver do not apply to or limit any claim by either Buyer or Seller against the other based on any of the following: (a) contribution or indemnification, (b) liquidated damages, (c) costs, losses, or damages attributable to personal or bodily injury, sickness, disease, or death, or to injury to or destruction of the tangible property of others, (d) intentional or reckless wrongful conduct, or (e) rights conferred by any bond provided by Seller under this Procurement Contract.

IN WITNESS WHEREOF, Buyer and Seller have signed this Procurement Agreement. Counterparts have been delivered to Buyer and Seller.

The Effective Date of the Procurement Contract is 1/1/2022.

Aquarius Terms Letter dated 02/28/22 is an integral part of this order.

Buyer
City of Stevenson
(typed or printed name of organization)
By: 
(individual's signature)
Date: 3/3/22
(date signed)
Name: Scott Anderson
(typed or printed)
Title: Mayer
(typed or printed)
Attest: 
(individual's signature)
Title: City Administrator
(typed or printed)
Address for giving notices:
City Hall
7121 East Loop Road
Stevenson, Washington 98648
Designated Representative:
Name: Leana Kinley
(typed or printed)
Title: City Administrator
(typed or printed)
Address:
City Hall
7121 East Loop Road
Stevenson, Washington 98648
Phone: Leana Kinley
Email: leana@ci.stevenson.wa.us
(If Buyer is a corporation, attach evidence of authority to sign. If Buyer is a public body, attach evidence of authority to sign and resolution or other documents authorizing execution of this Agreement.)

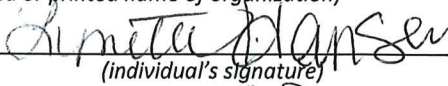
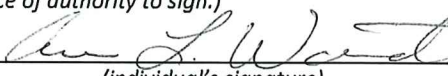
Seller
Aquarius Technologies, LLC
(typed or printed name of organization)
By: 
(individual's signature)
Date: 2.28.22
(date signed)
Name: Lynette Hansen
(typed or printed)
Title: Contract Administrator
(typed or printed)
(If Seller is a corporation, a partnership, or a joint venture, attach evidence of authority to sign.)
Attest: 
(individual's signature)
Title: President
(typed or printed)
Address for giving notices:
Aquarius Technologies, LLC
420 Technology Way, Suite D
Saukville, WI 53080
Designated Representative:
Name: Kevin LaPean
(typed or printed)
Title: Director of Engineering
(typed or printed)
Address:
Aquarius Technologies, LLC
420 Technology Way, Suite D
Saukville, WI 53080
Phone: 414-807-3443
Email: klapean@aquariustechnologies.com

EXHIBIT A—ASSIGNMENT OF PROCUREMENT CONTRACT, CONSENT TO ASSIGNMENT, AND ACCEPTANCE OF ASSIGNMENT

This assignment will be effective on the effective date of the construction contract between Buyer (as "Owner") and Contractor/Assignee (as "Contractor").

The Procurement Contract between [insert name of original Buyer] ("Buyer") and [insert name of Seller] ("Seller") for furnishing Goods and Special Services entitled [insert name/designation of Procurement Contract] (Procurement Contract) is hereby assigned, transferred, and set over to Contractor/Assignee, as assignee, by Buyer, as assignor. Upon assignment the Contractor/Assignee shall have the duties, rights, and obligations of Buyer under the terms of the Procurement Contract, and will be responsible to Owner under the construction contract for the performance of obligations by Seller, which will become a Subcontractor or Supplier to Contractor/Assignee. Buyer, Seller, and Contractor/Assignee hereby acknowledge and agree to be bound by the terms and conditions of assignment set forth in Article 5 of the Agreement Between Buyer and Seller for Procurement Contract.

Assignment Made by Buyer

City of Stevenson

(typed or printed name of organization)

By: _____ Date: _____
(individual's signature) *(date signed)*

Name: _____ Title: _____
(typed or printed) *(typed or printed)*

If Buyer is a corporation, attach evidence of authority to sign. If Buyer is a public body, attach evidence of authority to sign and resolution or other documents authorizing execution of Buyer-Seller Agreement.

Assignment Acknowledged and Accepted by Seller

Aquarius Technologies, LLC

(typed or printed name of organization)

By: Lynette Hansen Date: 2/28/22
(individual's signature) *(date signed)*

Name: Lynette Hansen Title: Contractor Administrator
(typed or printed) *(typed or printed)*

If Seller is a corporation, attach evidence of authority to sign.

Assignment Accepted by Contractor/Assignee

(typed or printed name of organization)

By: _____ Date: _____
(individual's signature) *(date signed)*

Name: _____ Title: _____
(typed or printed) *(typed or printed)*

If Contractor/Assignee is a corporation, attach evidence of authority to sign.

EXHIBIT B—SURETY’S CONSENT TO ASSIGNMENT

Surety hereby acknowledges, agrees, and consents that the Procurement Contract for furnishing Goods and Special Services entitled **[Name of Procurement Contract]** by and between **[Name of Buyer]** (“Buyer”) and **[Name of Seller]** (“Seller”) may be assigned, transferred, and set over to **[Name of Contractor/Assignee]** (“Contractor/Assignee”), in accordance with Article 5 and Exhibit A of the Agreement between Buyer and Seller for Procurement Contract.

Surety further agrees that, upon assignment of the Procurement Contract, the Contractor/Assignee shall have all the rights of the Buyer under the Procurement Performance Bond and Procurement Payment Bond.

Agreement to Assignment Acknowledged and Accepted by Surety

(typed or printed name of organization)

By: _____ Date: _____
(individual’s signature) *(date signed)*

Name: _____ Title: _____
(typed or printed) *(typed or printed)*

Attach Power of Attorney.

SECTION 00 51 00 - NOTICE OF AWARD

Date of Issuance: 12/6/2021
Buyer: City of Stevenson Buyer's Project No.:
Engineer: Wallis Engineering Engineer's Project No.:
Project: Wastewater Treatment Plant Improvements – Phase 1
Contract Name: Major Equipment Procurement – Fine Bubble Diffusers
Bidder: Aquarius Technologies, LLC
Bidder's Address: 420 Technology Way, Suite D, Saukville, WI 53080

You are notified that Buyer has accepted your Bid dated 10/11/2021 for the above Contract, and that you are the Successful Bidder and are awarded a Contract for: Supply of Fine Bubble Diffusers.

The Contract Price of the awarded Contract is \$83,600.00 (Sales Tax will be paid by Buyer directly to WA State). Contract Price is subject to adjustment based on the provisions of the Contract, including but not limited to those governing changes, Unit Price Work, and Work performed on a cost-plus-fee basis, as applicable.

One unexecuted counterpart of the Agreement accompanies this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically.

Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 21 days of the date of receipt of this Notice of Award:

1. Deliver to Buyer two (2) copies counterparts of the Agreement, signed by Bidder (as Seller).
2. Deliver with the signed Agreement(s) the Contract security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Articles 2 and 6.
3. Other conditions precedent (if any): **None**

Failure to comply with these conditions within the time specified will entitle Buyer to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Buyer will return to you one fully signed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Buyer:

By (signature):



Name (printed):

Leana Kinley

Title:

City Administrator

Copy: Engineer

EJCDC® C-510, Notice of Award.

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and American Society of Civil Engineers. All rights reserved.

Page 1 of 1



Date: February 28, 2022

To: Ms. Leana Kinley
City of Stevenson
7121 E. Loop Road
PO Box 3771
Stevenson, WA 98648

Re: Aeration Basins
Stevenson, WA

Specification Section(s):
465133 Fine Bubble Diffusers

Addendum(s): 1

Aquarius Proposal No. 6518-19
Section 00 51 00 – Notice of Award
Aquarius Project No. 21-2584

Dated: October 11, 2021
Dated: December 6, 2021

Ms. Leana Kinley:

On behalf of Aquarius Technologies, LLC (Aquarius), thank you for the Order for the supply of the equipment and services for the subject project.

We are continuing to process this order with the understanding these actions do not constitute acceptance of the Purchase Order until Engineering Submittals including our exceptions/clarifications are approved.

Seller's Article 1. Escalation

Pricing is valid for 30 days. At time of order, escalation indicators shall be determined using the Producer Price Index (PPI) Guide for Price Adjustments based on mutually agreed upon commodity codes and percentage of equipment associated with each code. All proposals and orders are subject to escalation up to Release to Manufacture. Any delay at Purchaser's request for drawing approval, release for fabrication, and/or shipment(s) schedules outside of the agreed upon Project Schedule shall be subject to a proportionate increase in the total material costs. If shipment is delayed more than 30 days after equipment has been released to manufacture, equipment shall be built, billed and stored.

Seller's Article 2. Indemnification

Seller shall to the extent and proportion of its negligence, and to the fullest extent permitted by law, indemnify and hold the Contractor harmless for any claims, damages, suits or losses asserted by third

parties directly caused by Vendor's performance under the contract. Contractual Indemnity shall be satisfied at the end of the warranty period.

Seller's Article 3. Limitation of Liability

In no event shall the Vendor's liability exceed the purchase price of the equipment.

Seller's Article 4. Scope of Supply

Seller shall provide goods and/or services as stated in Seller's Proposal #6518-19 Dated 10/11/21.

Seller's Article 5. Schedule

Schedule shall be as mutually agreed upon by Buyer and Seller at time of release to manufacture.

Sellers Required Documentation:

Please provide a copy of the Performance and Payment Bond (and Tax Exemption Certificate).

The following documents are an integral part of this order:

- All Aquarius Technologies, LLC drawings
- Aquarius Proposal #6518-19 Dated 10/11/21 in its entirety

In accordance with the requirements of the Order, Aquarius requests the following modifications to the Project Terms and Conditions:

Section 00 52 00

AGREEMENT BETWEEN BUYER AND SELLER FOR PROCUREMENT CONTRACT

ARTICLE 2 – PROCUREMENT CONTRACT TIMES

2.01 A. Time of the Essence - Schedule shall be as mutually agreed upon by Buyer and Seller.

ARTICLE 5 – ASSIGNMENT OF PROCUREMENT CONTRACT

F.2 - Payment from Buyer to Seller shall not be contingent upon payment by others.

ARTICLE 5 – ASSIGNMENT OF PROCUREMENT CONTRACT

6.01 A. 7a. & b. - Performance and payment bonds shall not be provided by Seller.

All Aquarius Technologies, LLC drawings are an integral part of this order.

By signing below, these modifications to the Project Terms and Conditions will become an integral part of the Order.

Once Terms and Conditions have been agreed upon, please note that your contact for any future project-related questions or concerns will be our Director of Engineering, Kevin LaPean P.E., 262-268-1500 (main), 262-284-0112 (direct), 414- 807-3443 (mobile), klapean@aquariustechnologies.com.

Thank you again for the opportunity to work with you on this project. Please contact me if you have any questions.

Sincerely,

By:		By:	
Printed Name:	Lynette K. Hansen	Printed Name:	Scott Anderson
Title:	Contract Administrator	Title:	Mayer
Company:	Aquarius Technologies, LLC	Company:	City of Stevenson
Date:	February 28, 2022	Date:	3/3/22
Direct	(262) 284-0103		
E-mail	lhansen@aquariustechnologies.com		

cc: Aquarius Representative:

Goble Sampson
 John Simon
 425-392-0491 Direct
jsimon@goblesampson.com

INTERLOCAL AGREEMENT
BETWEEN THE CITY OF STEVENSON,
PORT OF SKAMANIA, AND PORT OF CASCADE LOCKS

This agreement made and entered into this ____ day of _____, 2022, by and between the CITY OF STEVENSON, a municipal corporation of the State of Washington, hereinafter sometimes referred to as “the City”, and PORT OF SKAMANIA, a municipal corporation of the State of Washington, and PORT OF CASCADE LOCKS, a public corporation of the State of Oregon.

Witness:

WHEREAS, RCW 39.34.010(1) provides any public agency in this state may contract with any other public agency in this state or another state for the mutual benefit of the agencies, provided each state authorizes such cooperative agreements, and

WHEREAS, the City of Stevenson and Port of Skamania County are municipal corporations of the state of Washington, and the Port of Cascade Locks is a public corporation of the State of Oregon, and

WHEREAS, RCW 39.34.010 and ORS 190.420 each authorize public entities to enter into interlocal agreements with another state,

NOW THEREFORE The parties hereby covenant and agree as follows:

1. The Port of Cascade Locks and the Port of Skamania request that the City perform Facilities Maintenance services for the Ports according to the reimbursement structure found in Schedule A of this agreement.
 - a. Facilities Maintenance services include, but is not limited to, landscaping maintenance, servicing cruise ships, collection and disposing of garbage, maintaining bathrooms, and related services.
 - b. The work schedule during daylight saving time for Facilities Maintenance services shall be as follows:
 - i. Saturday and Sunday, 8 hours each day for the Port of Skamania
 - ii. Monday, 8 hours for the Port of Cascade Locks
 - c. The work schedule outside of daylight-saving time for Facilities Maintenance services shall be as follows:
 - i. Monday, 8 hours for the Port of Cascade Locks
 - ii. Tuesday and Wednesday, 8 hours each day for the Port of Skamania
 - d. Requests for changes to the schedule above are made by contacting the Public Works Director at (509) 427-5970 or carolyn@ci.stevenson.wa.us.
 - e. Any other services that the Port of Cascade Locks or Port of Skamania may require shall be addressed to the City Administrator.
 - f. The City shall reference this Interlocal Agreement and determine reimbursements owed by the Port of Cascade Locks or Port of Skamania as detailed in Section 2.
2. The City’s hourly rate under Schedule A may be updated annually by the City Administrator, provided the rate is based on the actual cost of labor, equipment, rental, engineering, and materials used in completing the requested work. The labor rate will include costs for fringe benefits to labor, including, but not limited to, Social Security, retirement, industrial and medical aid costs, prorated sick leave, holidays, and vacation time and group medical insurance.

3. It is understood and agreed between the parties hereto that if either party is alleged to be negligent in its performance of this agreement, and those allegations result in a claim, loss, demand, action, or cause of action of any nature whatsoever, that party will defend and hold the other harmless from those allegations and any damages that may result. The parties further agree and have negotiated to hold the other harmless and to waive their respective immunities under the State Industrial Insurance Act (RCW Title 51) and to waive any similar immunity protection in the State of Oregon to the extent that an employee brings a claim or suit against the other non-employer agency for injuries occurring in the workplace while performing this act.
4. It is understood and agreed between the parties that this contract cannot be assigned, transferred or any portion subcontracted hereunder by the City without the prior written permission of the Port of Skamania and the Port of Cascade Locks.
5. The City, in performance of work under this contract shall abide by the provisions of RCW 39.34.030 and ORS 190.420 Interlocal Cooperation Acts of Washington and Oregon, respectively. In furtherance thereof, the parties state as follows:
 - a. Duration. The duration shall be as set forth in paragraph 6, below, or as otherwise agreed to by the parties pursuant to this Agreement.
 - b. Organization. No new entity will be created to administer this agreement.
 - c. Purpose. The purpose is to enable the Port of Skamania and the Port of Cascade Locks to utilize Facilities Maintenance services provided by the City of Stevenson.
 - d. Manner of Financing. The Port of Cascade Locks and the Port of Skamania intend to finance this agreement through allocations between General Fund revenue and enterprise funds as determined by their respective Executive Directors.
 - e. Termination of Agreement. The parties shall have the right to terminate this agreement as provided in paragraph 6, below.
 - f. Other. All terms are covered by this Agreement. No additional terms are contemplated.
 - g. Selection of Administrator. The City Administrator shall be the Administrator for this Interlocal Agreement.
 - h. Manner of Acquiring Property. This Agreement will not result in the acquisition of any property.
6. The term of this agreement shall be from the date of execution until December 31st, 2024, except that thirty (30) days written notice may be given to terminate the agreement by either party.

In Witness Whereof, the parties hereto have set their hands and seals the day and year first above written.

PORT OF SKAMANIA
WASHINGTON

CITY OF STEVENSON
STEVENSON, WASHINGTON

Executive Director

Mayor

PORT OF CASCADE LOCKS
OREGON

ATTEST:

Executive Director

City Clerk

APPROVED AS TO FORM:

By:
Port of Cascade Locks Attorney

Kenneth B. Woodrich, PC
City Attorney

SCHEDULE A-REIMBURSEMENT STRUCTURE

[To be included as independent attachment]



City of Stevenson

Planning Department

(509)427-5970

7121 E Loop Road, PO Box 371
Stevenson, Washington 98648

TO: City Council
FROM: Ben Shumaker
DATE: March 17th, 2022
SUBJECT: Zoning Code Amendment – SR District Setback Caveats

Introduction

The Planning Commission reviewed an application to amend the text of the Zoning Code (Attachment 1). The proposal addresses the rear and side yard setback requirements of the SR Suburban Residential District (Attachment 2). The Planning Commission established public involvement expectations for the review of the proposal at its October 11th, 2021 regular meeting, held a public hearing at its December 13th, 2021 regular meeting, and held a public workshop at its February 14th regular meeting.

After considering the proposal and the public involvement, the Planning Commission voted 2-1 (1 vacancy, 1 excused absence) to recommend City Council adoption of the request. The Planning Commission also recommends periodic amendment to the SR District Use Table to include a 2019 decision interpreting Self-Storage Units as a prohibited use. The recommendations are incorporated in Attachment 3 for City Council consideration. This is the second reading by the City Council and action on the application is possible.

Conscientious Public Involvement

To ensure any proposed changes to the Zoning Code incorporated public input and occurred within a manageable timeline, the Planning Commission's established a public involvement framework (Attachment 4) based on its bylaws. This framework involved 1) a public hearing on the proposal, 2) a press release about the proposal, and 3) a mailed flyer to each property owner within and adjacent to the SR District. The public hearing was advertised in the December 1st and 8th. printings of the *Skamania County Pioneer*. A "news in brief" about the discussion appeared in its December 1st printing. Flyers were mailed on December 1st and February 5th. The text of the original flyer was vague, based on an example from the bylaws and was printed on bright green paper stuffed into a white envelope. The text of the second flyer was specific and included links to the website. This flyer used white paper stuffed into a white envelope.

The Planning Commission received higher-than average turn-out at each meeting and more than average written comments on the proposal.

Prepared by,

Ben Shumaker
Community Development Director

Attachment

1. Application
2. Zoning Map
3. Draft Ordinance
4. Public Involvement Framework



ZONING CHANGE APPLICATION

PO Box 371 Stevenson, Washington 98648 Phone: (509)427-5970 Fax: (509)427-8202

Request: Intent to Rezone Map Boundary Change Text Amendment

Applicant/Contact: KATHRYN SIMPSON
Mailing Address: 1180 NW IMAN LOOP RD, STEVENSON WA 98648
Phone: 503-358-5174 Fax: _____
E-Mail Address (Optional): tammerkat@gmail.com

Property Owner: KATHRYN SIMPSON & TAMMY BRAATEN
Mailing Address: 1180 NW IMAN LOOP RD, STEVENSON, WA 98648
Phone: 503-358-5174 Fax: _____

If There are Additional Property Owners, Please Attach Additional Pages and Signatures as Necessary *

Subject Property Address (Or Nearest Intersection): 1180 NW Iman Loop Rd 98648
Tax Parcel Number: _____ Current Zoning: SR
Lot Size: _____ Proposed Zoning: SR w/footnote

Brief Narrative of Request: _____
We request a 5 foot setback for residential outbuildings that are both 12 ft in height or less and 200 sq ft in size or less, from the Rear Interior and Side interior property lines

Water Supply Source: City Sewage Disposal Method: Sewer

I/we hereby provide written authorization for the City to reasonably access to the subject property to examine the proposal and carry out the administrative duties of the Stevenson Municipal Code.

I/we hereby certify my/our awareness that application fees are non-refundable, there is no guarantee that a permit will be issued, and that any permit issued as a result of this application may be revoked if at any time in the future it is determined that the statements in support of this application are false or misleading.

Incomplete applications will not be accepted. • Please ensure that all submittals are included

Signature of Applicant: Kathryn Simpson Date: 9/13/2021

Signature of Property Owner: Kathryn Simpson & Tammy Braaten Date: 9/13/2021

For Official Use Only: Date Application Received _____ • Date Application Complete _____



SUBMIT TO:
City Hall
7121 NE Loop Road

Zoning Change Submittal Requirements

Zoning Amendments are permitted according to the criteria and procedures in SMC 17.48 and SMC 17.50. Zoning Amendments are reviewed by the Planning Commission, which makes a recommendation to the City Council.

The following information is required for all Zoning Change Applications. Applications without the required information will not be accepted. Site plans are to be prepared by a qualified professional, submitted on 8½"x11" or 11"x17" paper, and drawn to a standard engineering scale (e.g. 1"=10', 1"=20', ¼"=1', etc.).

- Application Fee (Amount: \$1500 Date: _____ Receipt #: _____)
 - Completed and Signed Zoning Change Application
 - Copies of the Property Title or Other Proof of Ownership
 - Descriptions of Any Existing Restrictive Covenants or Conditions
 - Two (2) Copies of a Site Plan, Clearly Showing the Following:
 - The Location and Dimensions of All Existing and Proposed Structures
 - A North Arrow and Scale
 - The Location and Dimensions of Any Drainfields, Public Utilities, Easements, Rights-of-Way or Streets within or Adjacent to Any Affected Lot
 - The Location and Dimensions of All Parking Areas
 - The Existing Zoning of All Adjacent Lands
 - A Letter Requesting the Desired Zoning Amendment and Stating the Reasons for the Request
 - A List of the Names and Mailing Addresses of All Property Owners Within 300 Feet of the Subject Property (Obtainable Through the Skamania County Assessor's Office)
- ALL PROPERTIES W/ SR DISTRICT

ZONING CHANGE APPLICATION

HIDDEN RIDGE SUBDIVISION, STEVENSON WA 98648

As homeowners in the Hidden Ridge Subdivision*, we request that the residential dimensional standards (setbacks) be changed to 5 feet for residential outbuildings that are both 12 ft in height or less and 200 sq ft in size or less. We request this change for the Rear, Interior lot and for the Side, Interior property lines. Under the current setbacks, the small size and various shapes of the lots make the addition of a small outbuilding, such as a shed, problematic.

After the footprint of the house is determined, there is a limited area left for a shed on these small lots, under the current setbacks. Several homeowners have steep terrain along their Rear lot line, and only have space on the side of their house for a shed. Given the current Side, Interior setbacks, they are left without any reasonable options. There are several lots that are pie shaped or with angled lot lines, making the placement of a shed under the current setbacks extremely limited**.

For these reasons, we believe that our request is reasonable and appropriate. Thank you for considering our request,

Kathryn Simpson & Tammy Braaten

Lot 5, Hidden Ridge Subdivision

*See attached list of Hidden Ridge property owners.

**See attached site example, and subdivision schematic.

REFERENCES

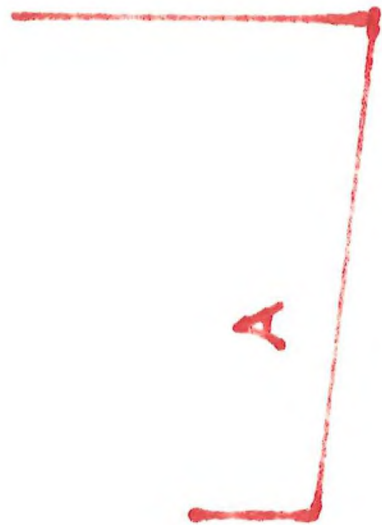
City of Stevenson-Code of Ordinances-Title 17. 17.15.060 Residential Dimensional Standards

Table 17.15.060-1

Footnote 1. 5 ft for residential outbuildings that are both 12 ft in height or less and 200 sq ft in size or less

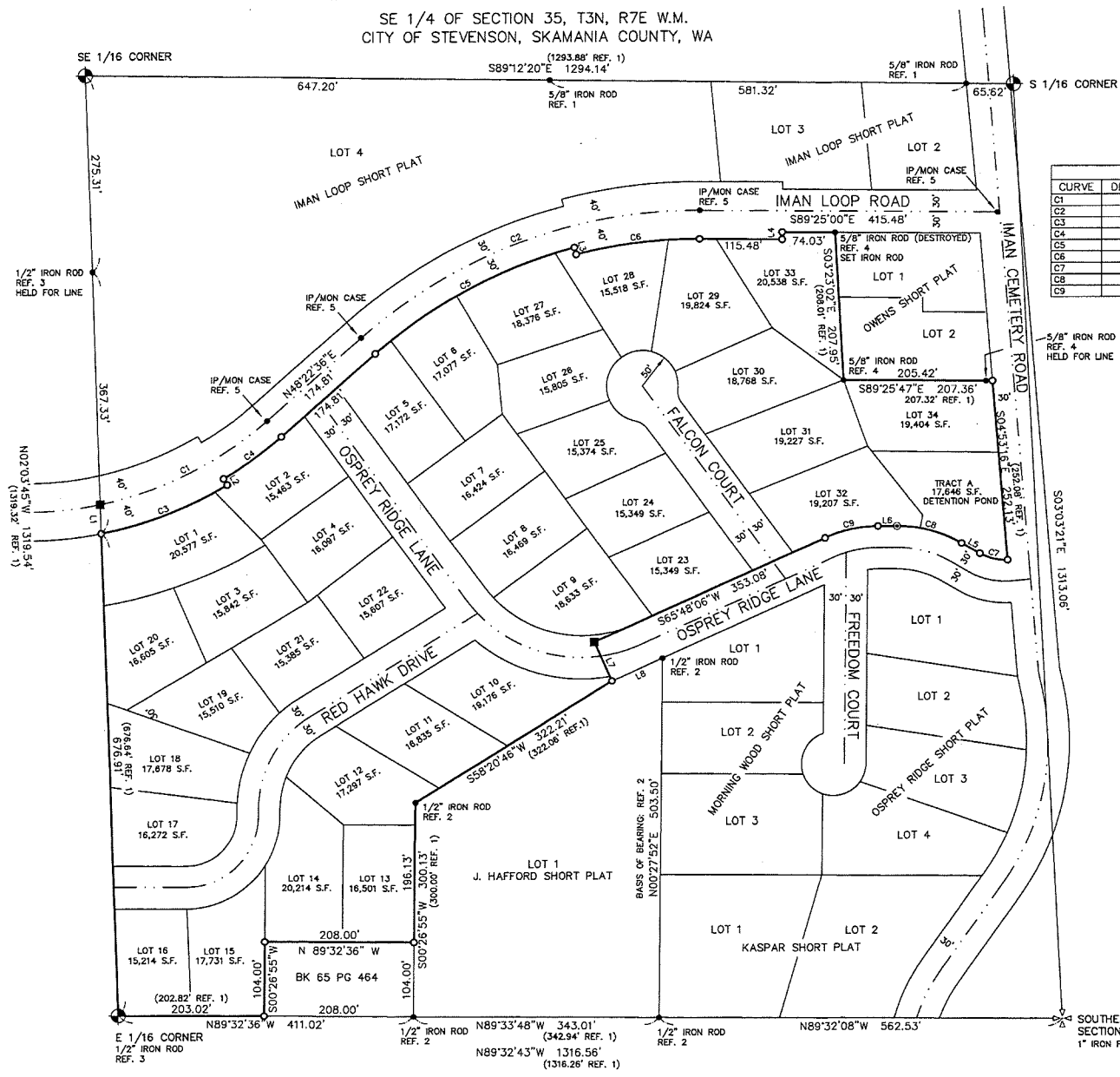
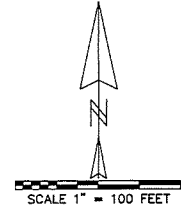
List of Property Owners Requesting Zoning Change

1. Kathryn Simpson & Tammy Braaten, 1180 NW Iman Loop Rd, Stevenson, WA 98648
2. Terri Crotteau, 1164 Iman Loop Rd, Stevenson, WA 98648
3. Linda Lawing, 1142 Iman Loop Rd, Stevenson, WA 98648
4. Janette Skarda & Chris Burzio, 3400 Cherry Dr, Hood River, OR 97031
5. Mary Shaima, PO Box 736, Stevenson, WA 98648
6. Patricia Price, PO Box 905, Stevenson, WA 98648
7. Julie Skarda & Ellen Byrne, 687 S. Elizabeth St, Maple Park, IL 60151
8. Hoby & Mariza Hansen, 146 NW Falcon Ct, Stevenson, WA 98648
9. Marsha Hamilton, PO Box 2, Stevenson, WA 98648
10. Anne Keese, 317 N 47th CIR, Camas, WA 98607
11. Gregg & Marcia Leion, 20638 Sierra Dr., Bend, OR 97701



HIDDEN RIDGE SUBDIVISION

SE 1/4 OF SECTION 35, T3N, R7E W.M.
CITY OF STEVENSON, SKAMANIA COUNTY, WA



CURVE TABLE						
CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
C1	30°06'08"	500.00	262.89	134.45	259.68	N63°24'41"E
C2	42°12'24"	700.00	515.65	270.15	504.07	S69°28'48"W
C3	20°01'49"	540.00	189.78	95.36	187.82	N69°10'13"E
C4	10°46'43"	530.00	99.70	50.00	99.56	N63°45'58"E
C5	27°06'12"	670.00	316.94	161.49	313.99	S61°55'42"W
C6	15°06'11"	660.00	173.98	87.50	173.47	S83°01'54"W
C7	32°32'36"	78.00	40.31	20.73	39.75	S78°29'42"E
C8	22°53'59"	180.00	94.25	48.23	93.17	N75°00'00"W
C9	24°11'54"	180.00	76.02	38.59	75.46	S77°54'03"W

LINE TABLE		
LINE	LENGTH	BEARING
L1	40.51	N02°03'45"W
L2	10.00	N32°29'40"W
L3	10.00	S14°31'12"E
L4	10.00	N00°30'01"E
L5	29.35	N60°00'01"W
L6	26.55	N90°00'00"W
L7	60.00	S24°11'54"E
L8	77.24	S65°48'06"W

LEGEND

- SET 5/8" X 30" IRON ROD WITH YELLOW PLASTIC CAP MARKED "WYEAST SURVEYS PLS 29288"
- SET BRASS SCREW IN ROCK
- FOUND MONUMENT AS NOTED
- CALCULATED POSITION



SHEET 2 OF 4

WYEAST SURVEYS
KEVIN DOWD
4399 WOODWORTH DRIVE
MT HOOD, OR 97041
(541) 352-6065

HIDDEN RIDGE SUBDIVISION

SE 1/4 OF SECTION 35, T3N, R7E W.M.
 CITY OF STEVENSON, SKAMANIA COUNTY, WA

LEGAL DESCRIPTION

LOT 1, IMAN LOOP SHORT PLAT, AFN 2006160461
 LOCATED IN THE SE 1/4 OF THE SE 1/4 OF SECTION 35
 TOWNSHIP 3 NORTH, RANGE 7 EAST OF THE WILLAMETTE MERIDIAN
 IN THE CITY OF STEVENSON, COUNTY OF SKAMANIA AND STATE OF WASHINGTON

SUBJECT TO:
 DEED BOOK 32 PAGE 331, RECORDED APRIL 4, 1949
 DEED BOOK 41 PAGE 99, RECORDED FEBRUARY 6, 1956
 DEED BOOK 62 PAGE 441, RECORDED DECEMBER 8, 1970
 DEED BOOK 122 PAGE 481, RECORDED MARCH 11, 1991
 DEED BOOK 207 PAGE 674, RECORDED MARCH 19, 2001
 AFN 2005159180, RECORDED OCTOBER 21, 2005
 AFN 2006160461, RECORDED FEBRUARY 3, 2006
 AFN 2015001790, RECORDED AUGUST 25, 2015

REFERENCES

1. IMAN LOOP SHORT PLAT, AFN 2006160461
2. J. HAFFORD SHORT PLAT, AFN 110935
3. BK 1, PG 146 OF SURVEYS
4. OWENS SHORT PLAT, AFN 2004151958
5. CRP 70-39 AND CRP 71-8
6. OSPREY RIDGE SHORT PLAT, AFN 2005159290
7. MORNING WOOD SHORT PLAT, AFN 2005159291

INDEX

- SHEET 1. NOTES, VICINITY MAP AND APPROVALS
 SHEET 2. PLAT BOUNDARY
 SHEET 3. LOTS 1-4 AND LOTS 10-22
 SHEET 4. LOTS 5-9 AND LOTS 23-34

THIS SUBDIVISION COMPLIES WITH CITY REQUIREMENTS AND IS APPROVED SUBJECT TO ANY SPECIAL CONDITIONS INSCRIBED HEREON AND SUBJECT TO BEING RECORDED WITH THE SKAMANIA COUNTY AUDITOR'S OFFICE.

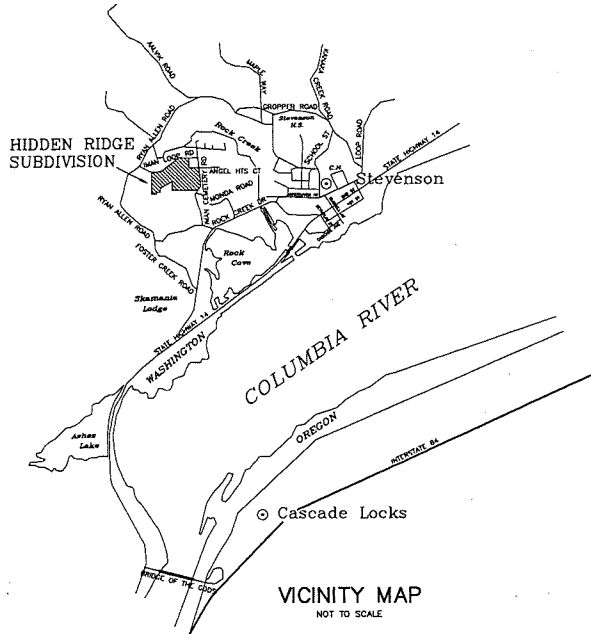
SPECIAL CONDITIONS

DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR HIDDEN RIDGE
 RECORDED MAY 18, 2007 AS AFN 2007166154

ROADWAY/DRAINAGE MAINTENANCE AGREEMENT
 RECORDED NOVEMBER 13, 2017 AS AFN 2017002369
 AGREEMENT BETWEEN LOTS 29 AND 33

ROADWAY/DRAINAGE MAINTENANCE AGREEMENT
 RECORDED NOVEMBER 13, 2017 AS AFN 2017002370
 AGREEMENT BETWEEN LOTS 13 AND 14

ROADWAY/DRAINAGE MAINTENANCE AGREEMENT
 RECORDED NOVEMBER 13, 2017 AS AFN 2017002371
 AGREEMENT BETWEEN LOTS 3, 19, 20 AND 21



NOTES

PLAT AREA = 16.101 ACRES
 PUBLIC EASEMENTS ARE AS NOTED. ALL OTHER EASEMENTS ARE PRIVATE.

LAMPLIGHT CAPITAL AND ASSET MANAGEMENT, LLC, A TEXAS LIMITED LIABILITY COMPANY, AS VESTED OWNER CERTIFIES AND ACKNOWLEDGES A TWO (2) YEAR WARRANTY ON ALL HIDDEN RIDGE INFRASTRUCTURE FROM DATE OF PLAT RECORDING.

EACH INDIVIDUAL LOT TO PROVIDE TWO (2) OFF STREET PARKING SPACES EXCEPT FOR LOTS 1, 2, 6, 27, 33 AND 34 WHICH ARE TO PROVIDE FOUR (4) OFF STREET PARKING SPACES.

HOMEOWNERS ASSOCIATION SHALL BE RESPONSIBLE FOR ALL REPAIRS AND MAINTENANCE OF THE STORM WATER SYSTEM, INCLUDING TRACT "A" DETENTION POND, IF THE CITY PERFORMS ANY REPAIRS OR MAINTENANCE ON THE SYSTEM, THE OWNER, ASSOCIATION AND SUCCESSORS AGREE IT SHALL BE PERMITTED TO FIX A SYSTEM MAINTENANCE CHARGE TO THE HOMEOWNERS CONTRIBUTING STORM WATER TO THE SYSTEM AS PROVIDED IN RCW 35.67.190.

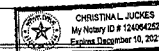
HOMEOWNERS ASSOCIATION SHALL BE RESPONSIBLE FOR ALL REPAIRS AND MAINTENANCE OF THE PEDESTRIAN WALKWAY AND ROCK WALLS WITHIN THE PUBLIC SIDEWALK EASEMENT LOCATED IN LOTS 26, 27 AND 28.

We, owners of the described tract of land hereby declare and certify this Plat to be true and correct to the best of our abilities, and that this subdivision has been made with our free consent and in accordance with our desires. Further we dedicate Osprey Ridge Lane, Falcon Court, Red Hawk Drive, Tract A and all public easements as identified on this plat (Sheets 1 through 4) to the use of the public forever and waive all claims arising from the construction and maintenance of said roads. Furthermore we warrant easements shown for their designated purposes.

Christina L. Jukes 1/8/18
 CHAT BOTON, PRESIDENT-REAL ESTATE Date
 LAMPLIGHT CAPITAL AND ASSET MANAGEMENT, LLC
 A TEXAS LIMITED LIABILITY COMPANY

This is to certify that on the 4th day of January, 2018 Before me personally appeared: *Christina L. Jukes*
 To me known to be the individual(s) described in and who executed the foregoing instrument and acknowledged to me that they signed the same as their free and voluntary act for the use and purpose set forth herein.

Christina L. Jukes
 Notary Public in and for the State of Texas



I hereby certify that the city road abutting the proposed subdivision is of sufficient width to meet current city standards without requiring additional right of way and that road right of ways upon or abutting the proposed subdivision are of sufficient width to assure maintenance and to permit future utility installations. I further certify that the proposed private roads meet current city standards and that city water and sewer services are available to the proposed subdivision.

Chris Wamb 2/5/18
 Public Works Director Date

03073544080000

I hereby certify that the taxes and assessments have been duly paid, discharged or satisfied in regard to the lands involved with the proposed subdivision.

PD MEIN 2/6/18
 2/6/18 Date
Paul G. Mein
 Skamania County Treasurer

X 1/30/18
 City Clerk/ Treasurer Date

This subdivision complies with City requirements and is approved subject to property being recorded with the Skamania County Auditor's office.

Kevin Dowd 01/26/18
 Mayor, City of Stevenson Date

I, Kevin Dowd, registered as a land surveyor by the State of Washington certify that this plat is based on an actual survey of the land described herein, conducted by me or under my supervision during the period of April 2007 through October 2007, that the distances, courses and angles are shown hereon correctly, and that monuments other than those approved for setting at a later date, have been set and lot corners staked on the ground as depicted on the plat.

Kevin Dowd 12-11-17
 Registered Professional Land Surveyor PLS NO. 29288 Date

STATE OF WASHINGTON
 COUNTY OF SKAMANIA

I hereby certify that the within instrument of writing Lamplight Capital and Asset Management, LLC
 by *Lamplight Capital and Asset Management, LLC*
 on *02-06-18* at *11:57 AM*

was recorded in Auditor's File No. *2018000254*

Robert Waymire
 Recorder of Skamania County, Washington
Robert Waymire
 County Auditor

SHEET 1 OF 4

WYEAST SURVEYS
 KEVIN DOWD
 4399 WOODWORTH DRIVE
 MT HOOD, OR 97041
 (541) 352-6065

B. Exceptions. The following exceptions are permitted to the standards of Table 17.15.050-1:

1. Properties receiving approval to deviate from standards according to SMC 17.38 - Supplementary Provisions.
2. Properties obtaining variance approval in accordance with SMC 17.46 - Adjustments, Variances, and Appeals.
3. Properties receiving modification approval in accordance with SMC 17.17 - Residential Planned Unit Developments.
(Ord. No. 1103, § 5, 2-16-2017; Ord. No. 1104, § 3.B,C, 6-15-2017)

17.15.060 Residential dimensional standards.

A. Compliance Required. All structures in residential districts must comply with:

1. The applicable dimensional standards contained Table 17.15.060-1: Residential Dimensional Standards.
2. All other applicable standards and requirements contained in this title.

Table 17.15.060-1: Residential Dimensional Standards						
District	Maximum Height of Building	Front	Minimum Setbacks			
			Side, Interior	Side, Street	Rear, Interior Lot	Rear, Through Lot
R1	35 ft	20 ft	5 ft	15 ft	20 ft ¹	20 ft
R2	35 ft	20 ft	5 ft	15 ft	20 ft ¹	20 ft
R3	35 ft	15 ft	5 ft ²	15 ft	20 ft ¹	20 ft
MHR	35 ft	30 ft	15 ft	20 ft	20 ft ¹	20 ft
SR	35 ft	30 ft	15 ft	20 ft	20 ft	20 ft

~~1~~ 1-5 ft for residential outbuildings that are both 12 ft in height or less and 200 sq ft in size or less

2-A 10-foot setback is required when adjacent to an R1 or R2 district.

B. Exceptions. The following exceptions are permitted to the standards of Table 17.15.060-1:

1. Properties receiving approval to deviate from standards according to SMC 17.38 - Supplementary Provisions.
2. Properties obtaining variance approval in accordance with SMC 17.46 - Adjustments, Variances, and Appeals.

Receipt: 8197 09/13/2021
Acct #: 25038 COPY
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees
Memo: ZON2021-01 Simpson etal
Zoning Text Change

ZON2021-01 Simpson etal	50.00
Zoning Text Change-Braaten/Simpson	
Non Taxed Amt:	<u>50.00</u>
Total:	50.00
Chk: 7997	<u>50.00</u>
Ttl Tendered:	50.00
Change:	0.00

Issued By: Mary C.
09/13/2021 13:58:25

Receipt: 8198 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal 150.00
Zoning Text
Change-Crotteau

Non Taxed Amt: 150.00

Total: 150.00

Chk: 1003 150.00

Ttl Tendered: 150.00

Change: 0.00

Issued By: Mary C.
 09/13/2021 13:59:27

Receipt: 8199 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal	100.00
Zoning Text Change-Lawing	
Non Taxed Amt:	<u>100.00</u>
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Ttl Tendered:	100.00
Change:	0.00

Issued By: Mary C.
 09/13/2021 14:00:39

Receipt: 8200 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal 150.00
Zoning Text Change-Skarda

Non Taxed Amt: 150.00

Total: 150.00

Chk: 1604 150.00

Ttl Tendered: 150.00

Change: 0.00

Issued By: Mary C.
 09/13/2021 14:01:48

Receipt: 8201 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal 150.00
Zoning Text
Change-Shaima

Non Taxed Amt: 150.00

Total: 150.00

Chk: 1094 150.00

Ttl Tendered: 150.00

Change: 0.00

Issued By: Mary C.
 09/13/2021 14:02:37

Receipt: 8202 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal	150.00
Zoning Text Change-Price	
Non Taxed Amt:	<u>150.00</u>
Total:	150.00
Chk: 235	<u>150.00</u>
Ttl Tendered:	150.00
Change:	0.00

Issued By: Mary C.
 09/13/2021 14:03:22

Receipt: 8203 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal	150.00
Zoning Text Change-Skarda	
Non Taxed Amt:	<u>150.00</u>
Total:	150.00
Chk: 9331	<u>150.00</u>
Ttl Tendered:	150.00
Change:	0.00

Issued By: Mary C.
 09/13/2021 14:04:00

Receipt: 8204 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal 150.00
Zoning Text
Change-Hansen

Non Taxed Amt: 150.00

Total: 150.00

Chk: 5007 150.00

Ttl Tendered: 150.00

Change: 0.00

Issued By: Mary C.
 09/13/2021 14:04:45

Receipt: 8205 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal	150.00
Zoning Text Change-Hamilton	
Non Taxed Amt:	<u>150.00</u>
Total:	150.00
Chk: 171	<u>150.00</u>
Ttl Tendered:	150.00
Change:	0.00

Issued By: Mary C.
 09/13/2021 14:05:31

Receipt: 8206 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal	150.00
Zoning Text Change-Keesee	
Non Taxed Amt:	<u>150.00</u>
Total:	150.00
Chk: 103	<u>150.00</u>
Ttl Tendered:	150.00
Change:	0.00

Issued By: Mary C.
 09/13/2021 14:06:10

Receipt: 8207 09/13/2021
Acct #: 25038
City Of Stevenson
7121 E. Loop Rd.
PO Box 371
Stevenson, WA 98648
(509) 427-5970

Planning Permits

Stevenson, WA 98648

Planning Fees

Memo: ZON2021-01 Simpson etal
 Zoning Text Change

ZON2021-01 Simpson etal	150.00
Zoning Text Change-Leion	
Non Taxed Amt:	<u>150.00</u>
Total:	150.00
Chk: 127	<u>150.00</u>
Ttl Tendered:	150.00
Change:	0.00

Issued By: Mary C.
 09/13/2021 14:07:01



Zoning Map

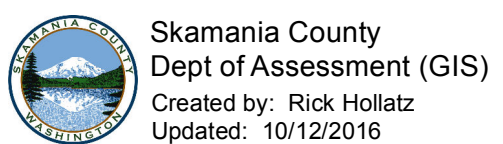
City of Stevenson

- Commercial (C1)
- Education District (ED)
- Commercial Recreation (CR)
- Light Industrial (M1)
- Public Use and Recreation (PR)
- Single Family Residential (R1)
- Two Family Residential (R2)
- Multi-Family Residential (R3)
- Multi-Family Residential Overlay (R3)
- Suburban Residential (SR)

- Stream
- Parcel
- City Limits
- Urban Area

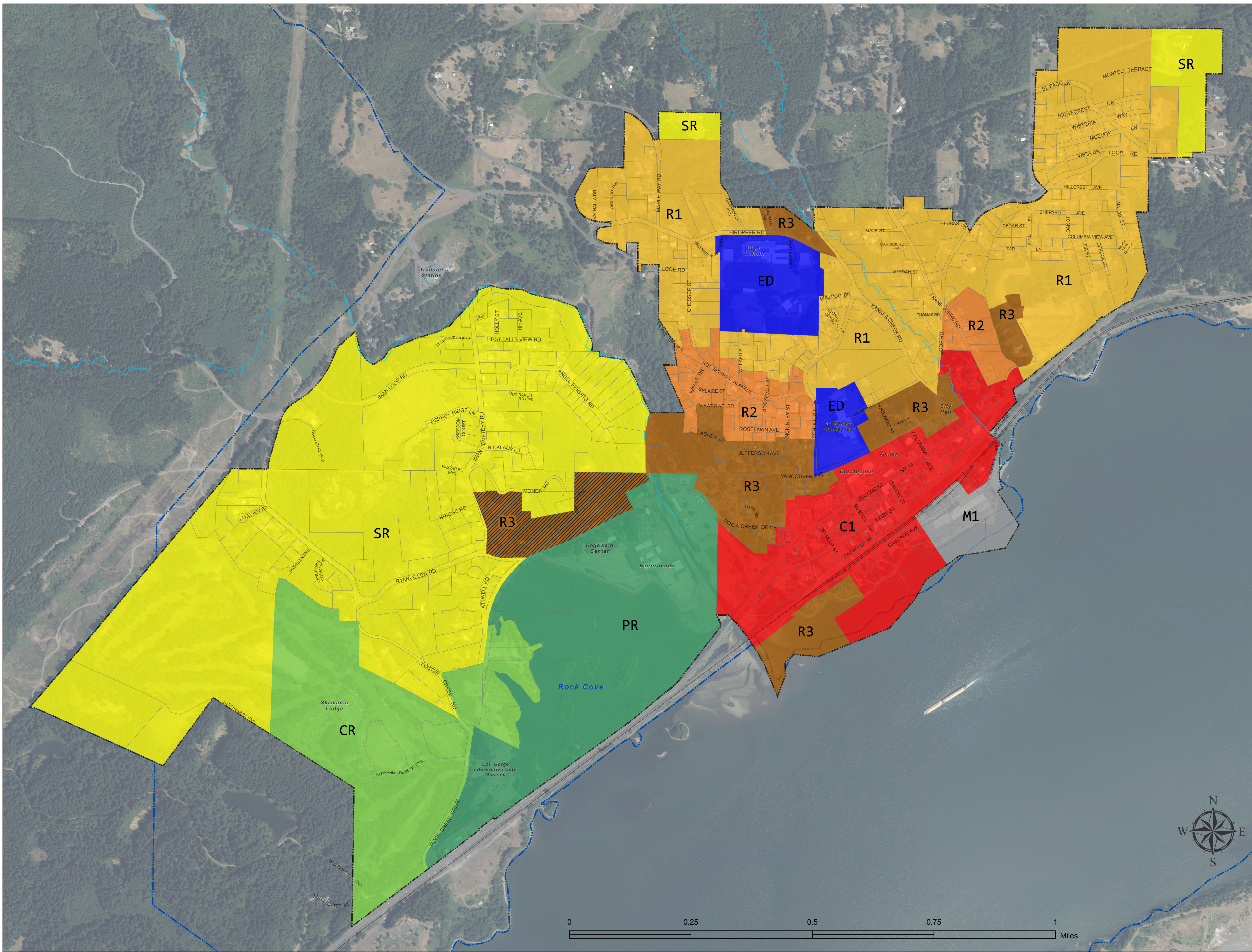
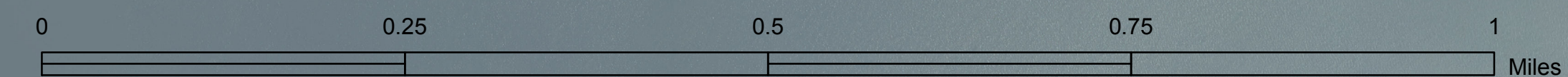
Mayor _____	Date _____
Clerk - Treasurer _____	Date _____
Attorney _____	Date _____

Notes:
 When Printed to ANSI D (22"x34"): 1 inch = 500 feet
 Absolute scale: 1:6,000
 Aerial Photo Date: 7/6/2015
 Projected Coordinate System: NAD 1983 HARN StatePlane
 Washington FIPS 4602 Feet
 Projection Name: Lambert Conformal Conic
 Planar Units: US Survey Feet



Skamania County
 Dept of Assessment (GIS)
 Created by: Rick Hollatz
 Updated: 10/12/2016

DISCLAIMER: This map product was prepared by Skamania County and is for information purposes only. It may not have been prepared for, or be suitable for, legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.



The Call to Act
Suburban Residential Setback Caveats



Conscientiously Select Public Involvement Methods

Define The Issue

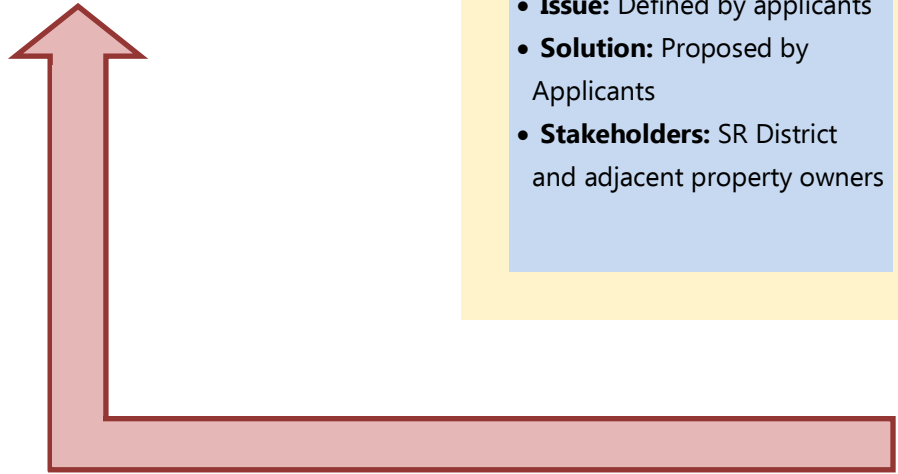
- **Issue:** Defined by applicants
- **Solution:** Proposed by Applicants
- **Stakeholders:** SR District and adjacent property owners

Inform, Educate, and Reach-Out to Public

- **Targeted postcards to property owners** (Postmarked 12/1 & 2/5)
- **Newspaper Press Release/ Information** (Printed 12/1)

Engage Stakeholders

- **PC Public Hearing** (Notice published 12/1 & 12/8. Held 12/13)
- **PC Public Workshop** (Held 2/14)
- **CC Meeting** (Held 2/17)



Refine

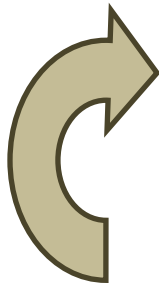
[2019 Interpretation Incorporated in February]

Check-In

[2019 Interpretation Referenced in 2/5 Flyer]

Decide

- **PC Recommendation: 2/14**
- **CC Adoption 2/17 or 3/17**



Dear Stevenson City Council,

Before I begin, I would like to acknowledge my previous statement to this council in opposition to the proposal to change the setback regulations currently in place for the city of Stevenson's SR Zoning District. I will defer reiterating too much of that statement during this session. I would, however, like to iterate some salient points that should be a part of city records in conjunction with this proposal and my respective objection.

I acknowledge the inclination for this council to take the City's Planning Committee recommendations in implementing changes to existing codes and regulations. I further acknowledge that this is generally prudent. It affirms that committee's authority and expertise. It should not go unnoticed, however, that Planning has stipulated that this recommendation came to council on a 2 to 1 vote (its committee having one vacant seat and one absence). The dissenting vote outlined some of the concerns I make in this statement.

The existing SR Zoning District's setback provisions have been in place for many years. No one has really asked why. They were put in place when the Hidden Ridge, Osprey Ridge and Morning Wood plats were conceived. The vision entailed the construction of sidewalks, city street lights, and underground utilities which include city sewer, city water, natural gas, as well as conduits for broadband cabling. The intent in adopting the city's dimensional standards currently in place for our development (as I have previously stated) was to ensure a quality standard that would negate development and intrusion both physically and visually of buildings that would take away from the aesthetic quality and appearance of our neighborhood. Neighbors should not have to look at 12ft high structures in their backyards across a 6ft fence line. The fact remains, these regulations were appropriately adopted by our city. They were in place before any home was even built in the Hidden Ridge Development. They were in force when my wife and I built our shed. They were in place when other sheds were constructed on Freedom Court. In fact, one neighbor actually paid good money to have his shed relocated because its original construction was not in compliance with these setback regulations.

I would like to point out that it is the city's responsibility to enforce its own regulations. It is not the responsibility of any individual homeowner to monitor their neighbors. The city has inadvertently pitted homeowner against homeowner in this omission. Homeowners seeking relief from such regulations need to petition the city in writing for waiver, variance, or exclusion BEFORE any construction begins (city code 2.14.050).

We find ourselves in a very precarious situation because neighbors have not availed themselves of the city's requirements, and the city has done nothing to enforce them.

Code Enforcement Services as outlined on the city's website...**responds to concerns from citizens that affect the quality of life within the city, such as zoning, overgrown lots or yards, inoperative vehicles, maintenance of structures, illegal signs, and public nuisances. Systematic inspections are also performed throughout the city to ensure properties are in compliance with the city code.**

Sheds continue to be constructed in violation of these setback requirements, one in particular not even given the 5ft setback proposed in the changes before you. Instead, we are being asked to make a blanket accommodation for those violations and all future construction of a similar nature.

One of our neighbors even felt compelled to sell their house and move because of improprieties committed by the city. They made a simple inquiry to the city regarding these setback provisions. The city then notified homeowners that they had received a “complaint” from this neighbor...telling them who it was. This is a city matter that should have been handled by Code Enforcement discreetly. This individual was even referenced in the city’s planning meeting on February 14, 2022. There were emails circulating the neighborhood, and I even heard a rumor of a go-fund-me page for one neighbor to seek relief in the event they had to move their shed.

To conclude my statement, I would like to simply say the city needs to do more in terms of enforcing existing city codes rather than changing them to meet the requirements of a few. As I have previously stated at the City Council Meeting on February 17, 2022, there is no need to change the city’s setback requirements for the SR Zoning District. They are in place for a reason, and we have provisions in place should any constituent choose to petition the city for relief. It would be my hope that affected homeowners, whose structures are already constructed, be granted relief from the city as long as affected adjacent property owners have no objection. Barring that, homeowners should not be allowed to use ignorance of any such code as an excuse to abrogate the city’s agreements and implied contracts with existing constituents that choose to abide by them.

Respectfully submitted,
Chuck Oldfield
81 NW Osprey Ridge Lane
Stevenson, WA 98648

**CITY OF STEVENSON
ORDINANCE 2022-1180**

AMENDING THE STEVENSON ZONING CODE (SMC TITLE 17); RELAXING RESTRICTIONS ON THE SITING OF SMALL ACCESSORY STRUCTURES AND PROHIBITING SELF-STORAGE UNITS IN THE SR SUBURBAN RESIDENTIAL DISTRICT.

WHEREAS, in September, 2021 the City received an application from 11 property owners in the SR Suburban Residential District requesting to relax the side and rear setback requirements for small accessory buildings in the zone; and

WHEREAS, the application proposed allowing residential outbuildings which are both 12 feet in height or less and 200 square feet in size or less to locate no closer than 5 feet from rear and interior side property lines; and

WHEREAS, the City already allows such buildings at such locations in the City's 4 other residential districts; and

WHEREAS, the following use interpretation conducted under SMC 17.12.020 has been reviewed for inclusion as a periodic amendment in this ordinance: ZON2019-02 related to Self-Storage Units in the SR Suburban Residential District; and

WHEREAS, staff has proposed correction of 2 scrivener's errors in the Residential Districts Use Table; and

WHEREAS, this ordinance is adopted under the City's municipal authority under RCW 35A.63.100; and

WHEREAS, the City Planning Commission provided notice and held a public hearing prior to adoption of this ordinance pursuant to RCW 35A.63.070; and

WHEREAS, the City has reviewed the provisions of this ordinance according to the State Environmental Policy Act and determined it is exempt from threshold determination requirements under WAC 197-11-800; and

AND WHEREAS, the Stevenson City Council finds that the best interests of the public health, safety and welfare would be served by the amendments herein,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF STEVENSON, STATE OF WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1 – Chapter 17.15 – “Residential Districts” shall be amended by deleting the ~~struck-through~~ text and adding the underlined text as shown in Exhibit 'A'. The amendments occur in the General Sales or Service Uses of SMC Table 17.15.040-1:

“Residential Districts Use Table” and by applying 2 notes in the SR row of SMC Table 17.15.060-1: “Residential Dimensional Standards”. All other provisions of Chapter 17.15 shall remain in effect without amendment.

Section 2 – This ordinance affects Title 17 of the Stevenson Municipal Code only insofar as set forth herein. All other provisions of Title 17 shall remain in full force and effect, and that where the provisions of this ordinance are the same as the provisions they replace, the provisions of this ordinance shall be interpreted as a continuation of those previous provisions and not as a new enactment.

Section 3 – If any section, subsection, sentence, clause, phrase, or other portion of this Ordinance, or its application to any person, is, for any reason, declared invalid, in whole or in part by any court or agency of competent jurisdiction, said decision shall not affect the validity of the remaining portions hereof.

Passed by a vote of _____ at the City Council meeting of _____, 2022.

SIGNED:

ATTEST:

Scott Anderson
Mayor of Stevenson

Leana Kinley
Clerk/Treasurer

APPROVED AS TO FORM:

Kenneth B. Woodrich
City Attorney

Chapter 17.15 - RESIDENTIAL DISTRICTS

Table 17.15.040-1 Residential Districts Use Table					
Use	R1	R2	R3	MHR	SR
General Sales or Service Uses					
Electric Vehicle Station					
Restricted Access, Gradual Charging EV Station	A	A	A	A	A
Restricted Access, Rapid charging <u>Charging</u> EV Station	C	C	C	C	C
Public Access, Gradual Charging EV Station	—	—	C	—	—
Street-Side Access, Gradual Charging EV Station	—	—	C	—	—
Retail and wholesale sales of agricultural and animal products raised or produced on the premises	—	—	—	—	A
<u>Rental Operations</u>	=	=	=	=	=
<u>Self-Storage Units</u>	=	=	=	=	X
Professional Office	—	C	C	—	—
Veterinarian	—	—	—	—	C
Child Day Care Facility					
Family Day Care Home	P	P	P	P	P
Mini-Day Care Center	C	C	C	C	C
Child Day Care Center	—	C	C	C	C
Home Occupation	A	A	A	A	A

1-Conditional use permits for Multi-Family Dwellings which exceed the maximum number of dwelling units allowed in SMC Table 17.15.050-1 are only considered when submitted as part of an R-PUD proposal under SMC 17.17 - Residential Planned Unit Developments.

2-A conditional use permit is only required for a temporary emergency, construction or repair residence after the expiration of the initial 6-month grace period.

3-Up to 4 residential outbuildings on a property is considered an accessory Use. When at least 4 residential outbuildings already exist on a lot then an additional residential outbuilding is considered a conditional use. During the conditional use review process, the planning commission may establish size, serial proliferation and other limitations on such buildings.

4-A residential outbuilding that is subordinate to the main use on the lot is considered an accessory use. A residential outbuilding which is not subordinate to the main use on the lot is considered a conditional use. During the conditional use review process, the planning commission may establish size, serial proliferation and other limitations on such buildings.

5-Despite the general exclusion of overhead elements from this use category, any utility or communication facility in the MHR district with an overhead element greater than 35 feet is considered a conditional use.

6-See also SMC 17.36-WW Wind/Wireless Overlay District.

7-In granting a conditional use request for farm animals in the R1 district, the planning commission shall find, at a minimum, that the proposal is compliant with the performance standards in SMC 17.40.095.

8-Townhomes in the R2 District are subject to review according to the density and parking requirements of the R3 Multi-Family Residential District and shall connect to the municipal sewer system.

17.15.060 - Residential dimensional standards.

Table 17.15.060-1: Residential Dimensional Standards	
	Minimum Setbacks

Exhibit A- Amendment to SMC 17.15

District	Maximum Height of Building	Front	Side, Interior	Side, Street	Rear, Interior Lot	Rear, Through Lot
SR	35 ft	30 ft	15 ft ¹	20 ft	20 ft ¹	20 ft

1- 5 ft for residential outbuildings that are both 12 ft in height or less and 200 sq ft in size or less

2- A 10-foot setback is required when adjacent to an R1 or R2 district.

3- See also SMC 17.15.130(B)(3).

4- However, no structure shall be located within a pedestrian visibility area [SMC 17.10.632].



City of Stevenson

Planning Department

(509)427-5970

7121 E Loop Road, PO Box 371
Stevenson, Washington 98648

TO: City Council
FROM: Ben Shumaker
DATE: March 17th, 2022
SUBJECT: Shoreline Master Program—Recommended Draft

Introduction

The Stevenson Planning Commission and Shoreline Advisory Committee recommend adoption of the ordinance attached to this memo. This ordinance would amend Stevenson Municipal Code (SMC) Chapter 18.08 – Shoreline Management and adopt a new Shoreline Master Program (SMP).

Background

The amendment and new SMP are required of the City by the State. In December 2018, the City Council authorized approval of SMC amendment and SMP drafts subject to review and approval by the Department of Ecology. The Department of Ecology issued its approval in January 2022 along with 25 required changes and an additional 33 recommended changes. In February 2022, the City Council held a public hearing on proposed program along with Ecology's required and recommended changes. The City accepted written comments between February 9th and March 14th, 2022. At 2 meetings in March 2022, the recommended changes were reviewed by the Shoreline Advisory Committee and Planning Commission in detail. These groups also reviewed the record of the City Council hearing and all written comments submitted prior to making their recommendations.

Draft Ordinance

For full detail on the changes made to the 2018 City Council authorized draft, see the Planning Commission packet from March 14th, 2022. The attached draft ordinance includes clean copies of the SMC and SMP as recommended by the Planning Commission (by a vote of 3-0). There are no additional steps required for this review, and the City Council can act of the Planning Commission's recommendation at tonight's meeting

Prepared by,

Ben Shumaker
Community Development Director

Attachment

- Draft Ordinance 2022-1181 (Includes SMC 18.08 and SMP) (110 pages)
- Public Comment Response Summary (3 pages)

**CITY OF STEVENSON
ORDINANCE 2022-1181**

**CONCERNING THE SHORELINE MASTER PROGRAM
COMPREHENSIVE UPDATE AND PERIODIC REVIEW
REQUIRED BY RCW 90.58.080.**

WHEREAS, the Shoreline Management Act (SMA) requires the City of Stevenson (City) to develop and administer a Shoreline Master Program (SMP); and

WHEREAS, RCW 90.58.080(2) requires the City to adopt a comprehensive SMP update RCW 90.58.080(4) requires the City to periodically review and, if necessary, revise the SMP; and

WHEREAS, the comprehensive update and review processes are intended to bring the SMP into compliance with requirements of the SMA or state rules that have been added or changed since the last SMP amendment, ensure the SMP remains consistent with amended comprehensive plans and regulations, and incorporate amendments deemed necessary to reflect changed circumstances, new information, or improved data; and

WHEREAS, on December 20, 2018, the City adopted Resolution 2018-0322 which catalogued compliance with the SMA and applicable state guidelines (WAC 173-26) and which forwarded to Ecology the *City of Stevenson Shoreline Master Program* dated December 2018 and amendments to SMC 18.08 – Shoreline Management dated December 2018 with a recommendation to adopt with or without changes; and

WHEREAS, on January 21, 2022, Ecology approved the City’s submittals subject to specifically identified required changes and further recommended specifically-identified changes; and

WHEREAS, the City published a legal notice in *The Skamania County Pioneer* on February 9 and 16, 2022 for a public hearing on the required and recommended changes, including a statement that the hearing was intended to address the comprehensive update and periodic review in accordance with WAC 173-26-090(3)(c)(ii); and

WHEREAS, the City Council took public testimony on the proposal at a public hearing on February 17, 2022; and

WHEREAS, the Planning Commission and Shoreline Advisory Committee reviewed the public testimony and written comments on the required and recommended changes and suggested revisions; and

WHEREAS, the Planning Commission recommended approval of the proposed revisions and forwarded to the City Council for review and adoption on March 17, 2022; and

WHEREAS, the after considering all public comments and evidence, the City Council determined that the proposed amendments comply with all applicable laws and rules;

AND WHEREAS, this completes the City’s required process for comprehensive update and periodic review in accordance with RCW 90.58.080 and applicable state guidelines (WAC 173-26).

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF STEVENSON, STATE OF WASHINGTON DO ORDAIN AS FOLLOWS:

- Section 1** – Ordinance 698 shall be repealed in its entirety and SMC Chapter 18.08 – “Shoreline Management” shall be amended by deleting the text of all current sections and replacing them with the text shown in Exhibit ‘A’.
- Section 2** – Exhibit ‘B’ shall be adopted as the document referred to as the Stevenson Shoreline Master Program in Exhibit ‘A’ under SMC 18.08.020.
- Section 3** – This ordinance affects Title 18 of the Stevenson Municipal Code only insofar as set forth herein. All other provisions of Title 18 shall remain in full force and effect, and that where the provisions of this ordinance are the same as the provisions they replace, the provisions of this ordinance shall be interpreted as a continuation of those previous provisions and not as a new enactment.
- Section 4** – If any section, subsection, sentence, clause, phrase, or other portion of this Ordinance, or its application to any person, is, for any reason, declared invalid, in whole or in part by any court or agency of competent jurisdiction, said decision shall not affect the validity of the remaining portions hereof.

Passed by a vote of _____ at the City Council meeting of _____, 2022.

SIGNED:

ATTEST:

Scott Anderson
Mayor of Stevenson

Leana Kinley
Clerk/Treasurer

APPROVED AS TO FORM:

Kenneth B. Woodrich
City Attorney

Title 18 – Environmental Protection

SMC 18.08 Shoreline Management

SMC 18.08.010 Administration Authorized.

- A. The “Shoreline Administrator” or “Administrator” or that person’s designee, is hereby vested with:
 - 1. Overall responsibility for administering this chapter in compliance with the Shorelines Management Act of 1971 (SMA).
 - 2. Authority to issue Minor Project Authorizations in accordance with the policies and provisions of this chapter.
 - 3. Authority to issue Shoreline Substantial Development Permits for limited utility extensions or construction of bulkheads in accordance with WAC 173-27-120 and the policies and provisions of this chapter.
 - 4. Authority to issue written administrative interpretations of this chapter after consultation with the Department of Ecology.
 - 5. Authority to make recommendations to the Planning Commission on the review and issuance of shoreline permits.
- B. The City of Stevenson Planning Commission is hereby vested with:
 - 1. Authority to issue shoreline permits as required herein. “Shoreline permits” include Shoreline Substantial Development Permits, Shoreline Conditional Use Permits, and Shoreline Variances.

SMC 18.08.020 Shoreline Master Program and Map Adoption.

- A. There is made a part of this chapter a management plan which shall be known as the “Stevenson Shoreline Master Program” or “SMP,” adopted [codifiers to enter date], as well as a map which shall be officially known as the “Stevenson Shoreline Environment Designation Map.” These documents shall be made available to the general public upon request.
- B. The Shoreline Environment Designation Map generally shows the shoreline areas of the city which are under the jurisdiction of the Act and the shoreline environments as they affect the various lands and waters of the city. The precise location of shoreline jurisdiction and shoreline environment boundaries shall be determined according the appropriate provisions of the SMP.

SMC 18.08.050 Applicability of Provisions, Shorelines Designated.

- A. Unless specifically exempted by state statute, all proposed uses and development occurring within shoreline jurisdiction must conform to chapter 90.58 RCW, the Shoreline Management Act, and the Stevenson Shoreline Master Program.
- B. This chapter applies to all areas within shoreline jurisdiction as designated in the SMP, including:
 - 1. That portion of the Columbia River shoreline which lies within city limits. This chapter will apply to any Columbia River shoreline which is annexed into the city. The entire Columbia River shoreline is a Shoreline of State-Wide Significance;
 - 2. The Rock Cove shoreline;
 - 3. That portion of the Rock Creek shoreline which lies within city limits. This chapter will apply to any Rock Creek shoreline which is annexed into the city;

4. Any portion of the Ashes Lake shoreline which is annexed into the city; provided, the annexed shoreline has been predesignated within the SMP.

SMC 18.08.080 Shoreline Permits & Approvals—Required When.

- A. Any person wishing to undertake activities requiring a Minor Project Authorization or a shoreline permit (Shoreline Substantial Development Permit, Shoreline Conditional Use Permit, or Shoreline Variance) within shoreline jurisdiction shall apply to the Shoreline Administrator for the appropriate approval.
- B. In addition to the provisions contained herein, the authorization to undertake use or development in shoreline jurisdiction is subject to review according to the applicability, criteria, and process described in the SMP, especially SMP Chapter 2.

SMC 18.08.100 Permits—Application Procedure.

- A. Any person required to comply with the Shorelines Management Act of 1971 and this chapter shall obtain the proper application forms from the city planning department. The completed application shall then be submitted to the shoreline administrator.
- B. Upon receipt of an application, the shoreline administrator shall determine which category of proposal has been submitted:
 1. Category A applications involve requests for all shoreline permits, including a) Shoreline Substantial Development Permits, b) Shoreline Conditional Use Permits, c) Shoreline Variances, and d) revisions to any previously authorized Category A proposal.
 2. Category B applications involve requests for a) a Minor Project Authorization issued pursuant to WAC 173-27-050, b) limited utility extensions and bulkheads approved pursuant to WAC 173-27-120, c) revisions to any previously authorized Category B proposal, and d) extensions of shoreline substantial development permits and Minor Project Authorizations.
- C. After determining the application category, the administrator will then review the application for completeness according to this chapter and the SMP.

SMC 18.08.110 Permits—Notice of Application.

- A. Within 14 days after a determination of completeness under SMC 18.08.100, the Shoreline Administrator shall provide a notice of application for all Category A proposals as follows:
 1. Content. The content of the notice shall be identical to that set forth in WAC 173-27-110(2). In addition, the notice shall state the time and place of the open record public hearing to be held for the Category A proposal.
 2. On-Site Notice. No less than 2 notices shall be posted by the administrator in conspicuous places on or adjacent to the subject property.
 3. Mailing. The notice shall be mailed to a) the land owner, b) all property owners of record within a radius of 300 feet of the exterior boundaries of the subject property, c) all agencies with jurisdiction per chapter 43.21C RCW, and d) individuals, organizations, tribes, and agencies that request such notice in writing.
 4. Newspaper. The notice shall be published at least once a week, on the same day of the week, for two consecutive weeks in a newspaper circulating and published within the city.

- B. Category B proposals reviewed under WAC 173-27-120 require the same notice of application as Category A proposals. All other Category B proposals do not require notice of application.

SMC 18.08.120 Permits—Fees.

- A. An application for an approval under this chapter shall be accompanied by an application fee payable to the City in an amount established and periodically adjusted by the City Council.
- B. Payment of an application fee does not guarantee that a permit will be issued.

SMC 18.08.140 Permits—Interested Parties—Comment Period.

- A. For any Category A proposal, any member of the public may provide written comments for 30 days after the last publication of the notice of application.
- B. For Category B proposals reviewed under WAC 173-27-120, any member of the public may provide written comments for 20 days after the last publication of the notice of application.
- C. During the public comment periods established in this section, any member of the public may also request to be notified of the action taken by the City.

SMC 18.08.180 Planning Commission Action—Category A Proposals.

- A. No authorization to undertake proposed Category A use or development shall be granted by the Planning Commission until at least one open record public hearing has been held and the proposed use and development is determined to be consistent with the policy and provisions of the SMA and the SMP.
- B. At the public hearing scheduled for consideration of a Category A proposal by the planning commission, the commission shall, after considering all relevant information available and evidence presented to it, either grant, conditionally grant, or deny the permit.
- C. In granting or revising a permit, the commission may attach thereto such conditions, modifications and restrictions regarding the location, character and other features of the proposed development as it finds necessary. Such conditions may include the requirement to post a performance bond assuring compliance with other permit requirements, terms and conditions.
- D. The decision of the planning commission shall be the final decision of the city on all applications for Category A proposals. The commission shall render a written decision including findings, conclusions and a final order, and transmit copies of its decision to the persons who are required to receive copies of the decision pursuant to Section 18.08.190.

SMC 18.08.185 Shoreline Administrator Action—Category B Proposals.

- A. No authorization to undertake proposed Category B use or development shall be granted by the Shoreline Administrator unless upon review the use or development is determined to be consistent with the policy and provisions of the SMA and the SMP.
- B. The administrator shall, after considering all relevant information available and evidence presented, either grant, conditionally grant, or deny the proposal.
- C. In granting or revising a permit, the administrator may attach thereto such conditions, modifications and restrictions regarding the location, character and other features of the proposed development as it finds necessary. Such conditions may include the requirement to

post a performance bond assuring compliance with other permit requirements, terms and conditions.

- D. The decision of the administrator shall be the final decision of the city on all applications for Category B proposals. The administrator shall render a written decision including findings, conclusions and a final order, and transmit copies of its decision to the persons who are required to receive copies of the decision pursuant to Section 18.08.190.

SMC 18.08.190 Notification and Filing of Action. Within 5 days of a final decision by the City, the City will mail the permit using return receipt requested mail as provided in this section. Final decision by the City shall mean the order or ruling, whether it be approval or denial, which is issued by the Planning Commission under SMC 18.08.180 or the shoreline administrator under SMC 18.08.185. When a shoreline substantial development permit and a shoreline conditional use permit or shoreline variance are required for a development, the submittal shall be mailed simultaneously.

- A. Recipients. All applications for Category A and Category B proposals shall be transmitted to:
 - 1. The applicant;
 - 2. Ecology;
 - 3. The Washington State Attorney General;
 - 4. Any party of record established as a result of SMC 18.08.140 and/or SMC 18.08.180.
- B. Content. A complete submittal shall consist of the following documents and information:
 - 1. A copy of the complete application;
 - 2. Findings and conclusions that establish the basis for the decision (e.g., identification of shoreline environment designation, applicable SMP policies and regulations, the consistency of the project with appropriate review criteria for the type of permit(s) or approval as established in the SMP, etc.);
 - 3. The final decision of the City;
 - 4. The permit data sheet required by WAC 173-27-190;
 - 5. Where applicable, the City shall also file the documents required by chapter 43.21C RCW, the State Environmental Policy Act, or an appropriate summary thereof;
 - 6. When the project has been modified in the course of the local review process, plans or text shall be provided that clearly indicate the final approved plan.
- C. Date of Filing. Submittal of substantial development permits, conditional use permits, variances, rescissions and revisions is complete when Ecology determines that all of the documents listed above are received according to WAC 173-27-130(5). The actual date will be determined by Ecology as follows:
 - 1. "Date of filing" of the City's final decision on a substantial development permit is the date of actual receipt by Ecology of the City's final decision on the permit.
 - 2. "Date of filing" involving approval or denial of a shoreline variance or shoreline conditional use permit is the date of transmittal of Ecology's final decision on the shoreline variance or shoreline conditional use permit to the City and the applicant.
 - 3. "Date of filing" involving both a substantial development permit and a shoreline conditional use permit and/or shoreline variance is the date of transmittal of Ecology's final decision on the shoreline variance or shoreline conditional use permit to the City and the applicant.

SMC 18.08.200 Appeal from Permit Decision. Any person aggrieved by the granting or denying of a substantial development permit, conditional use permit, variance, or by the rescinding of a permit pursuant to the provisions of this chapter may seek review from the Shorelines Hearing Board. Such an appeal must be filed as a request for the same within 21 days of receipt of the final order and by concurrently filing copies of such request with Ecology and the Attorney General's office. The State Hearings Board regulations of RCW 90.58.180 and Chapter 461-08 WAC apply. A copy of such appeal notice shall also be filed promptly with the City of Stevenson. Upon issuance of a final order after an appeal, the City shall provide said order to Ecology according to WAC 173-27-130(10).

SMC 18.08.205 Appeal from Administrator Decision. Any person aggrieved by the Administrator's granting or denying of a Category B proposal may seek review from the Planning Commission. Such an appeal must be filed as a request for the same within 21 days of receipt of the administrator's decision. Upon issuance of a final order after an appeal, the City shall provide notice of said order pursuant to SMC 18.08.190.

SMC 18.08.210 Permit Issuance and Effect.

- A. The effective date of a substantial development permit shall be the date of filing as provided in RCW 90.58.140(6).
- B. Each shoreline permit shall contain a provision that construction pursuant to the permit shall not begin and is not authorized until 21 days from the date of filing with Ecology, per WAC 173-27-190 or as subsequently amended, or until all review proceedings initiated within 21 days from the date of such filing have been terminated.
- C. Issuance of a permit does not obviate the applicant from meeting requirements of other federal, state and county permits, procedures and regulations.

SMC 18.08.220 Permit Duration—Extensions.

- A. Construction activities shall be commenced, or where no construction activities are involved, the use or activity shall be commenced within 2 years of the effective date of an authorization or shoreline permit issued under this chapter. However, the city may authorize a single extension for a period not to exceed one year based on reasonable factors, if a request for extension has been filed before the expiration date and notice of the proposed extension is given to Ecology and parties of record on the original authorization or permit.
- B. Authorization to conduct development activities shall terminate 5 years after the effective date of an authorization or shoreline permit. However, the City may authorize a single extension for a period not to exceed one year based on reasonable factors, if a request for extension has been filed before the expiration date and notices of the proposed extension is given to Ecology and parties of record on the original authorization or permit.
- C. Upon a finding of good cause, based on the requirements and circumstances of the specific project proposed and consistent with the policies and provisions of the SMP and WAC 173-27, the City may adopt different time limits from those set forth above as a part of action on a shoreline permit.
- D. The time periods in this section do not include the time during which a use or activity was not actually pursued due to the pendency of administrative appeals or legal actions or due to the need to obtain any other government permits and approvals for the development that authorize

the development to proceed, including all reasonably related administrative or legal actions on any such permits or approvals.

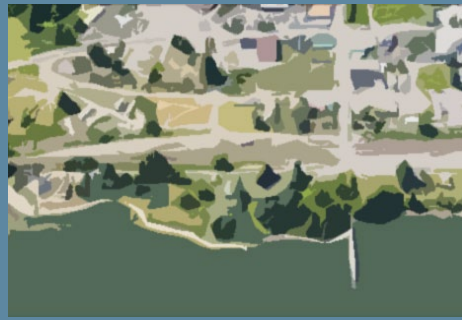
SMC 18.08.235 Variance and Conditional Use Permits—Ecology Review.

- A. After the City approval of a shoreline conditional use or shoreline variance permit, the City shall submit the permit to Ecology for Ecology's approval, approval with conditions, or denial.
- B. Upon receipt of Ecology's final decision under WAC 173-27-200, the City shall provide notice of Ecology's decision according to SMC 18.08.190.

SMC 18.08.250 Enforcement—Penalties. All provisions of this chapter shall be enforced by the Shoreline Administrator and/or a designated representative. The enforcement procedures and penalties contained in WAC 173-27 and RCW Chapter 90.58 are hereby incorporated by reference.

STEVENSON

SHORELINE MASTER PROGRAM



City of Stevenson Shoreline Master Program

March 2022

Ecology Grant #s G1200-044 &
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Acknowledgements

City Council

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Shoreline Master Program



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Shoreline Master Program



Chapter 1 – Introduction & Goals

1.1 Title

This document shall be known and may be cited as the Stevenson Shoreline Master Program (SMP).

1.2 Adoption Authority

This SMP is adopted under the authority granted by the Shoreline Management Act (SMA) of 1971 embodied in the Revised Code of Washington (RCW) Chapter 90.58 and in compliance with the Shoreline Master Program guidelines contained in Washington Administrative Code (WAC) 173-26 as may be hereafter amended.

1.3 Shoreline Jurisdiction

1.3.1 Shoreline Management Act Jurisdiction Definition

As defined by the SMA, “shorelines of the state” include certain waterbodies plus their associated “shorelands.” At a minimum, the waterbodies designated as “shorelines” in Stevenson are streams and rivers whose mean annual flow is 20 cubic feet per second (cfs) or greater and lakes of 20 acres or larger. Streams and rivers with mean annual flow of 1,000 cfs or greater (west of the Cascade Range) are designated as “shorelines of statewide significance.” Collectively, shoreline jurisdiction includes these waters, the lands underlying them, all shorelands extending landward a minimum of 200 feet in all directions, as measured on a horizontal plane from the ordinary high water mark (OHWM); floodways and contiguous floodplain areas landward 200 feet from such floodways; and all wetlands and river deltas associated with the streams and lakes which are subject to the provisions of this chapter. Such associated wetlands may extend beyond the minimum distance. For any streams and rivers partly within shoreline jurisdiction, jurisdiction starts from an upstream point where the mean annual flow is 20 cfs and continues downstream from that point.

1.3.2 Applicable Shoreline Jurisdiction in Stevenson

The 2018 city limits of Stevenson includes 3 waterbodies which are regulated by this SMP. The Columbia River is a shoreline of statewide significance. Rock Cove and Rock Creek are also included as shorelines of the state in this SMP as depicted on the Shoreline Environment Designation maps in Appendix A. In addition, shoreline jurisdiction also includes the associated wetlands of these waterbodies, however, the City’s shoreline jurisdiction does not include optional areas of 100-year floodplain or buffers for critical areas.

This SMP also predesignates areas which are located within the City’s Urban Area boundary but currently outside of city limits. Such areas will be considered within Stevenson’s shoreline jurisdiction upon annexation. Predesignated areas include extended reaches along the Columbia River, and Rock Creek, as well as a small reach along Ashes Lake. This SMP does not apply within predesignated areas until the areas are annexed to the City, as consistent with WAC 173-26-150 and -160.

1.3.3 Shoreline Environment Designation Map

The approximate shoreline jurisdictional area and the Shoreline Environment Designations (SEDs) are delineated on the map(s), hereby incorporated as a part of this SMP that shall be known as the “Stevenson Shoreline Environment Designation Map” (See Appendix A).

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The boundaries of the shoreline jurisdiction on the maps are approximate. The actual extent of shoreline jurisdiction for specific project proposals shall be based upon the actual location of the OHWM, floodway, and the presence and delineated boundaries of associated wetlands as determined after an on-site inspection and in accordance with SMP Sections 1.3.1 and 1.3.2, Chapter 3, Chapter 7, and RCW 90.58.030.

1.4 Vision, Goals, & Purpose of the Shoreline Master Program

1.4.1 Overall Vision & Goals

As taken from the 2013 Stevenson Comprehensive Plan, Stevenson's citizens' hope for the future is to look at their town and honestly say:

"Stevenson is a friendly, welcoming community that values excellent schools and a small town atmosphere. The natural beauty is enjoyed by residents and visitors through a network of recreational opportunities. The strength of Stevenson's economy is built upon high quality infrastructure and a vibrant downtown that provides for residents daily needs. Stevenson takes advantage of our unique location on the Columbia River by balancing jobs, commerce, housing and recreation along the waterfront."

This vision is founded on the citizens 4 cornerstone principles: High Quality of Life, Natural/Scenic Beauty, Healthy Economy, and Active Waterfront. This SMP includes 7 goals that tie together each cornerstone principle and advance shoreline jurisdictional areas toward the City's overall vision.

1. **Economic Development** – The shorelines of Stevenson are used by economically productive businesses that are particularly dependent on their shoreline location.
2. **Public Access & Recreation** – The shorelands and shoreline waterbodies of Stevenson support a network of public access, recreation and navigational opportunities.
3. **Natural Resources & Ecological Functions** – Development within shoreline jurisdiction does not result in a net loss of the ecological functions performed by the City's shoreline areas.
4. **Historic & Cultural Resources** – Waterfront buildings, sites, and resources having historic, cultural and educational value are protected for future generations.
5. **Public Facilities & Utilities** – Utilities, streets, and public facilities provide a high quality backbone of services that support other shoreline goals.
6. **Property Rights & Single-Family Dwellings** – Single-family homes are located in appropriate places along Stevenson's shorelines and private property rights are protected consistent with the public interest.
7. **Coordinated Management** – Development and use of Stevenson's shorelines advance local, state, and national interests.

1.4.2 Purpose of this SMP

The purpose of the SMP is to:

1. Guide the balanced development of industrial, commercial, residential recreational and natural uses of Stevenson's shorelines in accordance with local goals in compliance with the requirements of the SMA.
2. Support development of improved shoreline access in the Stevenson area.
3. Reduce impediments to attracting waterfront investors.
4. Ensure that use and development under the SMP will result in no net loss of ecological functions.

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5. Ensure optimum implementation of the SMA for projects along the Columbia River, a shoreline of statewide significance.
6. Protect, enhance, and maintain natural, scenic, historic, architectural, and recreational qualities along the Columbia River.
7. Provide prompt, predictable, open, and uncomplicated processes for the fair and equitable review of shoreline proposals in Stevenson.

1.5 Shoreline Master Program Applicability to Development

The SMP shall apply to all land and waters under the jurisdiction of Stevenson as identified in SMP Sections 1.3.1, 1.3.2, and 1.3.3 above.

This SMP shall apply to every person (i.e., individual, partnership, corporation, association, organization, cooperative, public or municipal corporation, or agency of the state or local governmental unit however designated) that uses, develops, owns, leases, or administers lands, wetlands, or waters that fall under the jurisdiction of the SMA. The SMP shall not apply to federal agency activities on federal lands.

See SMP Chapter 2 below for more information on when a permit is required. The SMP applies to all review activities (i.e. shoreline uses, development, and modifications) proposed within shoreline jurisdiction. Some review activities under this program do not require a shoreline substantial development permit. However, such activities must continue to demonstrate compliance with the policies and regulations contained in this SMP in accordance with WAC 173-27-040(1)(b) and be authorized by a minor project authorization.

1.6 Relationship to Other Plans and Regulations

In addition to obtaining authority to undertake shoreline use, development, or modification in accordance with the SMP, applicants must also comply with all applicable federal, state, or local statutes or regulations. These may include, but are not limited to, a Section 404 Dredge & Fill Permit by the U.S. Army Corps of Engineers (USACE), Section 401 Water Quality Certification by the Washington Department of Ecology (Ecology), Hydraulic Project Approval (HPA) from the Washington Department of Fish and Wildlife (WDFW), and State Environmental Policy Act (SEPA) approval (RCW Chapter 43.21 and WAC Chapter 197-11). The Stevenson Municipal Code also applies, including Title 15 "Buildings and Construction", Title 17 "Zoning", and Title 18 "Environmental Protection", and all other applicable code provisions. Applicants must also comply with the Stevenson Comprehensive Plan and any applicable subarea plan.

If the provisions of the SMP conflict with other applicable local ordinances, policies, and regulations, the requirement that most supports the provisions of the SMA as stated in RCW 90.58.020 and that provide the greatest protection of shoreline ecological resources shall apply, as determined by the Shoreline Administrator.

The City's Shoreline Administrator or designee should inform applicants for shoreline development of all applicable regulations to the best of the Shoreline Administrator's knowledge, provided that the final responsibility for complying with all statutes and regulations shall rest with the applicant.

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1.7 Liberal Construction

As provided for in RCW 90.58.900, Liberal Construction, the SMA is exempted from the rule of strict construction; the SMA and this SMP shall therefore be liberally construed to give full effect to the purposes, goals, objectives, and policies for which the SMA and this SMP were enacted and adopted.

1.8 Organization of this Shoreline Master Program

This SMP is divided into 7 chapters:

Chapter 1 – Introduction: Provides general background Information on the purpose of the SMP and explains shoreline jurisdiction, the SMP’s applicability to development and actions within the shoreline, and the organization of the document.

Chapter 2 – Administrative Provisions: Provides a system by which Minor Project Authorizations and Shoreline Permits, (i.e., substantial development, conditional use, and variance) are considered.

Chapter 3 – Shoreline Environment Designation Provisions: Defines the environmental designations of all the shorelines of the state in the City’s jurisdiction. Designation criteria and management policies and regulations specific to the 5 designated shoreline environments (Aquatic, Natural, Shoreline Residential, Urban Conservancy, and Active Waterfront) are detailed in this chapter.

Chapter 4 – General Provisions for All Uses: Articulates the goals and policies of the SMP that establish the foundation for all other portions of the SMP. In addition, this chapter contains general provisions which are policies and regulations that apply to all shoreline use and development regardless of its location or the Shoreline Environment Designation in which it is located. Topics addressed in this chapter include archaeological and historic resources, critical areas, flood hazards, public access, water quality, and shorelines of statewide significance.

Chapter 5 – Specific Shoreline Use Provisions: Details the policies and regulations applicable to specific shoreline use categories (e.g., aquaculture, commercial, industrial, boating facilities and overwater structures, residential, recreation, transportation, utilities), based on the Shoreline Environment Designation in which the use is proposed to locate.

Chapter 6 – Shoreline Modification Provisions: Details the policies and regulations applicable to activities that modify the physical configuration or qualities of the land- water interface, including dredging, excavation, fill, restoration, and stabilization.

Chapter 7 – Definitions: Provides definitions for words and terms used in the SMP.

1.9 Periodic Review & Amendments to the Shoreline Master Program

1. Any provisions of this SMP, including the map adopted in Appendix A, may be amended as provided for in RCW 90.58.120 and .200 and WAC 173-26.
2. This SMP shall be periodically reviewed and amendments shall be made as are necessary to reflect changing local circumstances, new information, or improved data, and changes in state statutes and regulations. Periodic review of this SMP is subject to the process, timeline and frequency adopted in RCW 90.58.080 and WAC 173-26-090.
3. As part of the required SMP periodic review, an evaluation report assessing the effectiveness of the SMP in achieving no net loss shall be prepared and considered in determining whether policies and regulations are adequate in achieving this requirement.

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4. The SMP periodic review and amendment process shall be consistent with the requirements of WAC 173-26 or its successor and shall include a local citizen involvement effort and public hearing to obtain the views and comments of the public.
5. Amendments or revisions to the SMP, as provided by law, do not become effective until approved by Ecology.

1.10 Effective Date

This SMP and all amendments thereto shall take effect 14 days from the date of Ecology's written notice of final action (RCW 90.58.090(7)), and shall apply to new applications submitted on or after that date and to applications that have not been determined to be fully complete by that date. Appendix B is provided as a location to curate the dates and text of Ecology's written notices of final action.

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Chapter 2 – Administrative Provisions

2.1 Purpose & Applicability

Unless specifically exempted by statute, all uses and development occurring within shoreline jurisdiction must conform to Chapter 90.58 RCW, the SMA and this SMP whether or not a Shoreline Permit (i.e., Shoreline Substantial Development Permit, Shoreline Conditional Use Permit, Shoreline Variance) is required. This Chapter 1) establishes an administrative system assigning responsibilities for implementation of the SMP and shoreline permit review; 2) prescribes an orderly process by which to review proposals and permit applications; and 3) ensures that all persons affected by this SMP are treated in a fair and equitable manner. Where inconsistencies or conflicts with the Stevenson Municipal Code (SMC) exist, this SMP shall prevail. SMP Figure 2.1 – Shoreline Authorizations provides a summary highlighting key information about shoreline permits and authorizations.

FIGURE 2.1 – SHORELINE AUTHORIZATIONS

Authorizing Entity	Shoreline Administrator		Planning Commission	Planning Commission & Department of Ecology	
Authorization Type General explanation of when each authorization applies to proposals.	MPA For authorizations of activities listed in WAC 173-27-040. Typically these projects <u>do not</u> exceed the state-established fair market value threshold, involve normal repair of existing uses, are emergencies, or involve other activities in WAC 173-27-040.	SSDP w/ Special Procedures For authorizations of limited utility extensions and bulkheads subject to the procedures in WAC 173-27-120.	SSDP For typical permits involving shoreline uses, developments, and/or modifications which exceed the state-established established fair market value threshold or are otherwise subject to receipt of a SSDP.	SCUP For special permits allowing listed and/or unlisted shoreline uses, developments or modifications..	SVAR For special permits allowing shoreline uses, developments, and/or modifications inconsistent with identified standards related to height, setback, bulk, etc.
SMP Reference	SMP 2.5, SMC 18.08.00, SMC 18.08.185	SMP 2.6, SMC 18.08.100, SMC 18.08.185	SMP 2.6, SMC 18.08.180	SMP 2.7, SMC 18.08.180, SMC 18.08.235	SMP 2.8, SMC 18.08.180, SMC 18.08.235
Timeframe	Varies depending on state specifications. 10-60 days		80 Days	110 Days	
Appeals	Planning Commission		State Shorelines Management Hearings Board	State Shorelines Management Hearings Board	

At-a-Glance Permits and Authorizations Allowed under this SMP

Where there is inconsistency between this figure and the text of this SMP or SMC 18.08, the text shall prevail. The decision timeframes begin upon receipt of a complete application and provide an ideal range. Some variation should be expected.

2.2 Shoreline Administrator

As provided herein, the Shoreline Administrator is given the authority to interpret and apply, and the responsibility to enforce, this SMP and SMC 18.08 in compliance with the SMA.

2.3 Pre-Application Procedures

2.3.1 Pre-Application Conference – Required

A pre-application conference for all proposed review activities within shoreline jurisdiction is required. The Shoreline Administrator may waive this requirement if the applicant requests such in writing and demonstrates that the usefulness of a pre-application meeting is minimal.

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2.3.2 Pre-Application Conference – Purpose & Outcomes

The purpose of the pre-application conference is to review the applicant’s proposal and for the Shoreline Administrator to explain the type of permitting procedures necessary to ensure compliance with this SMP. A written summary of this conference may be prepared to assist the remainder of the review process. This summary should include a description of the proposal, contact information for the applicant and any consultants assisting the applicant, a listing of the permits required, and any special submittal requirements necessary to ensure compliance with this SMP.

2.3.3 Determination of Ordinary High Water Mark

For any development where a determination of consistency with the applicable regulations requires a precise location of the OHWM, the mark shall be located precisely with assistance from Ecology and City staff, or a qualified professional, and the biological and hydrological basis for the location shall be included in the development plan. Where the OHWM is neither adjacent to or within the boundary of the project, the plan shall indicate the distance and direction to the nearest OHWM of a shoreline.

2.4 Permit Process

2.4.1 Permission Required

1. Any person wishing to undertake 1) activities requiring a Minor Project Authorization, or 2) activities requiring a Shoreline Permit shall apply to the Shoreline Administrator for appropriate permissions.
2. Activities excepted from obtaining permission under this SMP include projects:
 - a. Covered under an Environmental Excellence Program Agreement entered into under RCW 43.21K. (RCW 90.58.045)
 - b. Involving a certification from the governor pursuant to RCW 80.50. (RCW 90.58.140(9))
 - c. Involving rights established by treaty to which the United States is a party. (RCW 90.58.350)
 - d. Conducting remedial action at a facility pursuant to a consent decree, order, or agreed order issued pursuant to RCW 70.105D. (RCW 90.58.355(1))
 - e. Installing site improvements for stormwater treatment in an existing boatyard facility to meet NPDES permit requirements. (RCW 90.58.355(2))
 - f. Initiated by WSDOT and meeting the conditions of RCW 90.58.356. (RCW 90.58.355(3))
3. All non-exempt activities proposed within the jurisdiction of the SMA, and this SMP shall first obtain a Minor Project Authorization (MPA) or a Shoreline Permit. No such activity shall be undertaken unless permission has been obtained, the appeal period has been completed, any appeals have been resolved and/or the applicant has been given permission to proceed by the proper authority.

2.4.2 Application Contents

1. Proposals required to obtain a Minor Project Authorization shall submit an application on forms prepared by the Administrator together with such information necessary to determine consistency with SMP Section 2.5, including:
 - a. A narrative stating the applicable provision of WAC 173-27-040 and describing why the project proposed by the applicant qualifies for consideration as a MPA,
 - b. A statement of compliance with applicable sections of this SMP,

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- c. Such additional information as the Shoreline Administrator deems necessary in order to determine if the proposal will comply with the requirements of this SMP (e.g., project site plan graphics, building elevation drawings, special studies showing how the project meets applicable sections of this SMP, etc.).
 2. Proposals required to obtain a Shoreline Permit shall submit a Joint Aquatic Resource Permit Application (JARPA) to the City along with the following:
 - a. Complete site plan, including parcel boundary, OHWM, a general indication of the character of vegetation found on the site, and dimensions and locations of all existing and proposed structures and improvements.
 - b. A narrative describing the proposal in detail including how the proposal is consistent with this SMP.
 - c. Identification of all critical areas on the subject property.
 - d. All appropriate project and construction details (e.g., building elevations, construction timelines, grading plans, (re)vegetation plans, etc.).
 - e. Technical assessments prepared by a qualified professional. The City may require the applicant to submit a technical assessment addressing how the proposal incorporates the most current, accurate, and complete scientific or technical information available. The technical assessment shall be adequate for the Shoreline Administrator to evaluate the development proposal and all probable adverse impacts to critical areas regulated by this SMP. If adequate factual information exists to facilitate such evaluation, the Shoreline Administrator may determine that a technical assessment is not necessary. The Shoreline Administrator will advise the applicant of existing technical information that may be pertinent to their property. Technical assessments shall be attached to the development permit application package.
 - f. Fish and wildlife management plan, if applicable.
 - g. Proposed mitigation for unavoidable impacts, if necessary.
 - h. If the proposal will require a shoreline variance permit, the applicant's plans shall clearly indicate where development could occur without approval of a variance, the physical features and circumstances on the property that provide a basis for the request, and the location of adjacent structures and uses. To enhance the City's review of the variance proposals, a 3D, SketchUp-compatible model of the proposal is required when proposed at or adjacent to any development for which the city can provide a 3D model.
 3. If it is determined that the information presented is not sufficient to adequately evaluate a proposal, the Shoreline Administrator shall notify the applicant that additional studies as specified herein shall be provided.
 4. The City shall use an existing, or establish a new, mechanism for tracking all project review actions in shoreline areas, and a process to evaluate the cumulative effects of all authorized development on shoreline conditions.

2.4.3 Application Review & Processing

1. When an application is deemed complete, the Administrator may request third-party peer review of any report, assessment, delineation, or mitigation plan by a qualified professional and/or state or federal resource management agency. Such request shall be accompanied by findings

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supporting the Administrator’s decision, which is appealable to the City Council. The City may incorporate recommendations from such third-party reports in findings approving or denying an application. In general, the cost of any third-party review will be the responsibility of the applicant; however, where a project would provide a beneficial public amenity or service, on a case-by-case basis by City Council action, costs may be shared by the City.

2. The Shoreline Administrator shall review the information submitted by the applicant and, after an optional site visit shall determine the category of project proposed according to SMC 18.08.100.
3. Applications shall be processed according to the timelines and notice procedures listed in SMC 18.08.100 through SMC 18.08.190, the review criteria of this Chapter, and WAC 173-27.

2.5 Minor Project Authorizations (MPA)

2.5.1 *Minor Project Authorizations – Interpretation & Guidelines*

The SMA and the SMP Guidelines contemplate a cooperative program between the City and the state. In this cooperation, the state requires local involvement during the review of all review activities; however, the state is only involved during the review of Shoreline Permits (i.e., Shoreline Substantial Development Permits, Shoreline Conditional Use Permits, and Shoreline Variances). Where the SMP Guidelines designate the former as “exemptions” from the SSDP permit process, this SMP designates them as Minor Project Authorizations to reflect that the project is not exempt from compliance with this SMP. The following guidelines shall assist in determining whether or not a proposed review activity is exempt from the SSDP permit process during its review and therefore may be approved through a Minor Project Authorization:

1. Exemptions—as required by State law—shall be construed narrowly. Only those developments meeting the precise terms of one or more of the state-process exemptions listed in WAC 173-27-040 may be reviewed as a Minor Project Authorization instead of as a SSDP.
2. If any part of a proposed development is not eligible for exemption from the state process, then a SSDP is required for the entire proposed development project, per WAC 173-27-040(1)(d).
3. A development or use that is listed as a conditional use pursuant to this SMP or is an unlisted use, must obtain a Shoreline Conditional Use Permit (SCUP) even if the development or use is exempt from a SSDP.
4. When a development or use is proposed that does not comply with the bulk, dimension and performance standards of this SMP, such development or use can only be authorized by approval of a Shoreline Variance (SVAR).
5. An exemption from the state’s SSDP process is not an exemption from compliance with the SMA (RCW 90.58), this SMP, or any other regulatory requirements. To be authorized, all uses and developments must be consistent with the policies and provisions of this SMP and the SMA. Exemptions must still achieve no net loss of ecological functions, which may require mitigation even though the review activity is exempt from the state process.
6. As determined by 2.5.1(1) – (5) above, only the exemptions as fully described and listed in WAC 173-27-040 shall be authorized. Some common examples include:
 - Low Cost or Fair Market Value
 - Normal Maintenance or Repair
 - Single-family Home; Residential Dock
 - Water Restoration; Habitat & Fish Passage Improvement

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- ADA Retrofits.

2.5.2 Minor Project Authorization Process

1. The burden of proof that a development or use is exempt from the need to obtain a SSDP is on the applicant.
2. Proposals for MPAs are subject to the City's procedures articulated in SMC 18.08 – Shoreline Management and the State's permit procedures articulated in WAC 173-27 – Shoreline Management Permit and Enforcement Procedures.
3. In authorizing a MPA, the City may attach conditions to assure the project is consistent with all applicable standards of the SMA and this SMP.
4. All activities requiring a MPA, except for emergency development pursuant to WAC 173-27-040(2)(d), require that a Letter of Exemption be issued by the Shoreline Administrator. Letters of Exemption will:
 - a. Be addressed to the applicant and Ecology.
 - b. Indicate the specific provision from WAC 173-27-040 that is being applied to the proposal.
 - c. Provide a summary of the City's analysis of the consistency of the project with this SMP and the SMA.
5. The same measures used to calculate time periods for Shoreline Permits as set forth in WAC 173-27-090(4) shall be used for MPAs.
6. A denial of a MPA shall be in writing and shall identify the reason(s) for the denial.

2.6 Shoreline Substantial Development Permits

2.6.1 Shoreline Substantial Development Permits – Purpose – Applicability – Criteria

The purpose of a Shoreline Substantial Development Permit (SSDP) is to assure consistency with the provisions of the SMA and this SMP. In authorizing a SSDP, the City may attach conditions to the approval as necessary to assure the project is consistent with all applicable standards of the SMA and this SMP. The following criteria shall assist in reviewing proposed SSDPs:

1. SSDPs may not be used to authorize any use that is listed as conditional or prohibited in a shoreline designation.
2. SSDPs may not be used to authorize any development and/or use which does not conform to the specific bulk, dimensional, and performance standards set forth in this SMP.
3. SSDPs may be used to authorize uses which are listed or set forth in this SMP as permitted uses.
4. To obtain a SSDP, the applicant must demonstrate compliance with all of the following review criteria as listed in WAC 173.27.150:
 - a. That the proposal is consistent with the SMA;
 - b. That the proposal is consistent with WAC 173-27 – Shoreline Management Permit and Enforcement Procedures; and
 - c. That the proposal is consistent with this SMP and SMC 18.08 – Shoreline Management.

2.6.2 Substantial Development Permits – Permit Process

Proposals for SSDPs are subject to the City's permit procedures articulated in SMC 18.08 – Shoreline Management and the State's permit procedures articulated in WAC 173-27 – Shoreline Management Permit and Enforcement Procedures.

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2.7 Shoreline Conditional Use Permits

2.7.1 *Conditional Use Permits – Purpose – Applicability – Criteria*

The purpose of a Shoreline Conditional Use Permit (SCUP) is to provide a system within the SMP which allows flexibility in the application of use regulations in a manner consistent with the policies of RCW 90.58.020. In authorizing a SCUP, special conditions may be attached to the permit by the City or by Ecology to prevent nuisances, hazards, and undesirable effects of the proposed use and/or to assure consistency of the project with the SMA and this SMP. The following criteria shall assist in reviewing proposed SCUPs:

1. SCUPs may not be used to authorize a use that is specifically prohibited in a shoreline designation.
2. SCUPs may be used to authorize uses which are listed or set forth in this SMP as conditional uses. SCUPs may be used to authorize uses which are unlisted or not set forth in this SMP provided the applicant can demonstrate consistency with the requirements of this section, SMP Section 5.4.13, and WAC 173-27-160.
3. In the granting of all SCUPs, consideration shall be given to the cumulative impact of additional requests for like actions in the area. For example if SCUPs were granted to other developments in the area where similar circumstances exist, the total of the conditional uses shall also remain consistent with the policies of RCW 90.58.020 and shall not cause substantial adverse effects to the shoreline environment.
4. To obtain a SCUP, the applicant must demonstrate compliance with all of the following review criteria as listed in WAC 173-27-160:
 - a. That the proposed use is consistent with the policies of RCW 90.58.020 and this SMP;
 - b. That the proposed use will not interfere with the normal public use of public shorelines;
 - c. That the proposed use of the site and design of the project is compatible with other authorized uses within the area and with uses planned for the area under the Comprehensive Plan and this SMP;
 - d. That the proposed use will cause no significant adverse effects to the shoreline environment in which it is to be located; and
 - e. That the public interest suffers no substantial detrimental effect.

2.7.2 *Conditional Use Permits – Permit Process*

Proposals for SCUPs are subject to the City's permit procedures articulated in SMC 18.08 – Shoreline Management and the State's permit procedures articulated in WAC 173-27 – Shoreline Management Permit and Enforcement Procedures.

2.8 Shoreline Variances

2.8.1 *Variances – Purpose – Applicability – Criteria*

The purpose of a Shoreline Variance (SVAR) is strictly limited to granting relief to specific bulk, dimensional, or performance standards set forth in this SMP where there are extraordinary or unique circumstances relating to the property such that the strict implementation of this SMP would impose unnecessary hardship on the applicant or thwart the policies set forth in the SMA. The following criteria shall assist in reviewing proposed SVARs:

1. SVARs to the use regulations of this SMP are prohibited.

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2. SVARs should be granted in circumstances where denial of the permit would result in a thwarting of the policies set forth in RCW 90.58.020. In all instances the applicant must demonstrate that extraordinary circumstances shall be shown and the public interest shall suffer no detrimental effect.
3. In the granting of all SVARs, consideration shall be given to the cumulative impact of additional requests for like actions in the area. For example if variances were granted to other developments and/or uses in the area where similar circumstances exist, the total of the variances shall also remain consistent with the policies of RCW 90.58.020 and shall not cause substantial adverse effects to the shoreline environment.
4. To obtain a SVAR for development and/or uses landward of the OHWM or wetland, the applicant must demonstrate compliance with the following review criteria as listed in WAC 173-27-170:
 - a. That the strict application of the bulk, dimensional, or performance standards set forth in this SMP precludes, or significantly interferes with, reasonable use of the property;
 - b. That the hardship described in (a) above is specifically related to the property, and is the result of unique conditions (e.g., irregular lot shape, size, natural features, etc.) and the application of this SMP and not, for example, from deed restrictions or the applicant's own actions;
 - c. That the design of the project is compatible with other authorized uses within the area and with uses planned for the area under the Comprehensive Plan and this SMP and will not cause adverse impacts to the shoreline environment;
 - d. That the variance will not constitute a grant of special privilege not enjoyed by the other properties in the area;
 - e. That the variance requested is the minimum necessary to afford relief; and
 - f. That the public interest will suffer no substantial detrimental effect.
5. To obtain a SVAR for development and/or uses waterward of the OHWM or within any wetland, the applicant must demonstrate compliance with the following review criteria as listed in WAC 173-27-170:
 - a. That the strict application of the bulk, dimensional, or performance standards set forth in this SMP precludes all reasonable use of the property;
 - b. That the proposal is consistent with the criteria established in 4(b) through (f) above; and
 - c. That the public rights of navigation and use of the shorelines will not be adversely affected.

2.8.2 Variances – Permit Process

Proposals for SVARs are subject to the City's permit procedures articulated in SMC 18.08 – Shoreline Management and the State's permit procedures articulated in WAC 173-27 – Shoreline Management Permit and Enforcement Procedures.

2.9 Nonconforming Use & Development

2.9.1 Nonconforming Use & Development – Purpose – Applicability – Criteria

The purpose of nonconforming use and development provisions is to recognize uses and development that have previously been established within shoreline jurisdiction. Where those uses & development were lawfully established according to the standards in place prior to the effective date of this SMP, these provisions are intended to allow the use or development to continue— or be “grandfathered”—

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until a later date when conformity to this SMP can be achieved. The following policies shall assist in reviewing proposals involving nonconforming use and/or development:

1. Nonconforming Use is defined herein.
2. Nonconforming uses and developments on Stevenson's shorelines shall meet the standards of the City of Stevenson Zoning Code, SMC 17.44 – Nonconforming Uses (Said provisions include all amendments adopted through February 27th, 2017, the effective date of Ordinance 2017-1103.), with the following exceptions:
 - a. A building or structure conforming as to use but nonconforming as to the shoreline setback, critical area buffer, and/or height provisions of the environment designation in which said building or structure is located may be maintained, repaired, or altered by expansion or enlargement, provided, that the alteration meets all applicable provisions of this SMP and does not further exceed or violate the appropriate shoreline setback, critical area buffer, and height provisions. (For example, a building or structure encroaching in a shoreline setback area shall not further encroach into the shoreline setback area as a result of the alteration.)
 - b. For the purposes of this SMP, any strengthening or restoring to a safe condition permitted under SMC 17.44.090(B) shall not further exceed or violate the appropriate shoreline bulk or dimensional standards of this SMP.
 - c. Proposed uses and structures that are appurtenant or accessory to nonconforming dwelling units must conform to all applicable requirements of this SMP.
 - d. A structure for which a shoreline variance (SVAR) has been issued shall be considered a legal nonconforming structure and the requirements of this section shall apply as they apply to preexisting nonconformities.
 - e. A structure that is being or has been used for a nonconforming use may be used for a different nonconforming use only upon the approval of a SCUP. A SCUP may be approved only upon a finding that:
 - i. No reasonable alternative conforming use is practical; and
 - ii. The proposed use will be at least as consistent with the policies and provisions of the SMA and this SMP and as compatible with the uses in the area as the preexisting use.
 - f. A nonconforming structure which is moved any distance must be brought into conformance with this SMP and the SMA unless a SVAR is approved.
 - g. For the purposes of this SMP, SMC 17.44.100 applies; provided, that application is made for the permits necessary to restore the structure within one year of the date the damage occurred, all permits are obtained, and that the restoration is completed within 2 years of permit issuance.

2.10 Shoreline Permit Revisions

A permit revision is required whenever the applicant proposes substantive changes to the design, terms or conditions of a project from that which is approved in the permit. Changes are substantive if they materially alter the project in a manner that relates to its conformance to the terms and conditions of the permit, this SMP and/or the policies and provisions of Chapter 90.58 RCW. Changes which are not substantive in effect do not require approval of a revision and may be authorized through a Minor Project Authorization. When a revision of a Shoreline Permit is sought, the applicant

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shall submit detailed plans and text describing the proposed changes and must demonstrate compliance with the following guidelines and standards as articulated in WAC 173-27-100:

1. If the City determines that the proposed changes are within the scope and intent of the original permit, and are consistent with this SMP and the SMA, the City may approve a revision.
2. "Within the scope and intent of the original permit" means all of the following:
 - a. No additional over water construction is involved except that pier, dock, or float construction may be increased by 500 square feet or 10% from the provisions of the original permit, whichever is less;
 - b. Ground area coverage and height may be increased a maximum of 10% from the provisions of the original permit;
 - c. The revised permit does not authorize development to exceed height, lot coverage, setback, or any other requirements of this SMP except as authorized under a variance granted as the original permit or part thereof;
 - d. Additional revised landscaping is consistent with any conditions attached to the original permit and with this SMP;
 - e. The use authorized pursuant to the original permit is not changed; and
 - f. No adverse environmental impact will be caused by the project revision.
3. Revisions to permits that have already expired (RCW 90.58.143) may be allowed only if the changes:
 - a. Are consistent with this section;
 - b. Would not otherwise require a Shoreline Permit per the SMA, WAC 173-27-100, or this SMP. If the proposed change constitutes substantial development then a new permit is required; and
 - c. The revision does not extend the time requirements of the original permit or authorize substantial development beyond the time limits of the original permit.
4. If the revision, or the sum of the revision and any previously approved revisions, cannot satisfy all the provisions itemized in subsection 2 of this section, the applicant shall be required to apply for a new Shoreline Permit.
5. Revision approval, including revised site plans and text necessary to clearly indicate the authorized changes and the final consistency ruling, shall be subject to the notice and filing procedures of SMC 18.08.190; provided, that the timelines stated in WAC 173-27-100 are to be followed in the event of any discrepancy.
6. The revised permit is effective immediately upon final decision by the City or, when appropriate, upon final action by Ecology.
7. Appeals to permit revisions shall be in accordance with SMC 18.08.200 and shall be based only upon contentions of noncompliance with the provisions of subsection 2 of this section. Construction undertaken pursuant to that portion of a revised permit not authorized under the original permit is at the applicant's own risk until the expiration of the appeals deadline. If an appeal is successful in proving that a revision is not within the scope and intent of the original permit, the decision shall have no bearing on the original permit.

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Chapter 3 – Shoreline Environment Designation Provisions

3.1 Introduction

The state SMP guidelines require that Shoreline Environment Designations be assigned to shoreline areas according to their function, existing land uses, and the goals and aspirations of the community. For those unfamiliar with the Shoreline Management Act (SMA), a Shoreline Environment Designation (SED) is similar to the more common concept of a zoning district. Consistent with the City's requirements under the SMA, this chapter provides a system SEDs which mirror those outlined in the SMP guidelines and overlay other zoning district requirements. The locations of the City's SEDs are described in and depicted on the map of shoreline jurisdiction and environment designations in Appendix A including descriptions of parallel environments, waterbody-specific interpretations, a parcel guide, and criteria to clarify boundary interpretations.

3.2 Environment Designations

3.2.1 Aquatic Environment

1. Purpose: The purpose of the Aquatic Environment is to protect, restore, and manage the unique characteristics and resources of the areas waterward of the Ordinary High-Water Mark (OHWM).
2. Location Criteria: The Aquatic SED may only apply to lands waterward of the OHWM and wetlands.
3. Management Policies:
 - a. Allow new overwater structures only for water-dependent uses, public access, or ecological restoration.
 - b. Limit the size of new overwater structures to the minimum necessary to support the structure's intended use.
 - c. Encourage multiple use of overwater facilities to reduce the impacts of shoreline development and increase effective use of water resources.
 - d. Locate and design all developments and uses on navigable waters or their beds to i) minimize interference with surface navigation, ii) consider impacts to public views, iii) allow for the safe, unobstructed passage of fish and wildlife, particularly those species dependent on migration.
 - e. Limit uses that adversely impact the ecological functions of critical freshwater habitats, except where necessary to achieve the objectives of RCW 90.58.020, and then only when their impacts are mitigated according to the sequence described in WAC 173-26-201(2)(e) as necessary to assure no net loss of ecological functions.
 - f. Design and manage shoreline uses and modifications to prevent degradation of water quality and alteration of natural hydrographic conditions.
 - g. Reserve shoreline space for preferred uses. Such planning should consider upland and in-water uses, water quality, navigation, presence of aquatic vegetation, existing shellfish protection districts and critical habitats, aesthetics, public access and views.

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3.2.2 Natural Environment

1. Purpose: The purpose of the Natural Environment is to protect those shoreline areas that are relatively free of human influence or that include intact or minimally degraded shoreline functions intolerant of human use. These systems require that only very low intensity uses be allowed in order to maintain the ecological functions and ecosystem-wide processes. Consistent with the policies of this designation, the City should include planning for restoration of degraded shorelines within this environment.
2. Location Criteria:
 - a. The Natural SED may apply to shorelands that:
 - i. Are ecologically intact and therefore currently performing an important, irreplaceable function or ecosystem-wide process that would be damaged by human activity;
 - ii. Is considered to represent ecosystems and geologic types that are of particular scientific and educational interest; or
 - iii. Is unable to support new development or uses without significant adverse impacts to ecological functions or risk to human safety.
 - b. The Natural SED may not apply to shorelands with significant existing agricultural lands, except where the existing agricultural activities involve very low intensity uses where there is no significant impact on natural ecological functions, and where the intensity or impacts associated with such agricultural activities is unlikely to expand in a manner inconsistent with the Natural SED.
3. Management Policies:
 - a. Prohibit any use that would substantially degrade the ecological functions or natural character of the shoreline area.
 - b. Prohibit the following new uses:
 - i. Commercial uses.
 - ii. Industrial Uses.
 - iii. Non-water-oriented recreation.
 - iv. Roads, utility corridors, and parking areas that can be located outside of the Natural SED.
 - c. Prohibit new development or significant vegetation removal that would reduce the capability of vegetation to perform normal ecological functions. This includes subdivision of property in a configuration that, to achieve its intended purpose, will require significant vegetation removal or shoreline modification that adversely impacts ecological functions. That is, each new parcel must be able to support its intended development without significant ecological impacts to the shoreline ecological functions.
 - d. Allow single-family residential development as a conditional use when the density and intensity of such use is limited as necessary to protect ecological functions and consistent with the purpose of this SED.
 - e. Allow commercial forestry as a conditional use provided it meets the State Forest Practices Act and its implementing rules and is conducted in a manner consistent with the purpose of this SED.

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- f. Allow agricultural uses of a very low intensity nature consistent with this SED when such use is subject to appropriate limitations or conditions to assure that the use does not expand or alter practices in a manner inconsistent with the purpose of this SED.
- g. Allow scientific, historical, cultural, educational research uses, and low-intensity water-oriented recreational access uses provided that no significant ecological impact on the area will result.

3.2.3 Shoreline Residential Environment

1. Purpose: The purpose of the Shoreline Residential Environment is to accommodate residential development and appurtenant structures that are consistent with WAC 173-26. An additional purpose is to provide appropriate public access and recreational uses.
2. Location Criteria: The Shoreline Residential SED may apply to shorelands that have predominantly single-family or multi-family residential development or are planned and platted for residential development.
3. Management Policies:
 - a. Set standards for density or minimum frontage width, setbacks, lot coverage limitations, buffers, shoreline stabilization, vegetation conservation, critical area protection, and water quality to assure no net loss of shoreline ecological functions, taking into account the environmental limitations and sensitivity of the shoreline area, the level of infrastructure and services available, and other comprehensive planning considerations.
 - b. Require multi-family and multi-lot residential and recreational developments to provide public access and joint use for community recreational facilities.
 - c. Ensure access, utilities, and public services are available to serve existing needs and/or planned future development.
 - d. Limit commercial development to water-oriented uses.

3.2.4 Urban Conservancy Environment

1. Purpose: The purpose of the Urban Conservancy Environment is to protect and restore ecological functions of open space, flood plain and other sensitive lands where they exist in urban and developed settings, while allowing a variety of compatible uses.
2. Location Criteria: The Urban Conservancy SED may apply to shorelands that 1) are suitable for water-related or water-enjoyment uses; 2) are open space, flood plain or other sensitive areas that should not be more intensively developed; 3) have potential for ecological restoration; 4) retain important ecological functions, even though partially developed, or 5) have the potential for development that is compatible with ecological restoration.
3. Management Policies:
 - a. Primarily allow uses that preserve the natural character of the area or promote preservation of open space, flood plain or sensitive lands either directly or over the long term. Uses that result in restoration of ecological functions should be allowed if the use is otherwise compatible with the purpose of the environment and setting.
 - b. Ensure that new development does not result in a net loss of ecological functions or further degrade other shoreline values through established standards for shoreline stabilization measures, vegetation conservation, water quality, and shoreline modifications within the Urban Conservancy SED.

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- c. Implement public access and public recreation objectives whenever feasible and whenever significant ecological impacts can be mitigated.
- d. Give priority to water-oriented uses over nonwater-oriented uses. For shoreline areas adjacent to commercially navigable waters, water-dependent uses should be given highest priority.

3.2.5 Active Waterfront Environment

1. Purpose: The purpose of the Active Waterfront Environment is to recognize the existing pattern of mixed-use development and to accommodate new water-oriented commercial, transportation, recreation, and industrial uses while protecting existing ecological functions of open space, floodplain, and other sensitive lands and restoring ecological functions in areas that have been previously degraded.
2. Location Criteria: The Active Waterfront SED may apply to shorelands that 1) currently support or 2) are appropriate and planned for water-oriented commercial, transportation, recreation, and industrial development that is compatible with protecting or restoring of the ecological functions of the area.
3. Management Policies:
 - a. Prefer uses that preserve the natural character of the area or promote preservation of open spaces and sensitive lands, either directly or over the long term. Allow uses that result in restoration of ecological functions if the use is otherwise compatible with the purpose of the environment and the setting.
 - b. Give priority to water-oriented uses, with first priority to water-dependent, then second priority to water-related and water-enjoyment uses. For shoreline areas adjacent to commercially navigable waters, give highest priority to water-dependent uses.
 - c. Prohibit new non-water-oriented uses, except:
 - i. As part of mixed use development;
 - ii. In limited situations where they do not conflict with or limit opportunities for water-oriented uses;
 - iii. On sites where there is no direct access to the shoreline;
 - iv. As part of a proposal that result in a disproportionately high amount of restoration of ecological functions.
 - d. Assure no net loss of shoreline ecological functions as a result of new development through shoreline policies and regulations. Where applicable, new development shall include environmental cleanup and restoration of the shoreline to comply in accordance with any relevant state and federal law.
 - e. Require public visual and physical access and implement public recreation objectives whenever feasible and where significant ecological impacts can be mitigated.

Chapter 4 – General Provisions for All Shoreline Activities

4.1 Introduction

The provisions of this Chapter apply generally to all review activities in shoreline jurisdiction without regard to environment designation, as appropriate. For example, all sites that contain critical areas or archaeological resources where a review activity is proposed are required to meet the corresponding sections of this chapter. These provisions address certain elements as required by RCW 90.58.100(2) and implement the principles as established in WAC 173-26-186.

4.2 Cultural Resources

4.2.1 Applicability

All sites which contain documented archaeological, cultural, and historic resources (e.g., archaeological sites, buildings, structures, districts, objects, traditional cultural places, landscapes that are 50 years of age and older, etc.) that 1) are recorded at the state historic preservation office and/or by the City, 2) have been identified in consultation with a Tribal Historic Preservation Officer, or 3) have been discovered inadvertently during development are subject to the provisions of this section. In addition to complying with the provisions of this chapter, archaeological sites are subject to RCW Chapter 27.44 (Indian Graves and Records) and RCW Chapter 27.53 (Archaeological Sites and Records). Developments or uses that may impact archaeological sites are subject to WAC Chapter 25-48.

4.2.2 Policies

1. Archaeological, cultural, or historic sites should be protected from the impacts of development proposed within the shoreline due to the limited and irreplaceable nature of these resources.
2. Protection of archaeological, cultural, and historic resources should occur in collaboration with appropriate, tribal, state, federal and local governments. Cooperation among public and private parties is encouraged for the identification, protection and management of such resources.
3. Any proposed site development and/or associated site demolition work should be planned and carried out to avoid impacts to archaeological, cultural, and historic resources.
4. Owners of property containing previously identified archaeological, cultural, or historic sites are encouraged to coordinate with the City and other appropriate agencies (e.g., the Yakama, Nez Perce, Warm Springs, Umatilla, and Cowlitz tribes, the Washington State Department of Archaeology and Historic Preservation (DAHP), etc.) well before permit application. The intent is to allow these parties ample time to review the proposal, assess impacts, and arrive at recommendations to avoid, minimize, or mitigate for impacts to the affected resource(s).
5. If development or demolition is proposed adjacent to an identified archaeological, cultural, or historic site, then the proposed development should be designed and operated to be compatible with continued protection of the archaeological, cultural, or historic resource.

4.2.3 Regulations

1. Site Inspections, Evaluations, and Surveys – Required When:
 - a. When a shoreline use or development is within 500 feet of an area documented to contain, or likely to contain, archaeological, cultural, or historic resources based on information from DAHP, a prior archaeological report/survey, or a state or federal register, the applicant shall

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- provide a site inspection and evaluation report prepared by a qualified cultural resource professional prior to issuance of any Shoreline Permit or approval, including a Minor Project Authorization. Work may not begin until the inspection and evaluation have been completed, and the City has issued its permit or approval.
- b. A survey to identify archaeological, cultural, and historic resources 50 years of age and older may be required to be conducted based on the recommendations of a cultural resources professional contained in the site inspection and evaluation report. The cultural resource survey process shall conform to the most recent update of DAHP's Standards for Cultural Resource Reporting found at this link:
<https://dahp.wa.gov/sites/default/files/CR%20Update%20August%202018%20final.pdf>.
2. Cultural Resources Avoidance. If an archaeological site inspection or evaluation identifies the presence of significant archaeological, cultural, or historic resources at the site, the applicant shall first seek to avoid impacts to the resource.
 3. Cultural Resources Management Plan. If an archaeological site inspection or evaluation identifies the presence of significant archaeological, cultural, or historic resources that will be impacted by a project and if recommended by a qualified cultural resource professional, a cultural resource management plan shall be prepared prior to the City's approval of the project. A qualified cultural resource professional(s) shall prepare the cultural resource management plan. Cultural resource management plans shall be developed in consultation with DAHP and affected Tribes. In addition, a permit or other requirement administered by DAHP pursuant to RCW 27.44 and RCW 27.53 may apply. If the cultural resource professional determines that impacts to an archaeological, cultural, or historic resource can be adequately avoided by establishing a work limit area within which no project work or ground disturbance may occur, then a cultural resources management plan is not required.
 4. Inadvertent discovery. If any item of possible archaeological interest (including human skeletal remains) is discovered on site during construction or site work, all the following steps shall occur:
 - a. Stop all work in the immediate area (initially allowing for a 100' buffer, this number may vary by circumstance) immediately;
 - b. Implement reasonable measures to protect the discovery site, including any appropriate stabilization or covering;
 - c. Take reasonable steps to ensure the confidentiality of the discovery site;
 - d. Take reasonable steps to restrict access to the site of discovery;
 - e. Notify the City, DAHP, and Yakama, Nez Perce, Warm Springs, Umatilla, and Cowlitz tribes of the discovery.
 - f. A stop-work order will be issued.
 - g. The Shoreline Permit will be temporarily suspended.
 - h. All applicable state and federal permits shall be secured prior to commencement of the activities they regulate and as a condition for resumption of development activities.
 - i. Development activities may resume only upon receipt of City approval.
 - j. If the discovery includes human skeletal remains, the Skamania County Coroner and local law enforcement shall be notified in the most expeditious manner possible. The County Coroner will assume jurisdiction over the site and the human skeletal remains, and will make a determination of whether they are crime-related. If they are not, DAHP will take jurisdiction

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over the remains and report them to the appropriate parties. The State Physical Anthropologist will make a determination of whether the remains are Native American and report that finding to the affected parties. DAHP will handle all consultation with the affected parties as to the preservation, excavation, and disposition of the remains.

4.3 Environmental Protection & No Net Loss

4.3.1 Policies

1. This SMP establishes a policy and regulatory framework designed to achieve no net loss of shoreline ecological functions. This is achieved using a combination of the following:
 - a. Chapter 4 General Provisions for All Shoreline Activities and incorporated critical areas provisions with established critical area protection standards including buffers. The Critical Area Buffer establishes the area that must meet mitigation sequencing and compensation for unavoidable adverse impacts.
 - b. Chapter 5 Shoreline Use Regulations with established allowed, conditional, and prohibited uses. This section also determines the Shoreline Setback for each foreseeable use based upon shoreline environment designation and water-orientation. Setbacks establish the area that excludes new development or uses, except as expressly allowed.
 - c. Chapter 6 Shoreline Modification Provisions with established allowed modifications table and vegetation removal policies, regulations, and mitigation standards.
2. Uses, developments, and modifications on Stevenson's shorelines should be designed, located, sized, constructed and maintained to achieve no net loss of shoreline ecological functions necessary to sustain shoreline natural resources.
3. New uses and developments should not have an unmitigated adverse impact on other shoreline functions fostered by this SMP.

4.3.2 Regulations

1. Mitigation Sequence. In order to ensure that review activities contribute to meeting the no net loss provisions by avoiding, minimizing, and mitigating for adverse impacts to ecological functions or ecosystem-wide processes, applicants shall describe how the proposal will follow the sequence of mitigation as defined below:
 - a. Avoid the impact altogether by not taking a certain action or parts of an action;
 - b. Minimize the impacts by limiting the degree or magnitude of the action and its implementation by using appropriate technology or by taking affirmative steps (e.g., project redesign, relocation, timing to avoid or reduce impacts, etc.);
 - c. Rectify the impact by repairing, rehabilitating, or restoring the affected environment to the conditions existing at the time of the initiation of the project or activity;
 - d. Reduce or eliminate the impact over time by preservation and maintenance operations during the life of the action;
 - e. Compensate for the impact by replacing, enhancing, or providing substitute resources or environments; and
 - f. Monitor the impact and the compensation projects and take remedial or corrective measures when necessary.

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2. The mitigation sequence is listed in the order of priority. Applicants shall consider and apply lower priority measures only where higher priority measures are determined to be infeasible or inapplicable.
3. SEPA Compliance. To the extent SEPA applies to a proposal, the analysis of environmental impacts and mitigation related to the proposal shall be conducted consistent with WAC 197-11—SEPA Rules and SMC 18.04—Environmental Policy.
4. Cumulative Impacts. As part of the assessment of environmental impacts subject to this SMP, new uses, developments, and modifications shall evaluate and consider cumulative impacts of reasonably foreseeable future development on shoreline ecological functions. Evaluation of cumulative impacts shall consider:
 - a. Current circumstances affecting the shorelines and relevant natural processes;
 - b. Reasonably foreseeable future development and use of the shoreline; and
 - c. Beneficial effects of any established regulatory programs under other local, state, and federal laws.
5. Mitigating for Impacts. When impacts related to a proposal require mitigation, the following shall apply:
 - a. The proposal shall achieve no net loss of ecological functions.
 - b. The City shall not require mitigation in excess of that necessary to assure the proposal 1) results in no net loss of ecological function and 2) does not have a significant adverse impact on other shoreline functions fostered by this SMP.
 - c. Compensatory mitigation shall give preference to measures that replace the impacted function directly and in the immediate vicinity of the impact. However, alternative compensatory mitigation located elsewhere in the same reach or watershed that addresses limiting factors or identified critical needs for shoreline resource conservation may be authorized, including appropriate actions identified in the Restoration Plan.
 - d. Unless waived by the City, authorization of compensatory mitigation shall require appropriate safeguards, terms or conditions (e.g. performance bonding, monitoring, conservation covenants) as approved by the City Attorney and necessary to ensure no net loss of ecological functions.
6. Environmental protection and no net loss shall be achieved by complying with the combination of use regulations, shoreline setbacks, critical area buffers, and vegetation removal restrictions:
 - a. Shoreline Allowances & Setbacks – Table 5.1 establishes a list of permitted, conditional, and prohibited uses in each shoreline environment designation (SED). This table also establishes the minimum shoreline setback applicable to each use, activity, or development within each SED where development cannot occur; and
 - b. Critical Areas Buffers – Section 4.4 Critical Area provisions, including separately incorporated SMC 18.13 provisions that establish Wetland and Riparian buffer standards as additional areas where mitigation sequencing must be applied and unavoidable impacts must be mitigated; and
 - c. Modifications & Vegetation – Shoreline modification standards, vegetation standards, and prescriptive mitigation measures of Chapter 6 apply to all vegetation impacts occurring within shoreline jurisdiction.

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4.4 Critical Areas

4.4.1 *Applicability*

1. The provisions of SMC Chapter 18.13 – Critical Areas and Natural Resource Lands (Ordinance #2018-1123, dated October 1, 2018) are hereby incorporated into this SMP, with exception of the following provisions that do not apply in shoreline jurisdiction:
 - a. 18.13.015 Administrative Provisions;
 - b. 18.13.025 Exemptions, Exceptions & Expedited Review—Subsections A, B, and C; and D.2-6;
 - c. 18.13.035 Critical Areas Permit—Application – Subsections A-C, and E-G;
 - d. 18.13.040 Critical Areas Permit—Review & Approval;
 - e. 18.13.065 Appeals;
 - f. 18.13.100 Wetlands – Subsection B.4; and
 - g. Any provision based upon reasonable use, permit types or requirements, and appeals process or procedures that is inconsistent with the requirements of the SMP or WAC 173-27.
2. Critical areas located within shoreline jurisdiction shall be regulated by this SMP. The incorporated critical areas provisions shall be liberally construed together with the SMP to give full effect to the objectives and purposes of the provisions of the SMP and the Shoreline Management Act (SMA). These provisions apply to all lands and all review activities in shoreline jurisdiction, whether or not a Shoreline Permit or authorization is required.
3. These provisions apply to all persons proposing a review activity on shoreline properties containing or likely to affect critical areas (i.e., wetlands, geologic hazards, flood hazards, critical aquifer recharge areas, and fish and wildlife habitat conservation areas) or their buffers, unless the proposed activity and its effects lie wholly outside any critical area or buffer.
4. This section supplements SMC 18.13 provisions for Geologically Hazardous Areas, Fish & Wildlife Habitat Conservation Areas, and Wetlands

4.4.2 *Policies*

The Critical Areas protections of this SMP should:

1. Implement all applicable provisions of SMC 18.13 – Critical Areas and Natural Resource Lands. The review of critical areas provisions should be conducted in concert with the review of shoreline provisions, and proposals should be subject to a single application, fee, and permit.
2. Protect critical areas, as defined by this SMP and consistent with the SMA and RCW 36.70A.170 and 36.70A.050, to meet no net loss for the functions (e.g., water quality; flood hazard reduction; habitat; endangered, threatened and sensitive species protection; water supply; erosion control, etc.) and values (e.g., recreation; aesthetic enjoyment; prevention of property and habitat damage; preservation of natural character, etc.) they provide to humans and the environment.
3. Protect critical freshwater habitats (i.e., streams, rivers, wetlands, and lakes, their associated channel migration zones (CMZs), hyporheic zones, and floodplains) consistent with WAC 173-26-221(2)(c)(iv). The standard critical area categories designated and protected by the City overlap to a large extent with critical freshwater habitats. Protections for critical areas are also protections for critical freshwater habitats.
4. Promote appropriate human uses of critical areas within shoreline jurisdiction, which further the objectives of the SMA, and which are compatible with the protection of critical areas (e.g., public access and low-intensity recreational uses).

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5. Establish riparian area buffers based upon the performance of functions. Despite any reduced buffer, significant trees and Oregon White Oak trees within shoreline jurisdiction shall be managed consistent with SMP Section 6.4.1.

4.4.3 General Critical Area Regulations

1. The City of Stevenson shall not issue any Shoreline Permit (i.e., SSDP, SCUP, shoreline variance) or Minor Project Authorization (MPA), or otherwise issue any authorization to alter the condition of any land, water, or vegetation, or to construct or alter any structure or improvement in, over, or on a shoreline critical area or associated buffer, without first assuring compliance with the requirements of this section and SMC 18.13, as applicable.
2. Early Disclosure and Verification. When an applicant submits an application for any development proposal, it shall indicate whether any critical areas or buffers are located on or within 300 feet of the site. The presence of critical areas may require additional studies and time for review. However, the City shall review proposals involving critical areas protection under a single application, timeline, fee, and permit as the required Shoreline Permit or MPA. Early disclosure of critical areas will reduce delays during the permit review process. If the applicant states there are no known critical areas, the City should review and confirm whether critical areas exist, and, if critical areas are present, require the applicant to complete a critical areas report.
3. Studies generated as part other federal or state permit processes (e.g., SEPA submittals, biological opinions, biological evaluations, etc.) shall be provided and may be determined by the Administrator as adequate to satisfy the critical areas report requirements of this SMP if the project has been developed in enough detail to have evaluated site-specific impacts and mitigation measures.
4. New development and the creation of new lots are prohibited in all SEDs when they would cause foreseeable risk from geological conditions, or require structural flood hazard reduction measures in the floodway or CMZ, during the life of the development, consistent with SMP Section 5.4.8 Land Division, and other provisions of this Program.

4.4.4 Fish & Wildlife Habitat Conservation Area Regulations

1. Any use, development, or modification proposed within or adjacent to an FWHCA with which state or federally endangered, threatened, or sensitive species have a primary association, shall ensure the FWHCA is protected as required by this SMP. If the Shoreline Administrator determines that a proposal is likely to impact an FWHCA adversely, additional protective measures (e.g., protective buffer standards, mitigation, and monitoring programs under SMC 18.13) may be required.
2. Applicants shall provide a preliminary FWHCA assessment for all proposals involving riparian areas. The assessment must recognize the buffer necessary to ensure no net loss of ecological functions occurring at the reach-scale for the riparian area in question.
3. The City shall condition the approval of activities located in the FWHCA or its buffer as necessary. Approval conditions shall require the applicant to mitigate any potential adverse impacts according to the approved critical area report, mitigation, and monitoring plans.
4. Structures that prevent the migration of salmonids shall not be allowed in the portion of water bodies currently or historically used by anadromous fish. Fish bypass facilities shall be provided,

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as necessary, to allow the upstream and downstream migration of all salmonid life stages and shall prevent juveniles migrating downstream from being trapped or harmed.

4.4.6 Wetlands Regulations

1. All wetland review activities, as defined, shall be subject to these regulations.
2. No net loss of wetland area, functions and values, including lost time when the wetland does not perform the function, shall occur as a result of the overall project's wetland review activities. Only unavoidable wetland impacts will be authorized. In addition to the requirements in SMP Section 4.3, the following mitigation measures to minimize and reduce wetland impacts shall be required:
 - a. Mitigation shall achieve equivalent or greater biological functions.
 - b. Mitigation actions shall rely on the order of preference in SMC 18.13.100, however, wetland preservation alone shall not be considered as achieving the no net loss standard of this SMP.

4.5 Flood Hazard Reduction**4.5.1 Applicability**

1. The provisions of this section and the critical areas protections above apply in addition to the regulations for frequently flooded areas in SMC 18.13 and the floodplain management regulations in SMC 15.24, including reliance on the established FEMA FIRMs, as amended.
2. The provisions of this section apply to all Frequently Flooded Areas designated in SMC 18.13 and all preliminary channel migration zones (pCMZs) mapped in ICR Appendix C.0.

4.5.2 Policies

1. Limit new uses and development in flood hazard and channel migration zone (CMZ) areas and avoid impacting CMZs where alternatives for avoidance exist. Development in the CMZ has the potential to impact downstream properties by affecting the path and intensity of flooding downstream. In addition, development in the CMZ can lead to net loss of ecological functions.
2. Encourage removal of artificial restrictions (e.g., dams, shoreline stabilization, channel barriers, etc.) where hydrologic studies indicate that it would be possible to do so without negatively impacting public safety, property, or structures.

4.5.3 Frequently Flooded Area and CMZ Regulations

1. New or enlarged structural flood hazard reduction measures shall be allowed only by a shoreline conditional use permit and only when:
 - a. It can be demonstrated by a scientific and engineering analysis that they are necessary to protect existing development;
 - b. Nonstructural measures are not feasible;
 - c. Impacts to ecological functions and priority species and habitats can be successfully mitigated so as to ensure no net loss;
 - d. Vegetation standards consistent with SMP Section 6.4.1 are implemented; and
 - e. Located landward of associated wetlands and buffer areas, except for actions that increase ecological functions, such as wetland restoration, where no alternative exists as documented in a geotechnical analysis.
2. New publicly funded dikes or levees shall dedicate and improve public access to the shoreline. This requirement may be waived if public access improvements would cause:

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- a. Unavoidable health or safety hazards to the public;
 - b. Inherent and unavoidable security problems;
 - c. Unacceptable and unmitigable significant ecological impacts,
 - d. Unavoidable conflict with the proposed use; or
 - e. A cost that is disproportionate and unreasonable to the total long-term cost of the development.
3. Only the following new uses and development activities may be appropriate and/or necessary within the channel migration zone or floodway:
- a. Actions that protect or restore the ecosystem-wide processes or ecological functions.
 - b. Forest practices in compliance with the Washington State Forest Practices Act and its implementing rules.
 - c. Existing and ongoing agricultural practices, provided that no new restrictions to channel movement occur.
 - d. Mining when conducted in a manner consistent with the environment designation and with the provisions of WAC 173-26-241(3)(h).
 - e. Bridges, utility lines, and other public utility and transportation structures where no other feasible alternative exists or the alternative would result in unreasonable and disproportionate cost. Where such structures are allowed, mitigation shall address impacted functions and processes in the affected section of watershed or drift cell.
 - f. Repair and maintenance of an existing legal use, provided that such actions do not cause significant ecological impacts or increase flood hazards to other uses.
 - g. Development with a primary purpose of protecting or restoring ecological functions and ecosystem-wide processes.
 - h. Modifications or additions to an existing nonagricultural legal use, provided that channel migration is not further limited and that the new development includes appropriate protection of ecological functions.
 - i. Development in incorporated municipalities and designated urban growth areas, as defined in chapter 36.70A RCW, where existing structures prevent active channel movement and flooding.
 - j. Measures to reduce shoreline erosion, provided that it is demonstrated that the erosion rate exceeds that which would normally occur in a natural condition, that the measure does not interfere with fluvial hydrological and geomorphological processes normally acting in natural conditions, and that the measure includes appropriate mitigation of impacts to ecological functions associated with the river or stream.

Critical Area Report – Channel Migration Zones

- 4. Review activities proposed within a pCMZ, as mapped in ICR Appendix C.0, should first seek to relocate to an area outside of the pCMZ.
- 5. For proposals which are not relocated to an area outside of a mapped pCMZ, applicants shall prepare a CMZ desk analysis report. The Administrator may waive this requirement after consultation with resource management agencies (e.g., WDFW, WDNR, etc.) to determine its necessity. A CMZ desk analysis report shall be prepared by a qualified professional hydrogeologist/hydrologist and shall consider the following after reviewing aerial photos, maps, GIS, LiDAR data and/or USGS topographic maps:

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- a. Whether channel movement has occurred between aerial photo/data acquisition years.
- b. Whether valley confinement is present. If the valley floor is significantly wider than the channel, migration may be occurring. If the valley floor is very narrow as compared with the width of the stream/river channel (less than twice as wide as the channel), it is unlikely channel migration is occurring.
- c. Whether any of the following are present in reviewing aerial photographs: side channels, large gravel bars, eroding banks, new channels occurring between photo years (avulsion), multiple channels (braiding), wood jams, and/or high sinuosity or sharp channel bends.
6. If the desk analysis report determines that a CMZ is not likely to be present at the proposal site based on a review of aerial photos maps, GIS and/or LiDAR data then no field assessment is required.
7. If the desk analysis report determines that channel migration is likely to be present at the project site based on the factors above, a field assessment report prepared by a qualified professional is required to confirm the presence of a CMZ, and field observations shall be documented in the report. Field observation findings shall include:
 - a. Date of the site visit;
 - b. Who conducted the field review and their title/position;
 - c. Distance of channel walked;
 - d. Length of CMZ boundary delineated;
 - e. Presence of avulsion hazard and/or erosion hazard areas;
 - f. Description of method(s) used to determine CMZ presence, CMZ outer edge delineation and marking (flagging, paint, etc.);
 - g. Other applicable information.

Channel Migration Zone Standards

8. When development is proposed in a CMZ, the applicant shall obtain a flood certificate demonstrating whether the proposed development is within the flood hazard area and, if so, is required to comply with all applicable CMZ provisions in this SMP.
9. Hydrogeomorphological study shall be performed for all proposals within a CMZ demonstrating that the proposal does not cause significant impacts to adjacent or downstream properties.

4.6 Public Access

4.6.1 *Applicability*

Public access includes the ability of the general public to reach, touch, and enjoy the water's edge, to travel on the waters of the state, and to view the water and the shoreline from adjacent locations. All properties within shoreline jurisdiction have the potential to protect or enhance public access in some form, and all proposed review activities on shorelines are subject to the following policies and regulations.

4.6.2 *Policies*

1. Continuous public pedestrian access should be provided along the City's shorelines, especially the Columbia River, Rock Cove, and Lower Rock Creek.
2. The system of public physical and visual access to Stevenson's shorelines should be maintained, enhanced, and protected over time on both private and public lands.

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3. Public access and recreational facilities should be located in a manner that will preserve the natural characteristics and functions of the shoreline.
4. Private property rights, public safety, and navigational rights should be considered when providing public access opportunities.
5. New development should identify and preserve key shoreline views and avoid obstructing such views from public areas.
6. The City's should develop a comprehensive and integrated public access and trail plan (consistent with WAC 173-26-221(4)) that identifies specific public access needs and opportunities to replace these site-by-site requirements. Such plan should identify a preference for pervious over impervious surfaces, where feasible.

4.6.3 Regulations

1. Consistent with legal/constitutional limitations, provisions for adequate public access shall be incorporated into all proposals for Shoreline Permits that have one or more of the following characteristics:
 - a. The proposed development or use will create a demand for, or increase demand for public access;
 - b. The proposed use is water-enjoyment, water-related, or non water-dependent, except for individual single-family residences not part of a development planned for 5 or more parcels;
 - c. The proposed use involves the subdivision of land into 5 or more parcels;
 - d. The proposed development or use will interfere with existing access by blocking access or discouraging use of existing access;
 - e. The proposed development or use will interfere with public use of waters of the state;
 - f. The proposed development or use will involve public funding or occur on public lands, provided that such access would not result in a net loss of ecological function. Public funding includes any funds from federal, state, municipal or local taxation districts.
2. Additional public access will not be required where suitable public access is already provided by an existing public facility on or adjacent to the site and the Planning Commission makes a finding that the proposed development would not negatively impact existing visual or physical public access nor create a demand for shoreline public access that could not be accommodated by the existing public access system and existing public recreational facilities in the immediate vicinity.
3. Public access will not be required where the applicant demonstrates it is infeasible due to at least one of the following:
 - a. Unavoidable health or safety hazards to the public exist that cannot be prevented by any practical means;
 - b. Inherent security requirements of the use cannot be satisfied through the application of alternative design features or other solutions;
 - c. The cost of providing the access, easement, or an alternative amenity are unreasonably disproportionate to the total long-term cost of the proposed development or other legal/constitutional limitations preclude public access;
 - d. Unacceptable environmental harm will result from the public access which cannot be mitigated;

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- e. Significant unavoidable conflict between the proposed access and adjacent uses would occur and cannot be mitigated.
4. To meet any of the conditions under Regulation 3 above, the applicant must first demonstrate to the satisfaction of the Planning Commission that all reasonable alternatives have been exhausted including, but not limited to, the following:
 - a. Regulating access by such means as maintaining a gate and/or limiting hours of use;
 - b. Designing separation of uses and activities (e.g., fences, terracing, use of one-way glazings, hedges, landscaping);
 - c. Provisions for access at a site geographically separated from the proposal such as a street end, vista or trail system;
 - d. Sharing the cost of providing and maintaining public access between public and private entities.
5. For projects that meet the criteria of Regulation 3 above, the City may consider off-site public access or, if approved by the Planning Commission and agreed to by the applicant, the applicant may contribute a proportional fee to the local public access fund (payment in lieu).
6. If the City determines that public access is required pursuant to Regulation 1 above, the City shall impose permit conditions requiring the provision of public access that is roughly proportional to the impacts caused by the proposed development or use. The City shall demonstrate in its permit decision document that any such public access has a nexus with the impacts of the proposed development and is consistent with the rough proportionality standard.
7. When required, public access shall:
 - a. Consist of a dedication of land or a physical improvement in the form of a walkway, trail, bikeway, corridor, viewpoint, park, deck, observation tower, pier, boat launch, dock or pier area, or other area serving as a means of view and/or physical approach to public waters and may include interpretive centers and displays, view easements, and/or decreased building bulk through height, setback, or façade limitations;
 - b. Include features for protecting adjacent properties from trespass and other possible adverse impacts;
 - c. Be fully developed and available for public use at the time of occupancy of the proposed use or activity;
 - d. Result in no net loss of shoreline ecological functions.
8. When required, physical public access shall be constructed to meet the following requirements for location, design, operation and maintenance:
 - a. Public access sites shall be connected directly to the nearest public street or non-motorized trail through a parcel boundary, tract, or easement, wherever feasible;
 - b. Signs indicating the public's right of access to shoreline areas shall be installed and maintained in conspicuous locations.
 - c. Public access easements and permit conditions shall be recorded on the deed of title and/or on the face of a plat or short plat as a condition running in perpetuity with the land, provided, that the Planning Commission may authorize a conveyance that that runs contemporaneous with the authorized land use for any form of public access other than parallel pedestrian access. Said recording with the County Auditor's Office shall occur at the time of permit approval.

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- d. Maintenance of the public access facility shall be the responsibility of the owner unless otherwise accepted by a public or nonprofit agency through a formal agreement approved by the City and recorded with the County Auditor's Office.
 - e. Public access sites shall be made barrier-free for the physically disabled where feasible, and in accordance with the ADA.
 - f. Any trail constructed shall meet the conditions described for shoreline areas in any trail or parks plan officially adopted by the City Council.
9. Views of the shoreline from public properties or substantial numbers of residences shall be protected through adherence to height and setback limits specified in this SMP. Where new development would completely obstruct or significantly reduce the aesthetic quality of views from public properties or substantial numbers of residences, mitigation shall be required as follows:
 - a. The City may require administrative modifications to standard setbacks, clustering of proposed structures, and modifications to landscaping and building massing when the Planning Commission determines that such modifications are necessary to maintain public views of the shoreline.
 - b. The City shall work with the applicant to minimize the economic impacts of view mitigation. While upper story setbacks and other changes to building placement and form may be required to provide view corridors, in no case shall the applicant be required to reduce the maximum building height for more than 30% of the building's width.
 - c. The City may require specific public access improvements (e.g., public viewing decks, etc.) as mitigation in lieu of more significant modifications to site and building design when the Planning Commission finds such modifications would be an unreasonable financial burden on the applicant.
 10. Where there is a conflict between water-dependent shoreline uses or physical public access and maintenance of views from public properties or substantial numbers of residences that cannot be resolved using the techniques in Regulation 9 above, the water-dependent uses and physical public access shall have priority, unless is the Planning Commission finds a compelling reason to the contrary.
 11. Future actions by the applicant, successors in interest, or other parties shall not diminish the usefulness or value of the public access provided.

4.7 Water Quality & Non-Point Source Pollution

4.7.1 Applicability

This section shall apply to all projects which have the potential to affect the water quality or quantity of Stevenson shorelines by either changing the flow of surface waters or creating new discharges to Stevenson's shoreline waterbodies.

4.7.2 Policies

1. The quality of water in Stevenson's rivers, streams, lakes and their associated wetlands should be maintained and improved for the beneficial use of the City's citizens and aquatic & terrestrial wildlife.

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2. All shoreline use and development should protect against adverse impacts to public health, to the land and its vegetation and wildlife, to the waters of the state and their aquatic life, and to stormwater and water quality.
3. New developments, expansions, or retrofits of existing developments should be required to assess the effects of additional stormwater runoff volumes and velocities, and mitigate potential adverse effects on shorelines through design and implementation of appropriate stormwater management measures.
4. Property owners should be encouraged to voluntarily install new, or retrofit existing, stormwater features per the most current edition of Ecology's Stormwater Management Manual for Western Washington, including using low impact development techniques.

4.7.3 Regulations

1. Design, construction and operation of shoreline uses and developments shall incorporate measures to protect and maintain surface and groundwater quality in accordance with all applicable laws, so that there is no net loss of ecological functions.
2. Design, construction and operation of shoreline uses and developments shall incorporate measures to protect and maintain surface and groundwater quantity and quality in accordance with all applicable laws, so that significant impacts to aesthetic qualities or recreational opportunities do not occur. A significant impact to aesthetics or recreation would occur if a stormwater facility and accessory structures (e.g., fences or other features) have the potential to block or impair a view of shoreline waters from public land or from a substantial number of residences per RCW 90.58.320, or if water quality were degraded so as to discourage normal uses (e.g., swimming, fishing, boating, viewing, etc.).
3. Shoreline development and uses shall adhere to all required setbacks, buffers, and standards for stormwater facilities.
4. All review activities shall comply with the applicable requirements of all applicable City stormwater, drinking water protection, and public health regulations and the *Stormwater Management Manual for Western Washington*, including using low impact development techniques whenever feasible.
5. Sewage management. To avoid water quality degradation, sewer service is subject to the requirements outlined below.
 - a. Any existing septic system or other on-site system that fails or malfunctions will be required to connect to the City sewer system if feasible, or make system corrections approved by Skamania County Community Development Department.
 - b. Any new development, business, or multifamily unit shall connect to the City sewer system if feasible, or install an on-site septic system approved by Skamania County Community Development Department.
6. Materials requirements. All materials that may come in contact with water shall be untreated or treated wood, concrete, plastic composites or steel as approved by the USACE or WDFW, that will not adversely affect water quality or aquatic plants or animals.

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4.8 Shorelines of Statewide Significance

4.8.1 Applicability

This section shall apply to all projects located along the Columbia River, the only shoreline of statewide significance in Stevenson.

4.82 Regulations

1. When determining allowable uses and resolving use conflicts for shorelines of statewide significance, the following preferences and priorities shall apply in the following order of preference and in addition to those listed above:
 - a. Recognize and protect statewide interest over local interest;
 - b. Preserve the natural character of the shoreline;
 - c. Result in long-term over short-term benefit;
 - d. Protect the resources and ecology of the shoreline;
 - e. Increase public access to publicly owned areas of the shoreline;
 - f. Increase recreational opportunities for the public in the shoreline;
 - g. Provide for any other element as defined in RCW 90.58.100 deemed appropriate or necessary.

Chapter 5 – Shoreline Use Regulations

5.1 Introduction

The provisions in this chapter apply to specific uses and types of development that typically occur in shoreline areas. Provisions in other sections of this SMP may also apply to the uses and types of development identified in this chapter. Shoreline uses are allowed only if permitted by the underlying zoning. A use that occurs on both uplands and in-water/overwater must meet the requirements of both the upland and aquatic environment designations. Refer to specific use policies and regulations below.

5.2 Provisions Applicable to All Uses

1. When determining allowable uses and resolving use conflicts within the City's shoreline jurisdiction, the following preferences shall apply in the order listed below:
 - a. Reserve appropriate areas for protecting and restoring ecological functions to control pollution and prevent damage to the natural environment and public health.
 - b. Reserve shoreline areas for water-dependent and associated water-related uses.
 - c. Allow mixed uses projects that include or support water-dependent uses.
 - d. Reserve shoreline areas for other water-related and water-enjoyment uses that are compatible with ecological protection and restoration objectives.
 - e. Located single-family residential uses where they are appropriate and can be developed without significant impact to ecological functions or displacement of water-dependent uses.
 - f. Limit nonwater-oriented uses to those locations where the above described uses are inappropriate or where nonwater-oriented uses demonstrably contribute to the objectives of the SMA.
2. New use and development shall be subject to the setback requirements and height limitations contained in Section 5.3 Shoreline Use Table, including Table 5.1 – Shoreline Use & Setback Standards.

5.3 Shoreline Use Table

1. Types of Uses: For the purposes of this SMP, there are 3 kinds of use:
 - a. A Permitted (P) use is one that may be authorized through a Minor Project Authorization or Shoreline Substantial Development Permit subject to all the applicable provisions of this SMP.
 - b. A Conditional (C) use is a discretionary use reviewed according to the process and criteria in SMP Section 2.7.
 - c. A Prohibited (X) use is one that is not permitted in a Shoreline Environment Designation.
 - d. When a letter or use category is not listed in this section, an interpretation may be initiated under SMP Section 5.4.13.
2. Use Table: A list of permitted, conditional and prohibited uses in each Shoreline Environment Designation (SED) is presented in Table 5.1 – Shoreline Use & Dimensional Standards. The table also lists the minimum shoreline setbacks applicable to the use, activity, or development categories within each SED. This table is intended to work in concert with the specific use policies

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and regulations that following, however, where there is a discrepancy between this table and the text of the SMP, the text shall take precedence.

TABLE 5.1 – SHORELINE USE & SETBACK STANDARDS										
	Shoreline Environment Designation									
	AQUATIC		NATURAL		SHORELINE RESIDENTIAL		URBAN CONSERVANCY		ACTIVE WATERFRONT	
	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)
P= Permitted, C=Conditional Use, X= Not Permitted, n/a= Not Applicable										
Agriculture & Mining										
Agriculture	X	n/a	X	n/a	X	n/a	X	n/a	X	n/a
Mining	X	n/a	X	n/a	X	n/a	X	n/a	X	n/a
Aquaculture										
Water-Oriented	C	n/a	X	n/a	X	n/a	C	0	C	0
Non-Water Oriented	X	n/a	X	n/a	X	n/a	X	n/a	C	150
Boating Facilities & Overwater Structures										
Non-motorized Boat Launch	See Adjacent Upland Environment		C		P		P		P	
Motorized Boat Launch			X		C		C		P	
Mooring Buoy			C		C		P		P	
Float			X		C		C		P	
Private Leisure Deck			X	n/a	X	n/a	X	n/a	X	n/a
Public Leisure Pier			X		C		P		P	
Single-User Residential Dock			X		C		C		P	
Joint-Use Moorage			X		P		P		P	
Marina			X		X		C		P	
Commercial & Industrial										
Water-Dependent	P				X ¹	0	P	0	P	0
Water-Related, Water Enjoyment	C	n/a	X	n/a	X ¹	75	P	50	P	33
Nonwater-Oriented	X				X	-	C ²	150	C ²	100
Forest Practices										
All	X	n/a	C	50	P	50	P	50	P	25
Institutional										
Water-Dependent	C		C	0	C	0	P	0	P	0
Water-Related	X	n/a	X	n/a	C	100	P	75	P	50
Non-Water-Oriented	X		X	n/a	C	100	C	100	P	100
Cemetery	X		X	n/a	X	n/a	P	50	X	n/a
Instream Structures										
All	C	n/a	C	0	C	0	C	0	C	0

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TABLE 5.1 – SHORELINE USE & SETBACK STANDARDS, CONT.

	Shoreline Environment Designation									
	AQUATIC		NATURAL		SHORELINE RESIDENTIAL		URBAN CONSERVANCY		ACTIVE WATERFRONT	
	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)	Allowance	Setbacks (ft)
P= Permitted, C=Conditional Use, X= Not Permitted, n/a= Not Applicable										
Land Division										
All	C	n/a	C	n/a	P	n/a	P	n/a	P	n/a
Recreational										
Water-Dependent	P		P	0	P	0	P	0	P	0
Water-Related/Water-Enjoyment	X		C	100	P	50	P	50	P	50
Trail Parallel to the Shoreline, View Platform	C	n/a	P	50	P	50	P	33	P	25
Dirt or Gravel Public Access Trail to the Water	X		P	0	P	0	P	0	P	0
Non-Water-Oriented (golf course, sports field)	X		X	n/a	X	n/a	C	150	C	100
Residential										
Single-Family	X		X		P	50	C	50	X	N/A
Multi-Family	X	n/a	X	n/a	P	50	P	50	P	50
Over-Water Residence	X		X		X	n/a	X	n/a	X	n/a
Transportation & Parking Facilities										
Highway/Arterial Road	C		X	n/a	C	100	P	50	P	50
Access & Collector Road	X		C	100	P	100	P	50	P	50
Private Road	X		C	100	P	50	C	50	C	50
Bridge	C		C	0	C	0	P	0	P	0
Railroad	C	n/a	C	100	C	100	P	50	P	50
Airport	X		X	n/a	X	n/a	C	150	C	150
Primary Parking Facility	X		X	n/a	X	n/a	X	n/a	X	n/a
Accessory Parking (On-Site Parking Serving another Use, Including Recreation/Vista Uses)	X		P	100	P	100	P	50	P	33
Utilities										
Water-Oriented	P	n/a	C	0	C	0	P	0	P	0
Non-Water-Oriented (Parallel)	X	n/a	C	100	C	50	P	50	P	33
Non-water-Oriented (Perpendicular)	C	n/a	C	0	C	0	C	0	P	0
1 – All Industrial uses are prohibited, however, a Water-Oriented Commercial use may be allowed as a conditional use in the Shoreline Residential SED. 2 – Non-water oriented Commercial & Industrial uses conditionally allowed only when a) the site is physically separated from the shoreline by another property or public right-of-way or b) the project provides a significant public benefit with respect to SMA objectives (e.g., providing public access and ecological restoration) and i) is part of a mixed-use project that includes water-dependent uses or ii) navigability is severely limited.										

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3. Maximum Building Height: There shall be a 35' maximum height for all structures, except there shall be a 50' maximum height for the following when located in the Active Waterfront SED: Marinas, Water-Oriented Commercial, Industrial, Institutional, and Recreational, and Multi-Family Residential. For a structure to exceed the maximum heights above, the proponent must apply for a Shoreline Variance, and comply with the following criteria in addition to the standard Shoreline Variance Criteria in SMP 2.8:
 - a. Demonstrate that overriding considerations of the public interest will be served, and
 - b. Demonstrate that the proposal will not obstruct the view of a substantial number of residences on areas adjoining such shorelines.

5.4 Specific Shoreline Use Policies & Provisions

5.4.1 Agriculture & Mining

1. Location Description. Agricultural and mining uses are limited and largely inappropriate within Stevenson's shorelines.
2. Applicability.
 - a. In accordance with the provisions of WAC 173-26-241(3)(a)(ii), this SMP applies only to new agricultural activities.
 - b. This SMP applies only to new mining uses.
 - c. Existing agricultural and mining uses, if present, are subject to the nonconforming use provisions of SMP Section 2.9.
3. Policies:
 - a. New agricultural uses should not be permitted on Stevenson's shorelines.
 - b. New mining uses are not appropriate within Stevenson should not be permitted on Stevenson's shorelines.
 - c. Existing agricultural uses should be allowed to continue until the property owner seeks to convert the land to some other use.
4. Regulations:
 - a. Conversion of agricultural land to non-agricultural uses shall be consistent with the applicable Shoreline Environment Designation, the environmental protection and no net loss provisions of SMP Section 4.3, and all appropriate regulations for the new use.

5.4.2 Aquaculture

1. Location Description. Aquaculture uses do not currently exist along Stevenson's shorelines.
2. Applicability. This SMP applies to all proposed aquaculture uses. Aquaculture is the culture of farming of fish, shellfish, or other aquatic plants and animals. Upland finfish rearing facilities as defined in this SMP meet the definition of "agricultural facilities/equipment." Nevertheless, these facilities are regulated as non-water oriented aquaculture by the provisions of this section and not SMP Section 5.4.1.
3. Policies:
 - a. Because aquaculture is an activity of statewide interest, aquaculture may be considered as a Shoreline Conditional Use Permit (SCUP) within appropriate shoreline environment designations and when consistent with control of pollution and prevention of damage to the environment.

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- b. The selection of potential locations for aquaculture facilities should take into account specific requirements for water quality, temperature, flows, oxygen content, and adjacent land use compatibility, wind protection, and commercial navigation.
4. Regulations:
 - a. The development of aquacultural uses shall control pollution and prevent damage to the shoreline environment, consistent with the mitigation sequencing policies of SMP Section 4.3 and other policies of this SMP related to no net loss of shoreline ecological function. In particular, aquaculture shall not be permitted if it would spread disease to native aquatic life or would establish new non-native species, which cause significant ecological impacts.
 - b. New aquaculture uses that use new or experimental technologies may be allowed.
 - c. Aquaculture uses shall consider the impacts on adjacent and nearby water-dependent uses, – especially recreational uses – and shall not be permitted if, after mitigations are applied, they would negatively affect the viability of other water-dependent uses.
 - d. Aquaculture facilities shall not significantly conflict with water-based navigation.
 - e. The aesthetic impacts of new, expanded, or altered aquaculture facilities shall be addressed by using colors and materials that blend with the surrounding environment and locating facilities where they are naturally concealed from view.
 - f. Non-water-oriented portions of aquaculture facilities (e.g., parking lots, offices, storage, dorm or sleeping quarters, etc.) shall be placed upland of water-oriented aquaculture uses. Such upland areas must be appropriate for accessory development, including necessary infrastructure.
 - g. New finfish rearing facilities required to offset the impacts of hydroelectric facilities under a FERC license shall obtain first obtain a SCUP. Commercial rearing facilities are prohibited.

5.4.3 Boating Facilities & Overwater Structures

1. Location Description. Boating facilities and overwater structures 1) serve an important role in providing recreational access to the City's shoreline waterbodies, 2) bring tourists to the City, and 3) have the potential to generate economic development in conjunction with port and shipping activity. Boating facilities and overwater structures are limited in Stevenson's shoreline areas. The Columbia River within the current shoreline jurisdiction includes public motorized and nonmotorized boating facilities operated by the Port of Skamania County and limited private facilities related to residential uses. Rock Cove and lower Rock Creek are home to informal non-motorized boating facilities on public lands and deteriorating private facilities where some change is expected. In the pre-designated area along the Columbia River, there are additional boating facilities and over water structures related to private residential and industrial uses.
2. Applicability. This section applies to all boating facilities and overwater structures having as their primary purpose launching or mooring vessels, serving some other water- dependent purpose, or providing public access.
3. Policies:
 - a. Boating facilities and overwater structures only for water-dependent uses or for public access should be allowed, provided they can be located, designed, and constructed in a way that results in no net loss of shoreline ecological functions. Docks associated with single-family

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- residences are defined as water-dependent uses only when they are designed and intended as a facility for access to watercraft.
- b. In addition to achieving no net loss, boating facilities and overwater structures should locate where they will be compatible with neighboring uses, including navigational and aesthetic considerations and tribal treaty fisheries.
 - c. Boating facilities and overwater structures should be restricted to the minimum size necessary to meet the needs of the proposed use. The length, width, and height of overwater structures and other developments regulated by this section should be no greater than that required for safety and practicality for the primary use.
 - d. Boating facilities and overwater structures should be constructed of materials that will not adversely affect water quality or aquatic plants and animals in the long term, and have been approved by applicable state agencies.
 - e. Boating facilities and overwater structures should be spaced and oriented in a manner that minimizes hazards and obstructions to public navigation rights and corollary rights thereto (e.g., fishing, swimming, pleasure boating, etc.).
 - f. To limit the number and extent of overwater structures and minimize potential long-term impacts associated with those structures, mooring buoys should be preferred over docks; boating facilities and overwater structures that serve many (e.g., joint- use moorages, marinas, public leisure piers, etc.) should be preferred over private, single-user facilities and structures.
 - g. Piers should be preferred over floating docks where significant river or stream current does not occur.
4. Regulations:
- a. All boating facilities and overwater structures shall be designed to be consistent with federal and state regulations, including design criteria established by the WDFW, the USACE, and the Washington State Department of Health.
 - b. Boating facilities and overwater structures shall be designed, constructed, and maintained so as not to interfere with or impair the navigational use of shorelines.
 - c. Boating facilities and overwater structures shall only be permitted where it can be demonstrated that:
 - i. The use is water-dependent or public access;
 - ii. The proposed site has the flushing capacity required to maintain water quality;
 - iii. They will not interfere with exercise of tribal treaty fisheries;
 - iv. Adequate facilities for the prevention and control of fuel spillage are incorporated into the proposal;
 - v. The proposal is engineered or uses proven methods to maximize human safety and minimize potential for flood- or wind-related detachment of the facility from shore;
 - vi. There shall be no net loss of ecological functions as a result of the development and associated recreational opportunities;
 - vii. The proposed design will minimize impediments to fish migration; and
 - viii. The proposed design allows light penetration to support aquatic vegetation and prevent the increase of predation on salmonids as a result of overwater structures.
 - d. New boating facilities and overwater structures shall not be located:

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- i. Where unassociated with water-dependent uses or public access.
- ii. Along braided or meandering river channels where the channel is subject to change in alignment.
- iii. On point bars or other accretion beaches.
- iv. In areas with important habitat for aquatic species or where wave action caused by boating use would increase bank erosion rates.
- v. Along a shoreline of Rock Cove if the facility is intended for motorized boats
- e. Facilities and structures for use by motorized boats (including personal watercraft) shall be located far enough from public swimming beaches, fishing and aquaculture harvest areas, and waterways used for commercial navigation to alleviate any adverse impacts, safety concerns, and potential use conflicts.
- f. Installation of boat waste disposal facilities (e.g., pump-outs, portable dump stations, etc.) shall be required at all marinas and shall be provided at public boat launches to the extent possible. In addition, wash stations to remove noxious weeds shall be provided, where feasible. The locations of such facilities shall be considered on an individual basis in consultation with the state departments of Ecology, Fish & Wildlife, Health, Natural Resources, and Parks, as necessary.
- g. Boating facilities and overwater structures shall be marked with reflectors, or otherwise identified to prevent unnecessarily hazardous conditions for surface-water users during the day or night.
- h. Floating and other overwater homes, including liveaboard vessels, are prohibited.
- i. Boating facilities and overwater structures shall be constructed of materials that will not adversely affect water quality or aquatic plants and animals over the long term. Materials used for submerged portions, decking, and other components that may come in contact with water shall be approved by applicable state agencies for use in water to avoid discharge of pollutants from wave splash, rain, or runoff. Wood treated with creosote, copper chromium, arsenic, pentachlorophenol, or other similar toxic materials is prohibited for use in moorage facilities.
- j. Exterior finish of all boating facilities and overwater structures shall be generally non-reflective, to reduce glare.
- k. When required under SMP Section 4.6, public access providing overwater viewing opportunities shall be prioritized for inclusion with boating facilities and overwater structures.
- l. Extended moorage of vessels on waters of the state shall be restricted, except as allowed by applicable state regulations and unless a lease or permission is obtained from the state and impacts to navigation and public access are mitigated.
- m. Single-user residential docks are water-dependent uses only when demonstrated they are to be designed and intended as a facility for access to watercraft. New residential piers or docks for two (2) or more dwellings shall provide joint-use or community dock facilities, when feasible, rather than allow individual docks for each residence.

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5.4.4 Commercial & Industrial

1. Location Description. Commercial and industrial uses within Stevenson shoreline jurisdiction currently occur on land owned by the Port of Skamania County where future changes and additions are likely. Addition of new commercial uses are likely on vacant lands adjacent to Rock Cove and lower Rock Creek. Addition of new industrial uses are likely on vacant lands adjacent to upper Rock Creek. Redevelopment of the Stevenson Co-Ply mill site and adjacent properties is likely and could include new commercial and industrial development.
2. Applicability. This section applies:
 - a. During the review of Shoreline Permits (i.e., SSDPs, SCUPs, SVARs) for new, altered, or expanded commercial and industrial uses.
 - b. During the review of Minor Project Authorizations (MPA) for commercial and industrial uses.
 - c. In conjunction with all applicable shoreline use and modification provisions of this SMP (e.g., some commercial or industrial developments are often associated with a variety of uses and modifications, such as parking and dredging that are identified separately in this SMP. Each shoreline use and every type of shoreline modification should be carefully identified and reviewed individually for compliance with all applicable sections.).
3. Policies:
 - a. Give first preference to water-dependent commercial and industrial uses over non-water-dependent commercial and industrial uses; and second, to water-related commercial and industrial uses over non- water-oriented commercial industrial uses. Existing non-water-oriented commercial and industrial uses should phase out over time.
 - b. Prohibit new non-water-oriented industrial development on shorelines, unless the circumstances in WAC 173-26-241(3)(f) are found to exist.
 - c. Ensure shoreline commercial development provides public access to the shoreline where opportunities exist, provided that such access would not pose a health or safety hazard.
 - d. Encourage industrial development to incorporate public access as mitigation for impacts to shoreline resources and values unless public access cannot be provided in a manner that does not result in significant interference with operations or hazards to life or property.
 - e. Limit overwater commercial development to that which is water-dependent, or if not water-dependent, that which is accessory and subordinate as necessary to support a water-dependent use.
 - f. Locate and design industrial development in shoreline areas to avoid significant adverse impacts to other shoreline uses, resources, and values, including shoreline geomorphic processes, water quality, fish and wildlife habitat, and the aquatic food web. However, some industrial facilities are intensive and have the potential to negatively impact the shoreline environment. When impacts cannot be avoided, they should be mitigated to assure no net loss of the ecological functions necessary to sustain shoreline resources.
 - g. Encourage restoration of impaired shoreline ecological functions and processes as part of new or expanded commercial development, especially for non-water-oriented uses.
 - h. Give priority to industrial facilities proposed in areas of the shoreline already characterized by industrial development over such facilities proposed in shoreline areas not currently developed for industrial or port uses.

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- i. Locate industrial development where restoration of impaired shoreline ecological functions and processes and environmental cleanup can be included in the design of the project.
4. Regulations:
- a. Water-dependent commercial and industrial uses shall be given preference over water-related and water-enjoyment commercial and industrial uses. Second preference shall be given to water-related and water-enjoyment commercial and industrial uses over non-water-oriented commercial and industrial uses.
 - b. Prior to approval of water-dependent uses, the City shall review a proposal for design, layout and operation of the use and shall make specific findings that the use qualifies as a water-dependent use.
 - c. When allowed, industrial development shall be located, designed and constructed in a manner that assures no net loss of shoreline ecological functions.
 - d. Commercial development that is not water-dependent shall not be allowed over water except where it is located within the same existing building and is necessary to support a water-dependent use.
 - e. Overwater and in-water construction of non-water-oriented industrial uses is prohibited. This provision is not intended to preclude the development of docks, piers, or boating facilities, or water-related uses that must be located in or over water (e.g., security worker booths, etc. that are necessary for the operation of the water-dependent or water-related use).
 - f. Only those portions of water-oriented industrial uses that require over or in-water facilities shall be permitted to locate waterward of the OHWM, provided they are located on piling or other open-work structures, and they are limited to the minimum size necessary to support the structure's intended use.
 - g. Water-related and water-enjoyment uses shall avoid impacts to existing navigation, recreation, and public access.
 - h. Non-water-oriented commercial and industrial development shall not be allowed unless:
 - i. The use is part of a mixed-use project that includes water-dependent uses, and provides a significant public benefit with respect to provisions of public access or ecological restoration; or
 - ii. Navigability is severely limited at the proposed site, and the commercial use provides a significant public benefit with respect to provision of public access or ecological restoration; or
 - iii. The site is designated for commercial use and is physically separated from the shoreline by another property or a public right-of-way.
 - i. New commercial and industrial developments shall provide public access to the shorelines, subject to SMP Section 4.6.
 - j. Public access and ecological restoration shall be considered as potential mitigation of impacts to shoreline resources and values for all water-related or water dependent development unless such improvements are demonstrated to be infeasible or inappropriate.
 - k. New industrial developments shall mitigate for the impacts of the use's intensity by providing shoreline restoration consistent with the shoreline restoration plan adopted by the City.

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5.4.5 Forest Practices

1. Location Description. Forested lands currently exist along Rock Creek and forest practices are expected in that and other areas within Stevenson's shoreline jurisdiction.
2. Applicability.
 - a. This section applies to any forest practice that includes activities other than timber cutting permitted under the Forest Practices Act.
 - b. This section applies to forest practice conversions and other Class IV-General forest practices where there is a likelihood, in the opinion of the Administrator, of conversion to nonforest uses.
 - c. This section does not apply to any other permitted forest practices for which the City relies on the Forest Practices Act, rules implementing that act, and the *Forest and Fish Report* to provide adequate management of commercial forest uses within Stevenson's shoreline jurisdiction.
3. Policies:
 - a. Given the importance of the forest industry to Skamania County's economy, the viability of this industry should be protected while also protecting the City's shorelines from incompatible forest practices that would harm shoreline ecology or negatively impact other uses especially recreation and public access.
 - b. Proposed forest practices regulated by this SMP should result in no net loss of shoreline ecological functions.
 - c. Non-harvest forest practices (e.g., creation of roads, stream crossings, forestry structures and buildings, log storage, etc.) should comply with the regulations of this section and result in no net loss.
 - d. Forest practices should comply with regulations established by the Washington State Forest Practices Act, including coordination with the DNR for Class IV forest practices conversions to non-forest uses and should also comply with selective timber harvesting requirements on shorelines of statewide significance contained in RCW 90.58.150.
4. Regulations:
 - a. Commercial harvest of timber undertaken on shorelines shall comply with the applicable policies and provisions of the *Forests and Fish Report* (U.S. Fish and Wildlife Service, et al., 1999) and the Forest Practices Act, RCW 76.09 as amended, and any regulations adopted pursuant thereto (WAC 222), as administered by DNR, but is not subject to this SMP
 - b. Along the Columbia River, a shoreline of statewide significance, no more than 30% of the merchantable trees located within 200 feet of the OHWM may be harvested within any 10-year period unless approved through a shoreline conditional use permit. Other timber harvesting methods may be permitted in those limited instances where the topography, soil conditions, or silviculture practices necessary for regeneration render selective logging ecologically detrimental.
 - c. For the purposes of this SMP, preparatory work (e.g., grading, installation of utilities, vegetation removal, clear cutting, etc.) associated with the conversion of land to non-forestry uses and/or developments including conversion timber harvests shall not be considered a forest practice regulated by this SMP and shall be reviewed in accordance with the provisions for the proposed non-forestry use, modification provisions, and the general provisions of this

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SMP, including vegetation conservation. The conversion of forest land to non-forestry uses and/or developments shall result in no net loss of ecological functions and avoid impacts to other shoreline resources, values, or other shoreline uses (e.g., navigation, recreation, public access, etc.).

- d. Non-harvest forest practices (e.g., construction of roads, stream crossings, log storage, buildings to assist with forest practices activities regulated by RCW 76.09) are considered development under this SMP and shall adhere to the requirements of this section including demonstrating no net loss of shoreline ecological function and the applicable requirements below:
 - i. All forest practices subject to this SMP shall meet the setbacks in SMP Table 5-1.
 - ii. Roads. Roads shall be constructed outside of shoreline jurisdiction unless demonstrated not to be feasible.
 - iii. Roads. If constructed within shoreline jurisdiction, roads shall be the minimum width necessary to for the forest practice activity and shall be maintained (e.g., regular placement of gravel) to prevent erosion to nearby streams.
 - iv. Roads. Roads shall follow the contour of the land to avoid the necessity for deep cuts or placement fill to stabilize roads.
 - v. Stream Crossings. Bridges are preferred over culverts in streams to prevent impacts to aquatic life and habitats.
 - vi. Stream Crossings. If culverts are proposed, they shall be designed to minimize impacts to aquatic life (e.g., allowing for passage of fish in streams).
 - vii. Log Storage. Log storage shall occur outside of shoreline jurisdiction whenever other areas are demonstrated to be feasible. Log storage may occur at industrial sawmill operations at previously cleared and improved industrial sites for the purposes of shipment and storage for milling, provided that erosion and sediment control BMPs are implemented in compliance with the *Stormwater Management Manual for Western Washington* (2014 or as amended).
 - viii. Temporary Structures. Temporary structures associated with forestry uses are non-harvest forest practices, which are regulated by this SMP. These structures, at a minimum, are subject to the general provisions of this SMP.

5.4.6 Institutional

1. Location Description. Institutional uses include land uses and/or related structures for the provision of educational, medical, cultural, public safety, social and/or governmental services to the community. Cemeteries are located within the shoreline jurisdiction for Rock Creek and the pre-designated shoreline area along the Columbia River. The Columbia River, Rock Cove, and lower Rock Creek contain institutional uses for Skamania County, the Port of Skamania County, and non-profit service providers. These uses are subject to change overtime.
2. Applicability.
 - a. This section applies to all new, expanded, or altered institutional uses within Stevenson's shoreline jurisdiction.
 - b. This section does not apply to existing cemeteries which are not expanded or altered, however, existing cemeteries are not exempt from the general provisions, the bulk and

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dimensional standards of SMP Table 5.1 and shoreline modification provisions of this SMP, as applicable.

3. Policies:
 - a. Preference should be given to institutional developments which include water-dependent and water-related uses and activities as primary uses within shoreline areas.
 - b. New institutional development along shorelines should use innovative designs, including low impact development approaches, Leadership in Energy and Environmental Design or other sustainable development measures to serve as an example of optimal shoreline development.
 - c. Institutional development should be designed and located so as to avoid or minimize impacts to shoreline ecological functions and achieve no net loss in compliance with SMP Section 4.3.
 - d. Institutional developments abutting the water's edge should provide physical and/or visual public access to the shoreline consistent with SMP Section 4.6.
4. Regulations
 - a. Institutional uses shall be designed to prioritize uses such that water-dependent uses have preferred shoreline location, followed by water-related and water enjoyment uses, with non-water-oriented uses having least priority. This includes, where feasible locating water-related uses landward of water-dependent and water enjoyment uses, and non-water-oriented uses landward of all water-oriented uses.
 - b. Where institutional uses are allowed as a conditional use, the following must be demonstrated:
 - i. A water dependent use is not reasonably expected to locate on the proposed site due to topography, surrounding land uses, physical features of the site, or the site's separation from the water;
 - ii. The proposed use does not displace a current water-oriented use and will not interfere with adjacent water-oriented uses; and
 - iii. The proposed use will be of substantial public benefit by increasing the public use, enjoyment, and/or access to the shoreline consistent with protection of shoreline ecological functions.
 - c. Where allowed, non-water-oriented institutional uses may be permitted as part of a mixed use development provided that a significant public benefit such as public access and/or ecological restoration are provided.
 - d. In no case shall loading, service areas, and other accessory uses be located waterward of the structure. Loading and service areas shall be screened from view with native plants.

5.4.7 Instream Structures

1. Location Description. Instream structures include dams, irrigation facilities, hydroelectric facilities, utilities, and flood control facilities. Instream structures are important because they provide specific benefits to humans, but also can impact the environment by impeding fish migrations, disrupting waterbody substrate, and changing the flow of waters.
2. Applicability. This section applies to all instream structures placed by humans within a stream or river waterward of the OHWM that causes or has the potential to cause water impoundment or

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diversion, obstruction, or modification of water flow. Docks, marinas, piers, shoreline stabilization, and boating facilities, although located instream, are not regulated by this section and are not instream structures for the purposes of this section.

3. Policies:
 - a. The location, design, construction and maintenance of instream structures should give due consideration to the full range of public interests, watershed functions and processes, and environmental concerns, with special emphasis on protecting and restoring priority habitats and species.
 - b. Non-structural and non-regulatory approaches should be encouraged as an alternative to instream structures. Non-regulatory and nonstructural approaches may include public facility and resource planning, land or easement acquisition, education, voluntary protection and enhancement projects, or incentive programs.
4. Regulations
 - a. New instream structures shall obtain approvals through other agencies (e.g., USACE, Ecology, WDFW, DNR, etc.) where applicable.
 - b. New instream structures shall not interfere with existing water-dependent uses, including recreation.
 - c. Instream structures shall allow for natural surface water movement and surface water runoff.
 - d. Instream structures shall not be a safety hazard or obstruct water navigation.
 - e. Instream structures shall be designed by a qualified professional.
 - f. Instream structures shall provide for the protection, preservation, and restoration of ecosystem-wide processes, ecological functions, and cultural resources (e.g., fish and fish passage, wildlife and water resources, hydrogeological processes, natural scenic vistas, etc.).

5.4.8 Land Division

1. Location Description. Land division is an accepted outcome of urban development and occurs in all areas of Stevenson's shoreline jurisdiction.
2. Applicability. This section applies to all proposed land division within shoreline jurisdiction.
3. Policies
 - a. Land division should not result in a net loss of ecological functions.
 - b. Land division should not complicate efforts to maintain or restore shoreline ecological functions.
 - c. Land division involving the subdivision of land into more than 4 parcels should provide community and/or public access in conformance with SMP Section 4.6
4. Regulations:
 - a. Plats and subdivisions shall be designed, configured and developed in a manner that assures no net loss of ecological functions results from the plat or subdivision at full build-out of all lots.
 - b. The layout of lots within 1) new plats and subdivisions, 2) plat amendments, or 3) boundary line adjustments shall:
 - i. Prevent the need for new shoreline stabilization or flood hazard reduction measures that would cause significant impacts to other properties or public improvements or a net loss of shoreline ecological functions.

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- ii. Not result in lots containing inadequate buildable space due to critical areas and/or their buffers.
- c. To ensure the success of restoration and long-term maintenance, the City may require that critical areas and/or aquatic lands be placed in a separate tract which may be held by an appropriate natural land resource manager (e.g., homeowner's association, land trust, natural resource agency, etc.).

5.4.9 Recreational

1. Location Description. Recreational uses are an important part of Skamania County's economy, and the increase in recreational opportunities was a key goal of City leaders during the economic decline of the forestry and milling industries. According to information from the Washington State Employment Security Department, the "Leisure and Hospitality Category" makes up approximately one quarter of Skamania County's economy which is a reflection of the importance of tourism in the County and the success of the City in making recreation part of its foundation. Currently the Columbia River, Rock Cove, and lower Rock Creek shorelines are developed with recreational amenities, and all shorelines have the potential for additional recreation.
2. Applicability. This section applies to all new, expanded, or altered recreational uses and facilities which include public and private (commercial) facilities for recreational activities (e.g., camping, hiking, fishing, photography, viewing, birdwatching, concession stands) and more intensive uses (e.g., parks with sports facilities, other outdoor recreation areas).
3. Policies:
 - a. The City should develop a parks and recreation master plan that is mutually consistent with this SMP and consistent with the public access planning guidelines of WAC 173-26-221(4)(c).
 - b. Water-oriented recreational uses are a priority use category under the SMA and for development of the City's shorelines and economy and should be promoted. Non-water-oriented uses are not preferred and should be allowed only if it can be demonstrated that they do not displace water-oriented recreational opportunities.
 - c. Public access should be incorporated into all recreational projects consistent with SMP Section 4.6 and consistent with constitutional limitations, safety, and environment provisions of that section.
 - d. The City should work with BNSF Railway and WSDOT to expand recreational access to the Columbia River and connections between the Columbia River and lower Rock Creek.
 - e. The City should work with private property owners and developers adjacent to recreational uses to help fund improvements which will draw people to shorelines and benefit adjacent businesses.
4. Regulations:
 - a. Water-oriented recreational development shall be given priority and shall be primarily related to access, enjoyment, and use of the water and shorelines.
 - b. Non-water-oriented recreational developments may be permitted only where it can be demonstrated that:

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- i. A water-oriented use cannot feasibly locate on the proposed site due to topography and/or other physical features, surrounding land uses, or the site's separation from the water;
 - ii. The proposed use does not usurp or displace land currently occupied by a water-oriented use and will not interfere with adjacent water-oriented uses;
 - iii. The proposed use will be of appreciable public benefit by increasing ecological functions together with public use, enjoyment, or access to the shoreline.
- c. Non-water-oriented accessory uses (e.g., offices and parking areas that are part of recreational facilities) should be located landward of water-oriented facilities.
 - d. Recreational facilities shall include features such as buffer strips, screening, fences, and signs, if needed to protect the value and enjoyment of adjacent or nearby private properties and natural areas from trespass, overflow and other possible adverse impacts.
 - e. Recreation facilities shall demonstrate that they are located, designed, and operated in a manner consistent with the purpose of the shoreline environment designation in which they are located and will result in no net loss of shoreline ecological functions.
 - f. Where fertilizers and pesticides are used in recreational developments, waters in and adjacent to such developments shall be protected from drainage and surface runoff.

5.4.10 Residential Development

1. Location Description. Single-Family and Multi-Family residential development exists and is planned for several areas of Stevenson's shoreline jurisdiction. The SMA considers single-family residences and their appurtenant structures to be priority uses similar to water-dependent uses (e.g., ports, recreational uses, public access, commercial and industrial developments). Single-Family uses are mainly considered for areas of upper Rock Creek, along certain areas of the Columbia River and in areas that are separated from the OHWM by road or rail. Multi-Family development is considered along parts of Rock Cove, lower Rock Creek, and the Columbia River, and as part of mixed use projects.
2. Applicability. This section applies:
 - a. During the review of Shoreline Permits (i.e., SSDPs, SCUPs, SVARs) for new, altered, or expanded residential uses including new subdivisions and multifamily developments.
 - b. During the review of Minor Project Authorizations (MPA) for development of one single-family dwelling.
3. Policies:
 - a. Development of single-family residential homes and appurtenant structures are priority uses under the SMA only when consistent with the control of pollution and prevention of damage to natural resources, and should be encouraged in appropriate Shoreline Environment Designations provided they meet the standards of this program to achieve no net loss.
 - b. New single-family residential uses should limit shoreline environmental impacts through implementation of the setback and shoreline modification standards of this SMP, as well as provision of stormwater control and adherence to City building, public works, and zoning standards.
 - c. New residential development of more than 4 units should provide public access consistent with SMP Section 4.6.

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- d. New floating homes should be prohibited due to their resulting increases in overwater coverage which can increase juvenile salmon predation and associated pollution from uncontrolled stormwater runoff, sewage and graywater releases.
 - e. New residential development should be subject to the general provisions and environment designation provisions of SMP Chapters 3 and 4 and specific use regulations below.
 - f. Existing residential structures and their appurtenant structures that were legally established, but which do not meet setback or height requirements in this SMP should be considered conforming under this SMP. Redevelopment, expansion, or change of the class of occupancy, of the residential structure may be allowed as consistent with applicable provisions of this SMP, including requirements for no net loss of shoreline ecological functions.
4. Regulations:
- a. New single-family homes are prohibited within the Aquatic, Natural, and Active Waterfront SED.
 - b. New over-water residences, floating homes, and liveaboard vessels are prohibited.
 - c. Home occupation businesses, as described in SMC Table 17.13.020-1, which are accessory to residential uses are permitted provided all other provisions of this SMP are met.
 - d. Setbacks: New, expanded, or altered residential uses and development and appurtenant and accessory uses shall adhere to the setback standards in SMP Table 5-1.
 - i. Minor Setback Adjustments, Views. The Shoreline Administrator may approve a minor adjustment in setback standards for a single-family residential primary structure, up to a maximum of 10% provided that:
 - 1. A single family dwelling exists on an adjacent property, and has a setback measurement that is closer than current requirements;
 - 2. The adjustment area does not contain native vegetation;
 - 3. Critical areas or buffers are not present, would not be impacted, or will be mitigated on site to achieve no net loss; and
 - 4. The applicant demonstrates that reducing the setback using this approach would improve views from the proposed single-family residence that would otherwise be obstructed by the adjacent home. This setback adjustment is intended to provide equitable treatment between properties but does not guarantee equal or equivalent views.
 - ii. Minor Setback Adjustments, Buildable Lots of Record. Adjustments available under SMC 18.13.025(C)(2) shall be available for residential setbacks identified in SMP Table 5.1.
 - iii. Setback Variances. Variances to setback standards that do not qualify for the minor adjustments above may be approved as consistent with the provisions of SMP Chapter 2.
 - iv. Water-oriented residential uses (e.g., stairs, walkways, unimproved/natural shoreline access trails, piers, docks, bridges, stabilization, and shoreline ecological restoration projects) may be allowed within the setback provided that:
 - 1. The total impervious surface coverage by all uses within the setback does not exceed 2,000 square feet or 10% of the area within shoreline setbacks of the subject property, whichever is less;

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2. When the impact on shoreline vegetation can be mitigated according to SMP 6.4.1; and
 3. When no net loss of shoreline ecological functions can be demonstrated.
- e. Impervious Surface Coverage. Within the Shoreline Residential designation, impervious surface coverage shall be limited to 50% of the lot or parcel area within shoreline jurisdiction.
 - f. Vegetation conservation and shoreline stabilization. New, expanded, or altered residential uses shall adhere to the vegetation conservation requirements of SMP Section 6.4.1 and the shoreline stabilization requirements of SMP Section 6.4.3.
 - g. Joint-use Docks. For new residential development of more than 2 dwellings, single-user residential docks shall not be permitted. Joint-use moorages may be allowed for such development pursuant to SMP Section 5.4.3.

5.4.11 Transportation & Parking Facilities

1. Location Description. Transportation and parking facilities are necessarily associated with many shoreline uses, and the location of these facilities currently occurs in many areas of Stevenson shoreline jurisdiction regardless of the shoreline environment designation.
2. Applicability. This section applies to all new and redeveloped transportation and parking facilities.
3. Policies.
 - a. New non-water-oriented transportation facilities should be located outside shoreline jurisdiction unless there is no reasonably feasible alternative alignment or location as determined by an alternatives analysis.
 - b. When it is necessary to locate transportation facilities in shoreline areas, they should be located where routes will have the least impact to shoreline ecological functions, will not result in a net loss of shoreline ecological functions, and will not adversely impact existing or planned water-dependent uses. Where feasible, a perpendicular alignment to shoreline should be preferred for transportation facilities over a parallel alignment which uses more shoreline area.
 - c. Given that the City's Columbia River Shoreline is bisected by the BNSF railroad and the SR 14, the City should explore opportunities for pedestrian over- and underpasses linking upland areas with the waterfront.
 - d. Pursuant to RCW 47.01.485, the City should review and act on WSDOT proposals within 90 days.
 - e. Public visual and physical access areas should be encouraged as part of new transportation facilities (e.g., viewpoints, rest areas, picnic facilities, trail/bike systems adjacent to roads or railroads, etc.) where feasible and safe to do so. For bridges, public pedestrian access should be considered 1) on the bridge over the waterbody and 2) under or over the bridge parallel to the waterbody.
 - f. The City should consider adopting special standards to ensure public and private roads within shoreline jurisdiction do not result in net loss of shoreline ecological functions.
 - g. Parking is not a preferred shoreline use and should be allowed only to support a use authorized under the SMP.

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- h. Parking facilities should be located outside of shoreline jurisdiction or as far landward from the OHWM as feasible. Parking facilities serving individual buildings on the shoreline should be located landward, adjacent, beneath, or within the principal building being served. When located within shoreline jurisdiction, the location and design of parking facilities should:
 - i. Minimize visual and environmental impacts to adjacent shoreline and critical areas including provision of adequate stormwater runoff and treatment facilities. Parking areas should be adequately fenced and/or screened along the waterward edges of parking facilities and along the sides of such facilities when they abut differing land uses; and
 - ii. Provide for pedestrian access through the facility to the shoreline.
- 4. Regulations.
 - a. Applications for redevelopment of transportation facilities in shoreline jurisdiction shall include:
 - i. Analysis of alternative alignments or routes, including, where feasible, alignments or routes outside of shoreline jurisdiction;
 - ii. Description of construction, including location, construction type, and materials; and, if needed,
 - iii. Description of mitigation and restoration measures.
 - b. Proposed transportation projects shall plan, design, and locate where routes:
 - i. Will have the least possible adverse effect on unique or fragile shoreline features,
 - ii. Will not result in a net loss of shoreline ecological functions, and
 - iii. Will not adversely impact existing or planned water-dependent uses.
 - c. Alternative designs for transportation facilities that have less impact on shoreline resources (i.e., narrower rights-of-way, realignment) shall be considered in compliance with the SMC.
 - d. Roads and railroads of all types shall cross shoreline jurisdiction by the most direct route feasible, unless such a route would result in greater impacts on wetlands and fish and wildlife habitat conservation areas, or channel migration than a less direct route.
 - e. Wherever feasible and in compliance with the SMC, transportation facilities, including local access roads and surface parking facilities, shall be shared across shoreline uses to reduce the need for redundant facilities.
 - f. New, replacement and enlarged transportation facilities shall provide public access pursuant to SMP Section 4.6.
 - g. The City shall seek opportunities to obtain public easements and construct pedestrian connections over or under the railroad and state highway. The City shall place the pedestrian connection in its capital improvement plan and may require it as a condition of approval for Shoreline Permits, including permits involving new or replacement bridges and other transportation facilities.
 - h. Primary parking facilities (pay parking lots, park-and-rides) are not allowed within shoreline jurisdiction. Accessory parking (including parking for vista purposes) and loading facilities necessary to support an authorized shoreline use are permitted.
 - i. All of the following conditions shall be met when an accessory parking facility is proposed in the shoreline jurisdiction:

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- i. The facilities shall be located landward, adjacent to, beneath or within the building being served.
- ii. Upland parking facilities shall provide safe and convenient pedestrian circulation from the parking area to the shoreline.
- iii. Loading spaces for development in the shoreline jurisdiction shall be located on the landward or side wall of non-water-dependent uses or activities.
- iv. All facilities shall provide parking suitable to the expected usage of the facility, with preference given to pavement or other dust-free all-weather surfaces.
- v. All facilities shall be screened from adjacent, dissimilar uses through the use of perimeter landscaping, fencing, or some other approved material.

5.4.12 Utilities

1. Location Description. Like transportation and parking facilities, utilities are necessarily associated with many shoreline uses, and the location of these facilities currently occurs in many areas of Stevenson shoreline jurisdiction regardless of the shoreline environment designation.
2. Applicability.
 - a. This section applies to primary uses and activities (e.g., such as solid waste handling and disposal, sewage treatment plants and outfalls, public high-tension utility lines on public property or easements, power generating or transfer facilities, gas distribution lines and storage facilities, wireless telecommunications, etc.).
 - b. This section does not apply to on-site utility features serving a primary use (e.g., a water, sewer or gas line to a residence or other approved use) which are considered "accessory utilities" and part of the primary use.
3. Policies.
 - a. Non-water-oriented utility facilities should be located outside shoreline jurisdiction to the maximum extent feasible.
 - b. Utility facilities should be located within existing transportation and utility rights-of-way, easements, or existing cleared areas to the greatest extent feasible.
 - c. Utility facilities should be designed, located and maintained to achieve no net loss of shoreline ecological functions.
 - d. Existing and new overhead utilities along the Columbia River shoreline should be brought underground whenever feasible.
 - e. The City should incorporate existing major transmission line rights-of-way on shorelines into its program for public access to and along water bodies.
4. Regulations.
 - a. All utility facilities shall be designed and located to minimize harm to shoreline ecological functions, preserve the natural landscape, and minimize conflicts with present and planned land and shoreline uses while meeting the needs of future populations in areas planned to accommodate growth.
 - b. Infrastructure plans shall be reviewed for compatibility with this SMP, and utility service availability in shoreline jurisdiction shall not be the sole cause justifying more intense development.

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- c. Primary utility production and processing facilities that are non-water-oriented shall not be allowed in shoreline areas unless it can be demonstrated that no other feasible option is available.
- d. Transmission facilities shall be located to cause minimal harm to the shoreline and shall be located outside of shoreline jurisdiction whenever feasible. When located within the Columbia River shoreline, utility facilities shall be brought underground.
- e. Transmission facilities shall be located in existing rights-of-way whenever possible, cross shoreline jurisdiction by the most direct route feasible, and generally be located perpendicular to the shoreline, unless an alternative route would result in less impact on shoreline ecological functions;
- f. Where environmental impacts are less significant, utility transmission lines, pipes, and wires shall be bored under a river, stream, or CMZ, or permanently affixed to a bridge or other existing above-ground structure, where feasible;
- g. Restoration of ecological functions shall be a condition of new and expanded non-water-dependent utility facilities.

5.4.13 Unlisted Uses

- 1. Purpose. It is not possible to contemplate all of the various uses that will be compatible within a shoreline environment designation. Therefore, unintentional omissions occur. The purpose of these provisions is to establish a procedure for determining whether certain specific uses would have been permitted in a shoreline environment designation had they been contemplated and whether such unlisted uses are compatible with the listed uses.
- 2. Process. To the extent practicable, the interpretation of uses under this SMP shall be guided by the Zoning Code's provisions related to interpretation of uses at SMC 17.12.020 (Said provisions include all amendments adopted through February 27th, 2017, the effective date of Ordinance 2017-1103.), provided that prior to establishing any unlisted use within shoreline jurisdiction, the applicant shall first obtain a Shoreline Conditional Use Permit under SMP Section 2.7 and WAC 173-27-160.

Chapter 6 – Shoreline Modification Provisions

6.1 Introduction

The policies and provisions in this chapter apply to all new, altered, or expanded shoreline modifications. While shoreline uses typically occur on a permanent or ongoing basis, shoreline modifications are typically temporary or one-time activities undertaken in support of or in preparation for a shoreline use. Shoreline modifications include construction-related activities such as a dike, breakwater or shoreline stabilization, but also include activities such as dredging, filling, clearing, grading, and vegetation removal. For example: vegetation removal and grading (shoreline modifications) may be necessary to prepare for a boat launch (shoreline use).

6.2 General Provisions for All Shoreline Modifications

Shoreline modifications are expected to implement the following principles:

1. Policies: The environmental impacts of new shoreline modifications should be consistent with the following:
 - a. Limit the number and physical extent of shoreline modifications,
 - b. Consider the site-specific conditions which inform the need for and type of modification which is appropriate, with a preference for lesser ecological impacts, and non-structural modifications over structural,
 - c. Allow structural shoreline modifications only where they i) are demonstrated to be necessary to support or protect an allowed primary structure or a legally existing shoreline use that is in danger of loss or substantial damage or ii) are necessary for reconfiguration of the shoreline for mitigation or enhancement purposes,
 - d. Incorporate all feasible measures to protect, restore, and enhance ecological functions and ecosystem-wide processes as modifications occur.
2. Regulations: All proposed shoreline modifications shall:
 - a. Meet the mitigation sequencing requirements in SMP Section 4.3.
 - b. Satisfy all specific shoreline modification provisions of this chapter.

6.3 Shoreline Modifications Table

The shoreline modification table below determines whether a specific shoreline modification is allowed within each of the shoreline environments. This table is intended to work in concert with the specific modification policies and regulations that follow, however, where there is a discrepancy between this table and the text of the SMP, the text shall take precedence.

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TABLE 6.1 – ALLOWED SHORELINE MODIFICATIONS						
	Most Restrictive to Least Restrictive					
	AQUATIC	NATURAL	SHORELINE RESIDENTIAL	URBAN CONSERVANCY	ACTIVE WATERFRONT	
P= Permitted, C=Conditional Use, X= Not Permitted, N/A= Not Applicable						
Vegetation Removal	See Adjacent Upland Environment					
All		P	P	P	P	
Fill						
Fill Upland of OHWM		C	P	P	P	
Fill Waterward of OHWM		C	C	C	C	
Shoreline Stabilization						
Soft Stabilization		P	P	P	P	
Hard Stabilization		X	C	C	C	
Shoreline Restoration						
All		P	P	P	C	
Dredging ¹						
New Channel or Basin		X	C	P	P	
Maintenance Dredging		P	P	P	P	
Dredge Disposal w/i a Channel Migration Zone		X	C	C	C	
Dredge Disposal for Ecological Restoration/Enhancement		X	C	C	C	
Breakwaters, Jetties, Groins & Weirs						
All		C ²	C ²	C ²	C ²	
1 – Dredging for fill is generally prohibited except for a Model Toxics Control Act (MTCA), Comprehensive Environmental Response Compensation and Liability (CERCLA), or habitat restoration project approved by a shoreline conditional use permit (SCUP). 2 – A SCUP is not required when those structures are installed to protect or restore ecological functions (e.g., large woody material installed in streams, etc.).						

6.4 Specific Shoreline Modification Provisions

6.4.1 Vegetation Removal

1. Applicability:
 - a. This section applies to any removal of or impact to shoreline vegetation, whether or not that activity requires a Shoreline Permit. Such activities include clearing, grading, grubbing, and trimming of vegetation.
 - b. This section does not apply retroactively to existing legally established uses and developments and the ongoing maintenance of lawns, gardens, or landscaping. This section does not apply to activities associated with a Forest Practices Permit, unless the permit involves conversion to non-forestry uses.

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- c. The provisions of SMC 18.13.025(D)(1) apply to vegetation removal within shoreline jurisdiction.
 - d. The provisions of this section and SMC 18.13.095 apply to all vegetation removal within 150 ft of the OHWM or such other buffer as established in SMP Section 4.4.
2. Policies:
- a. Native shoreline vegetation should be conserved where new developments, uses, or shoreline modifications are proposed.
 - b. Vegetation removal and conservation should not prevent shoreline uses but should provide for management in a manner that assures no net loss of shoreline ecological functions.
 - c. Shade-providing vegetation, especially on the south and west banks of waterbodies, should be prioritized.
 - d. Management and control of noxious and invasive weeds should be achieved in a manner that retains onsite native vegetation, provides for erosion control, and protects water quality.
 - e. Voluntary enhancement of native shoreline vegetation should be encouraged.
 - f. Public education on the benefits of native vegetation, the adverse impacts of lawn chemicals and fertilizers, and participation in the Skamania County Master Gardeners training should be encouraged.
 - g. Vegetation conservation should not apply retroactively to existing legally established uses and developments where the removal of vegetation is consistent with a previously-approved landscaping, mitigation, and/or restoration plan.
3. Regulations:
- General**
- a. Vegetation removal shall be limited to the minimum necessary to accommodate approved shoreline development that is consistent with all other provisions of this SMP. This includes the design, location, and operation of the structure or development, including septic drain fields, which shall minimize vegetation removal and meet all applicable requirements.
 - b. If removal of shoreline vegetation is unavoidable, vegetation removal shall be mitigated in accordance with the requirements in SMP Table 6.2 – Mitigation for Vegetation Removal within Shoreline Jurisdiction. Exceptions:
 - i. The removal of native vegetation within established gardens, landscaping that serve a horticultural purpose shall not require mitigation under SMP Table 6.2.
 - ii. Mitigation plans prepared by a qualified professional may establish mitigation ratios that deviate from SMP Table 6.2.
 - c. No tree containing an active nest of an eagle, osprey, or other protected bird (as defined by WDFW or the Bald and Golden Eagle Protection Act) shall be removed and the nest shall not be disturbed unless the applicant obtains approval from WDFW.
 - d. Vegetation removal conducted for the purposes outlined in SMC 18.13.025(D)(1)(a through d) shall comply with the regulations therein.
 - e. Aquatic weed control shall be allowed only where the presence of aquatic weeds will affect native plant communities, fish and wildlife habitats, or an existing water dependent use adversely. Aquatic weed control efforts shall comply with all applicable laws and standards.

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TABLE 6.2 – MITIGATION FOR VEGETATION REMOVAL WITHIN SHORELINE JURISDICTION		
Location of Vegetation Removal	Type of Vegetation Removal	Mitigation Action Required^{1,2,3,4}
Anywhere	Invasive or noxious vegetation	Native or non-native vegetation planting at 1:1 area ratio
	Hazard Tree	Native or non-native replacement planting at 2:1 replacement ratio
50 Feet or Less from OHWM	Grass, pasture, non-woody, or non-native vegetation (excluding invasive or noxious vegetation)	Native or non-native vegetation planting at 1:1 mitigation ratio
	Native groundcover and understory	Native replacement planting at 2:1 mitigation ratio
	Native tree < 12 inches DBH	Native, woody vegetation replacement planting at 2:1 mitigation ratio
	Significant tree ≥ 12 inches DBH	Native tree replacement planting at 3:1 mitigation ratio
More than 50 Feet from OHWM	Any non-native vegetation	Native or non-native replacement planting at 1:1 mitigation ratio
	Native groundcover or understory	Native replacement planting at a 1:1 mitigation ratio
	Any native tree	Native tree replacement planting at 2:1 mitigation ratio
Outside Oregon White Oak Woodland Dripline	Any removal of native or non-native vegetation within shoreline jurisdiction	Temporary tree protection fencing required prior to ground disturbance. No clearing, grading, trenching staging, boring, or any other activity is allowed within the dripline of the oak woodlands. Conservation covenant or other mechanism may be required if future development is likely to impact mitigation area.
Inside, Entirely or Partially, Oregon White Oak Woodland Dripline	No oak removal and no significant damage to health of the oak trees as demonstrated by arborist's report.	Install temporary tree protection fencing required prior to ground disturbance at the extent of proposed activity to ensure that no clearing, grading, trenching, staging, boring or any other activity will occur within the dripline of oak woodlands beyond what has been recommended by an arborist. Require mitigation for lost scrub/shrub vegetation, if appropriate. Conservation covenant or other mechanism is required to protect the oak woodland from future development.
	Oak removal or significant damage to the health of oak trees as demonstrated by arborist's report.	At a minimum, replace oak trees based on area impacted with new Oregon white oak trees and contact WDFW for additional mitigation.
<p>1 – Impact area is based on the cumulative total of all unmitigated impacts from the effective date of this SMP and is defined as the area of cleared vegetation as measured on the ground.</p> <p>2 – The standards listed in SMC 18.13.057 apply to activities undertaken based on this table. However, for project involving vegetation removal that are not associated with a Shoreline Permit, the Administrator may waive requirements of that section related to deed notices and permanent demarcation for the mitigation area.</p> <p>3 – Replacement planting involves like-for-like replacement of either 1) the species removed or 2) the vegetative layer (strata) as that removed. No invasive vegetation shall be used for replacement purposes.</p> <p>4 – To assist applicants with in determining appropriate mitigation, the City may maintain a list of native vegetation that provide groundcover, understory, and tree canopy cover functions in riparian areas.</p>		

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- f. Mitigation Area, Location. The location of the mitigation area shall:
 - i. Be on site unless there is insufficient area on site;
 - ii. Improve an area of low habitat functionality;
 - iii. Be within 50 feet of the OHWM or as close as possible to the shoreline waterbody; and
 - iv. Prioritize south and west banks of waterbodies to provide shade.
- g. Mitigation Area, Monitoring.
 - i. The project shall be monitored annually for 5 years to document plant survivorship.
 - ii. Monitoring reports shall be provided to the Administrator once per year.
 - iii. The planted mitigation area shall achieve a plant survival standard of 80% at the end of 5 years.
 - iv. Monitoring results may require additional/replacement planting to meet the survival standard. If the survival standard is not met, then additional planting may be required and the monitoring period extended.
 - v. A conservation covenant may be established which prevents future development or alteration within the mitigation area.

6.4.2 Fill

1. Applicability: Any fill activity conducted within shoreline jurisdiction must comply with the policies and provisions herein.
2. Policies:
 - a. Allow fill when it is demonstrated to be the minimum extent necessary to accommodate an allowed shoreline use or development or when associated with a shoreline restoration project and with assurance of no net loss of shoreline ecological functions and processes.
3. Regulations:
 - a. All fills shall be located, designed and constructed to protect shoreline ecological functions and ecosystem-wide processes, including channel migration.
 - b. All fills, except fills for the purpose of shoreline restoration, shall be designed:
 - i. To be the minimum size necessary to implement the allowed use or modification.
 - ii. To fit the topography so that minimum alterations of natural conditions will be necessary.
 - iii. To not adversely affect hydrologic conditions or increase the risk of slope failure, if applicable.
 - iv. To include a temporary erosion and sediment control (TESC) plan, identifying BMPs. Disturbed areas shall be immediately protected from erosion using mulches, hydroseed, or similar methods, and revegetated, as applicable.
 - c. Fills in wetlands, floodways, CMZs or waterward of the OHWM may be allowed only when necessary to support one or more of the following:
 - i. Water-dependent uses.
 - ii. Public Access.
 - iii. Cleanup and disposal of contaminated sediments as part of an interagency environmental clean-up plan.

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- iv. Disposal of dredged material considered suitable under, and conducted in accordance with WDNR’s Dredged Material Management Program and/or the Dredged Material Management Office of the USACE.
- v. Expansion or alteration of transportation facilities of statewide significance currently located on the shoreline where alternatives to fill are infeasible.
- vi. Mitigation action (environmental or hazard), ecological restoration, beach nourishment, or enhancement project consistent with an approved mitigation or restoration plan.
- d. Unless site characteristics dictate otherwise, fill material within surface waters or wetlands shall be sand, gravel, rock, or other clean material with a minimum potential to degrade water quality and shall be obtained from a state-authorized source.
- e. Upland fills not located within wetlands, floodways, or CMZs may be allowed provided they are:
 - i. Part of an allowed shoreline use or modification, or necessary to provide protection to cultural resources.
 - ii. Located outside applicable setbacks, unless specifically allowed in setbacks.

6.4.3 Shoreline Stabilization

1. Applicability: This section applies to all new, enlarged, or replacement shoreline stabilization as defined in SMP Chapter 7.
2. Policies:
 - a. Locate and design new development to avoid the need for future shoreline stabilization to the extent feasible.
 - b. Use structural shoreline stabilization measures only when nonstructural methods are infeasible.
 - c. Ensure soft structural shoreline stabilization measures are used prior to hard stabilization measures unless demonstrated to be insufficient.
 - d. Ensure that the cumulative impacts of existing, new, or enlarged hard shoreline stabilization (e.g., beach starvation, habitat degradation, sediment impoundment, exacerbation of erosion, groundwater impacts, hydraulic impacts, loss of shoreline vegetation, loss of large woody material, restriction of channel movement and creation of side channels, etc.) do not result in a net loss of shoreline ecological functions.
 - e. Allow new or enlarged structural shoreline stabilization only where demonstrated to be necessary to support or protect an allowed primary structure or a legally existing shoreline use that is in danger of loss or substantial damage, or for reconfiguration of the shoreline for mitigation or enhancement purposes.
 - f. Ensure all proposals for structural shoreline stabilization, both individually and cumulatively, do not result in a net loss of ecological functions.
3. Regulations:

General

 - a. New development shall be designed to avoid the need for future shoreline stabilization where feasible, including the following specific requirements:
 - i. Land divisions shall be designed to ensure that lots created will not require stabilization using a geotechnical analysis of the site and shoreline characteristics.

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- ii. New development shall be adequately setback from steep slopes or bluffs to ensure that stabilization is unnecessary during the life the structure(s).
 - iii. New development that requires shoreline stabilization that causes significant impacts to adjacent or downstream properties is not permitted.
 - iv. Shoreline stabilization structures, both individually and cumulatively, shall not result in a net loss of ecological functions, and shall be the minimum size necessary. Soft approaches shall be used whenever feasible unless demonstrated not to be sufficient to protect primary structures, dwellings, and businesses.
- b. If construction or repair of a shoreline stabilization measure entails vegetation clearing or ground disturbance within the shoreline setback, such disturbance shall be restored according to SMP Section 6.4.1 as quickly as feasible.
- c. A geotechnical report shall be prepared for all new, enlarged, and replacement structural stabilization. The report shall address the need to prevent damage to a primary structure shall meet the following requirements:
- i. Address the necessity for shoreline stabilization by estimated time frames and rates of erosion and report on the urgency associated with the specific situation. As a general matter, hard armoring solutions should not be authorized except when a report confirms that 1) there is a significant possibility that such a structure will be damaged within 3 years as a result of shoreline erosion in the absence of such hard armoring measures, or 2) waiting until the need is immediate would foreclose the opportunity to use measures that avoid impacts on ecological functions.
 - ii. Where the geotechnical report confirms a need to prevent potential damage to a primary structure, but the need is not as immediate as the 3 years, that report may still be used to justify more immediate authorization to protect against erosion using soft or nonstructural measures.
- d. When new, enlarged, or replacement structural shoreline stabilization is demonstrated to be necessary per the requirements of subsections e and f below, it shall:
- i. Be the minimum size necessary and shall meet no net loss. Soft stabilization measures shall be implemented unless demonstrated not to be sufficient to protect the primary structures, dwellings or businesses.
 - ii. Ensure that publicly financed or subsidized shoreline erosion control measures do not restrict public access except where such access is demonstrated to be infeasible for reasons stated in SMP Section 4.6.3. Ecological restoration and public access improvements shall be incorporated into the stabilization measure, where feasible.
 - iii. Mitigate new erosion control measures, including replacement structures, on feeder bluffs or other actions that affect sediment-producing areas to avoid or, if that is not possible, to minimize adverse impacts to sediment conveyance systems. Where sediment conveyance systems cross jurisdictional boundaries, the City will coordinate shoreline management efforts with Skamania County. If shoreline erosion is threatening existing development, the City will consider formation of a management district or other institutional mechanism to provide comprehensive mitigation for the adverse impacts of erosion control measures.

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- iv. For residential primary structures in a geologically hazardous area or its buffer, demonstrate no alternatives (including relocation or reconstruction of existing structures) are feasible and less expensive than the proposed stabilization measure.

New or Enlarged Structural Stabilization

- e. New or enlarged structural shoreline stabilization measures shall not be allowed, except when the following subsections (i through iv), as applicable, are met.
 - i. For existing primary structures:
 - 1. The need to protect primary structures from damage due to erosion is conclusively demonstrated through a geotechnical report.
 - 2. The erosion control structure will not result in a net loss of shoreline ecological functions.
 - ii. In support of new non-water-dependent development, including single-family residences, when all of the conditions below apply:
 - 1. The erosion is not being caused by upland conditions, such as drainage or loss of vegetation;
 - 2. Nonstructural measures, such as placing the development farther from the shoreline, planting vegetation, or installing on-site drainage improvements, are not feasible or not sufficient; and
 - 3. The need to protect primary structures from damage due to erosion is demonstrated through a geotechnical report. The damage must be caused by natural processes (e.g., tidal action, currents, wind, waves, etc.).
 - iii. In support of water-dependent development when all of the conditions below apply:
 - 1. The erosion is not being caused by upland conditions (e.g., loss of vegetation, drainage, etc.);
 - 2. Nonstructural measures (e.g., planting vegetation, installing on-site drainage improvements, etc.) are not feasible or not sufficient; and
 - 3. The need to protect primary structures from damage due to erosion is demonstrated through a geotechnical report.
 - iv. To protect projects for the restoration of ecological functions or for hazardous substance remediation projects pursuant to Chapter 70.105D RCW when nonstructural measures, planting vegetation, or installing on-site drainage improvements, are not feasible or not sufficient to adequately address erosion causes or impacts.

Replacement Structural Stabilization

- f. For the purposes of this section, replacement means the construction of a new structure to perform a shoreline stabilization function of an existing structure that can no longer adequately serve its purpose. Additions to or increases in size of existing shoreline stabilization measures shall be considered new structures. An existing shoreline stabilization structure may be replaced with a similar structure if there is a demonstrated need to protect principal uses or structures from erosion caused by currents, tidal action, wind or waves provided the following provisions (i through iv) are met:
 - i. There is a demonstrated need to protect principal uses or structures from erosion caused by currents, tidal action, wind or waves. For replacement stabilization

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structures, a geotechnical report is recommended but not required. At a minimum, applicants must demonstrate need by addressing the following:

1. The structure or use will be at risk from currents, tidal action, wind or waves if the stabilization structure is not replaced;
 2. No feasible options exist to move the at-risk structure out of harm's way;
 3. The primary structure is well-built and will be viable for a long time after stabilization is provided.
 4. The primary structure is not otherwise at risk because of its location in a flood or geotechnical hazard area and replacing the stabilization structure would not assure the long-term safety of the structure.
- ii. The replacement structure should be designed, located, sized, and constructed to assure no net loss of ecological functions.
 - iii. Replacement walls or bulkheads shall not encroach waterward of the OHWM or existing structure unless the residence was occupied prior to January 1, 1992 and there are overriding safety or environmental concerns. In such cases, the replacement structure shall abut the existing shoreline stabilization structure.
 - iv. Soft shoreline stabilization measures that provide restoration of shoreline ecological functions may be permitted waterward of the OHWM.

Repair of Shoreline Stabilization

- g. Normal repair and maintenance of shoreline stabilization is an activity which is authorized under WAC 173-27-040(2)(b). However, for the purposes of this section, repair of a shoreline stabilization measures that exceeds the state-established threshold qualifies as a replacement and is subject to the standards for replacement of stabilization structures, above. A repair to a portion of an existing stabilization structure that has collapsed, eroded away or otherwise demonstrated a loss of structural integrity, and the repair is 50% or greater of the value of the shoreline stabilization measure shall constitute replacement.

6.4.4 Shoreline Restoration

1. Applicability: This section applies to all shoreline habitat and natural systems enhancement projects. These projects include those activities proposed and conducted specifically for the purpose of establishing, restoring, or enhancing habitat for priority species in the shoreline.
2. Policies:
 - a. The ecological enhancement and restoration measures projects identified in the Stevenson Shoreline Restoration Plan should be implemented, and all other shoreline habitat and natural systems enhancement projects should be consistent with that plan wherever feasible.
3. Regulations:
 - a. Shoreline habitat and natural systems enhancement projects may be permitted in all shoreline environments, provided:
 - i. The project's purpose is the restoration or enhancement of the natural character and ecological functions of the shoreline; and
 - ii. It is consistent with the implementation of an approved comprehensive restoration plan, or the project will provide a proven ecological benefit and is consistent with this SMP.

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- b. To the extent possible, restoration and enhancement shall be integrated and coordinated with other parallel natural resource management efforts.
- c. Implementation of restoration projects identified in the Stevenson Shoreline Restoration Plan that are focused on restoring degraded habitat in shoreline jurisdiction shall take precedence over other restoration projects.
- d. The provisions of this SMP shall not apply where a shoreline restoration project causes or would cause a landward shift in the OHWM that results in 1) land that had not been regulated under this SMP prior to construction of the restoration project being brought under shoreline jurisdiction or 2) additional regulatory requirements applying due to a landward shift in required shoreline buffers or other regulations of this SMP. To obtain this relief, projects shall satisfy the substantive and procedural requirements of WAC 173-27-215.

6.4.5 Dredging

- 1. Applicability:
 - a. This section applies to new or maintenance dredging activities and disposal of dredge materials from these activities.
 - b. This section is not intended to cover dredging that is incidental to the construction of an otherwise authorized use or modification (e.g., shoreline crossings, bulkhead replacements). These in-water substrate modifications should be conducted pursuant to applicable general and specific use and modification regulations of this SMP.
- 2. Policies: Dredging and dredge material disposal should be done in a manner that avoids or minimizes significant ecological impacts, and impacts that cannot be avoided should be mitigated in a manner that assures no net loss of shoreline ecological functions.
- 3. Dredging Regulations:
 - a. New development shall be located and designed to avoid or minimize the need for new and maintenance dredging.
 - b. Dredging shall only be permitted:
 - i. In conjunction with a water-dependent use of water bodies or adjacent shorelands.
 - ii. As part of the development of utilities or essential public facilities when there are no feasible alternatives;
 - iii. To establish, expand, relocate or reconfigure navigation channels for existing navigational uses, only where necessary for assuring safe and efficient accommodation of existing navigational uses and then only when significant ecological impacts are minimized and when mitigation is provided.
 - iv. As maintenance dredging of established navigation channels and basins, restricted to a previously dredged area and/or an existing authorized dredge prism (specified location, depth, and width).
 - v. For projects associated with MTCA or CERCLA project or with a significant habitat restoration project approved by a Shoreline Conditional Use Permit (SCUP), otherwise dredging for fill materials is prohibited. Disposal of such dredged materials are subject to the requirements below.
 - c. Removal of gravel for flood control shall only be allowed if i) biological and geomorphological study demonstrates a long-term benefit to flood hazard reduction, ii) no

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net loss of ecological functions occurs, and iii) extraction is part of a comprehensive flood management solution.

4. Dredge Disposal Regulations:
 - i. When a dredge activity is conducted for the primary purpose of obtaining fill material, the disposal of dredged materials shall be waterward of the OHWM.
 - ii. Disposal of dredged materials on shorelands or associated wetlands shall first obtain a SCUP and must demonstrate the suitability of the material for a beneficial use identified in a regional interagency dredge material management plan or watershed management plan.
 - iii. When located within a channel migration zone, disposal of dredged materials shall be discouraged and shall only be allowed with a SCUP.

6.4.6 Breakwaters, Jetties, Groins, and Weirs

1. Applicability: This section applies to new, expanded or replacement breakwaters, jetties, groins, and weirs as those are defined in SMP Chapter 7.
2. Policies:
 - a. Allow breakwaters, jetties, groins, and weirs to be located waterward of the OHWM only where necessary to support water-dependent uses, public access, shoreline stabilization, or other specific public purpose.
 - b. Consider alternative structures with less impact where physical conditions make such alternatives feasible.
3. Regulations:
 - a. Except when for ecological protection/restoration, new, expanded or replacement structures shall only be allowed with a SCUP.
 - b. New expanded or replacement structures shall demonstrate that they will protect critical areas, will not result in a net loss of shoreline ecological functions, and will support water-dependent uses, public access, shoreline stabilization, or other specific public purpose.
 - c. Breakwaters, jetties, groins, and weirs shall be limited to the minimum size necessary.
 - d. Breakwaters, jetties, groins, and weirs shall be designed to protect critical areas.
 - e. Proposed designs for new, expanded or replacement structures shall be designed by qualified professionals, including both an engineer and a biologist.

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Chapter 7 – Definitions

As used in this SMP, the words below have the meaning given here unless the context clearly dictates otherwise. The definitions and concepts set forth under RCW 90.58.030, WAC 173-26-020, WAC 173-20, WAC 173-22, and WAC 173-27-030 also apply, and in the event of conflict the established definitions of statute and rule shall prevail.

7.1 Abbreviations & Acronyms

ANSI – American National Standards Institute

BMP – Best Management Practice

CERCLA – The Comprehensive Environmental Response, Compensation, and Liability Act (“Superfund”); 1986 amendments are known as Superfund Amendments and Reauthorization Act or SARA

CMZ – Channel Migration Zone

DBH – Diameter at breast height, 4.5 feet above existing grade

FEMA – Federal Emergency Management Agency

MTCA – The Model Toxics Control Act

OFM – Washington Office of Financial Management

OHWM – Ordinary High Water Mark

RCW – Revised Code of Washington

SEPA – Washington State Environmental Policy Act, Chapter 43.21C RCW.

SMA – The Shoreline Management Act, Chapter 90.58 RCW, as amended

SMP – Shoreline Master Program

WAC – Washington Administrative Code

WDFW – Washington Department of Fish & Wildlife

WDNR – Washington Department of Natural Resources

USACE – United States Army Corps of Engineers

7.2 Words & Phrases

Accessory Use or **Accessory Structure** – A use incidental and subordinate to the principal use and located on the same lot or in the same building as the principal use, but is not an appurtenance use as defined in this Chapter.

Adjacent – Immediately adjoining (in contact with the boundary of the influence area) or within a distance less than that needed to separate activities from critical areas to ensure protection of the functions and values of the critical areas. Adjacent shall mean any activity or development located: 1) on site immediately adjoining a critical area; or 2) a distance equal to or less than the required critical area buffer width and building setback.

Agricultural Activities – See WAC 173-26-020 – Definitions. Agricultural uses and practices including, but not limited to: Producing, breeding, or increasing agricultural products; rotating and changing agricultural crops; allowing land used for agricultural activities to lie fallow in which it is plowed and tilled but left unseeded; allowing land used for agricultural activities to lie dormant as a result of adverse agricultural market conditions; allowing land used for agricultural activities to lie dormant

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because the land is enrolled in a local, state, or federal conservation program, or the land is subject to a conservation easement; conducting agricultural operations; maintaining, repairing, and replacing agricultural equipment; maintaining, repairing, and replacing agricultural facilities, provided that the replacement facility is no closer to the shoreline than the original facility; and maintaining agricultural lands under production or cultivation.

Agricultural Equipment and Agricultural Facilities – See WAC 173-26-020 – Definitions. A term including but not limited to: (a) the following used in agricultural operations: Equipment; machinery; constructed shelter, buildings, and ponds; fences; upland finfish rearing facilities; water diversion, withdrawal, conveyance, and use equipment and facilities including, but not limited to pumps, pipes, tapes, canals, ditches, and drains; (b) corridors and facilities for transporting personnel, livestock, and equipment to, from, and within agricultural lands; (c) farm residences and associated equipment, lands, and facilities; and (d) roadside stands and on-farm markets for marketing fruit or vegetables.

Agricultural Land – See WAC 173-26-020 – Definitions. Those specific land areas on which agriculture activities are conducted.

Alteration – See SMC 18.13.010 – Definitions.

Anadromous Fish – See SMC 18.13.010 – Definitions.

Applicant – A person who files an application for a permit and who is either the owner of the land on which that proposed activity would be located, a contract purchaser, or the authorized agent of such a person.

Appurtenance – A structure or development which is necessarily connected to the use and enjoyment of a single-family residence and is located landward of the OHWM and also of the perimeter of any wetland. On a statewide basis, normal appurtenances include a garage, deck, driveway, utilities, fences, installation of a septic tank and drain field, and grading which does not exceed 250 cubic yards, except to construct a conventional drain field, and which does not involve placement of fill in any wetland or waterward of the OHWM (WAC 173-27-040(2)(g)). Residential appurtenances do not include bulkheads, other shoreline modifications or overwater structures.

Aquaculture – See WAC 173-26-020 – Definitions. The culture or farming of fish, shellfish, or other aquatic plants and animals. Aquaculture does not include the harvest of wild geoduck associated with the state managed wildstock geoduck fishery.

Archaeological – Having to do with the systematic, scientific study of past human life and activities through material remains.

Archaeological Artifact – An object that comprises the physical evidence of an indigenous and subsequent culture, including material remains of past human life, including monuments, symbols, tools, facilities, graves, skeletal remains, and technological byproducts.

Archaeological Resource/Site – A geographic locality in Washington, including, but not limited to, submerged and submersible lands and the bed of the sea within the state's jurisdiction, that contains archaeological artifacts.

Archaeological Site Inspection – A preliminary archaeological investigation of a project area which includes, but is not limited to, archaeological databases, walking the site in a series of transects, and

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shovel test probes of the subsurface as necessary. When archaeological deposits are identified, sufficient shovel test probe examination shall be conducted to determine whether the discovery meets the definition of an archaeological site in RCW 27.53.030. A Washington State Archaeological Site Inventory form shall be completed and submitted for the identified site. Site inspection reports shall be professionally reasoned and sufficiently detailed to allow another archaeologist to repeat the investigation and reach a similar conclusion.

Archaeological Survey – A formal archaeological study that includes background research and adheres to the Washington State Department of Archaeology and Historic Preservation (DAHP).

Associated Wetland – See WAC 173-22-030 – Definitions. Those wetlands which are in proximity to and either influence or are influenced by tidal waters or a lake or stream subject to the SMA.

Average Grade Level – See WAC 173-27-030 – Definitions. The average of the natural or existing topography of the portion of the lot, parcel, or tract of real property which will be directly under the proposed building or structure: In the case of structures to be built over water, average grade level shall be the elevation of the ordinary high water mark. Calculation of the average grade level shall be made by averaging the ground elevations at the midpoint of all exterior walls of the proposed building or structure.

Beach – The area of unconsolidated material at the interface between a waterbody and dry land.

Best Management Practice or BMP – A conservation practice or system of practices and management measures that: (a) control soil loss and reduce water quality degradation caused by high concentrations of nutrients, animal waste, toxics, or sediment; (b) minimize adverse impacts to surface water and ground water flow and circulation patterns and to the chemical, physical, and biological characteristics of wetlands; (c) protect trees, vegetation, and soils designated to be retained during and following site construction and use native plant species appropriate to the site for revegetation of disturbed areas; and (d) provide standards for proper use of chemical herbicides within critical areas.

Boat Launch or Boat Ramp – A graded slope, slab, pad, plank, or rails providing access in and out of the water for boats or other watercraft by means of a trailer, hand, or mechanical device. Boat launches are categorized based upon whether the access they provide accommodates motorized watercraft.

Boating Facility – Uses and structures (e.g., marinas, moorages, floats, mooring buoys, boat launches, etc.) designed and intended to support boats and water craft. This definition includes components related to the above uses (e.g., docks, piers, gangways, ells, etc.).

Breakwater – An offshore structure generally built parallel to the shore that may or may not be connected to land. Its primary purpose is to protect a harbor, moorage, or navigational activity from wave and wind action by creating a still-water area along the shore. A secondary purpose is to protect the shoreline from wave- caused erosion.

Buffer – See SMC 18.13.010 – Definitions.

Canopy Cover – See SMC 18.13.010 – Definitions.

Channel Migration Zone (CMZ) – See WAC 173-26-020 – Definitions. The area along a river within which the channel(s) can be reasonably predicted to migrate over time as a result of natural and

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normally occurring hydrological and related processes when considered with the characteristics of the river and its surroundings.

City – The City of Stevenson or the City designee or authorized agent.

Clearing – The destruction or removal of vegetation (e.g., ground cover, shrubs and trees) including but not limited to, root material removal and/or topsoil removal.

Commercial Development – Those uses that are involved in business trade (e.g., occupied building space used for the conducting of retail, office, artisan, restaurant, lodging, childcare, professional business, government services, entertainment, privately operated recreational uses, etc.).

Commercial Use – A business use or activity involving retail or wholesale marketing of goods and services (e.g., restaurants, offices, retail shops, etc.).

Comprehensive Plan – The document, including maps adopted by the City Council that outlines the City's goals and policies relating to management of land use and development.

Conditional Use – See WAC 173-27-030 – Definitions. A use, development, or substantial development which is classified as a conditional use or is not classified within this SMP.

Critical Areas – See SMC 18.13.010 – Definitions and WAC 173-26-020 – Definitions.

Critical Freshwater Habitat – Designated under chapter 36.70A RCW, including streams, rivers, wetlands, and lakes, their associated CMZs, and floodplains.

Cumulative Impact – The combined, incremental effects of human activity on ecological or critical areas functions and values. Cumulative impacts result when the effects of an action are added to or interact with the effects of other actions in a particular place and within a particular time. It is the combination of these effects, and any resulting environmental degradation, that should be the focus of cumulative impact analysis and changes to policies and permitting decisions.

Cultural Resources – Archeological and historical sites and artifacts, and traditional areas or items of religious, ceremonial and social uses for tribal members and citizens of Washington.

Degrade – To scale down in desirability or salability, to impair in respect to some physical property or to reduce in structure or function.

Development – See RCW 90.58.030 – Definitions and Concepts and WAC 173-27-030 – Definitions. A use consisting of the construction or exterior alteration of structures; dredging; drilling; dumping; filling; removal of any sand, gravel, or minerals; bulkheading; driving of piling; placing of obstructions; or any project of a permanent or temporary nature which interferes with the normal public use of the surface of the waters overlying lands subject to the SMA at any state of water level. "Development" does not include dismantling or removing structures if there is no other associated development or redevelopment.

Dock – A landing or moorage facility for watercraft. Private leisure decks, storage facilities or other appurtenances are not included in this definition.

Dock, Single User Residential – A dock that is used for non-commercial use and enjoyment of a single-family residential lot.

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If a dock is 1) used for commercial use or 2) by more than one single-family residential lot it is a joint-use moorage.

Dredging – The removal or displacement of earth or sediment (gravel, sand, mud, silt and/or other material or debris) from a river, stream, or associated wetland. “Maintenance dredging” includes the removal of earth or sediment within established navigation channels and basins.

Ecological Function or Shoreline Function – See WAC 173-26-020 – Definitions. The work performed or the role played by the physical, chemical, and biological processes that contribute to the maintenance of the aquatic and terrestrial environments that constitute the shoreline’s natural ecosystem.

Ecologically Intact Shorelines – Those shoreline areas that retain the majority of their natural shoreline functions, as evidenced by the shoreline configuration and the presence of native vegetation. Generally, but not necessarily, ecologically intact shorelines are free of structural shoreline modifications, structures, and intensive human uses. In forested areas, they generally include native vegetation with diverse plant communities, multiple canopy layers, and the presence of large woody debris available for recruitment to adjacent water bodies. Recognizing that there is a continuum of ecological conditions ranging from near natural conditions to totally degraded contaminated sites, this term is intended to delineate those shoreline areas that provide valuable functions for the larger aquatic and terrestrial environments which could be lost or significantly reduced by human development. Whether or not a shoreline is ecologically intact is determined on a case-by-case basis, and the term may apply to all shoreline areas meeting the above criteria ranging from larger reaches that may include multiple properties to small areas located within a single property.

Ecosystem-wide Processes – See WAC 173-26-020 – Definitions. The suite of naturally occurring physical and geologic processes of erosion, transport, and deposition; and specific chemical processes that shape landforms within a specific shoreline ecosystem and determine both the types of habitat and the associated ecological functions.

Emergency – An unanticipated and imminent threat to public health, safety, or the environment which requires immediate action within a time too short to allow full compliance with the master program. Emergency construction is construed narrowly as that which is necessary to protect property from the elements (RCW 90.58.030(3eiii) and WAC 173-27-040(2d)).

Ell – Extensions of piers, often in a U-shape or L shape, to provide additional space for mooring watercraft.

Enhancement – Alteration of an existing resource to improve or increase its characteristics and processes without degrading other existing functions. Enhancements are to be distinguished from resource creation or restoration projects.

Erosion – The wearing away of land by the action of natural forces.

Erosion Hazard Area – Those areas that, because of natural characteristics, including vegetative cover, soil texture, slope gradient, and rainfall patterns, or human-induced changes to such characteristics, are vulnerable to erosion.

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Fair Market Value – See WAC 173-27-030 – Definitions. The open market bid price for conducting the work, using the equipment and facilities, and purchase of the goods, services and materials necessary to accomplish the development. This would normally equate to the cost of hiring a contractor to undertake the development from start to finish, including the cost of labor, materials, equipment and facility usage, transportation and contractor overhead and profit. The fair market value of the development shall include the fair market value of any donated, contributed or found labor, equipment or materials.

Feasible – See WAC 173-26-020 – Definitions. For the purpose of this SMP, that an action (e.g., a development project, mitigation, or preservation requirement, etc.) meets all of the following conditions: (a) the action can be accomplished with technologies and methods that have been used in the past in similar circumstances, or studies or tests have demonstrated in similar circumstances that such approaches are currently available and likely to achieve the intended results; (b) the action provides a reasonable likelihood of achieving its intended purpose; and (c) the action does not physically preclude achieving the project's primary intended legal use. In cases where this SMP requires certain actions unless they are infeasible, the burden of proving infeasibility is on the applicant. In determining an action's infeasibility, the City and State may weigh the action's relative public costs and public benefits, considered in the short- and long-term time frames.

Fill – See WAC 173-26-020 – Definitions. The addition of soil, sand, rock, gravel, sediment, earth retaining structure, or other material to an area waterward of the OHWM, in wetlands, or on shorelands in a manner that raises the elevation or creates dry land.

Fish Acclimation Facility – A pond, net pen, tank, raceway, or other natural feature or artificial structure used for rearing and imprinting juvenile fish to a body of water before their release.

Fish and Wildlife Habitat Conservation Areas – See SMC 18.13.010 – Definitions.

Fish Hatchery – A facility designed for the artificial breeding, hatching and rearing through the early life stages of finfish.

Float – A floating structure that is moored, anchored, or otherwise secured in the water offshore, and that provides a landing for water dependent recreation (e.g., a platform used for swimming and diving) or as a moorage for watercraft.

Floating Home – See WAC 173-26-020 – Definitions. A single-family dwelling unit constructed on a float, that is moored, anchored, or otherwise secured in waters, and is not a vessel, even though it may be capable of being towed.

Flood or Flooding – See SMC 18.13.010 – Definitions.

Flood Insurance Rate Map or **FIRM** – The official map on which the Federal Insurance Administration has delineated many areas of flood hazard, floodways, and the risk premium zones (CFR 44 Part 59).

Floodplain or **Flood Plain**– See WAC 173-22-030 – Definitions and WAC 173-26-020 – Definitions. A term synonymous with 100-year floodplain and means the land area susceptible to inundation with a 1 percent chance of being equaled or exceeded in any given year. The limit of this area is based on flood regulation ordinance maps or a reasonable method which meets the objectives of the SMA.

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Floodway – The area that has been established in effective FEMA flood insurance rate maps or floodway maps. The floodway does not include those lands that can reasonably be expected to be protected from flood waters by flood control devices maintained by or maintained under license from the federal government, the state, or a political subdivision of the state.

Forest Practices – Any activity conducted on or directly related to forest land and relating to growing, harvesting, or processing timber. These activities include but are not limited to: road and trail construction, final and intermediate harvesting, precommercial thinning, reforestation, fertilization, prevention and suppression of disease and insects, salvage of trees, and brush control (WAC 222-16-010(21)). Forest practices do not include forest species seed orchard operations and intensive forest nursery operations; or preparatory work (e.g., tree marking, surveying, road flagging, etc.); or removal or harvest of incidental vegetation from forest lands (e.g., berries, ferns, greenery, mistletoe, herbs, mushrooms, and other products which cannot normally be expected to result in damage to forest soils, timber or public resources).

Functions and Values – See SMC 18.13.010 – Definitions.

Gangway – A walkway that connects a pier to a dock, often used in areas where the water level changes because of tidal or seasonal variations.

Garden – An area devoted to the cultivation of soil or production of crops in a manner incidental and subordinate to the principal use of the property (e.g., private residential gardens, community gardens, pea patches associated with a public park, etc.).

Geologically Hazardous Areas – See SMC 18.13.010 – Definitions.

Geotechnical Report or **Geotechnical Analysis** – See WAC 173-26-020 – Definitions. A scientific study or evaluation conducted by a qualified expert that includes a description of the ground and surface hydrology and geology, the affected land form and its susceptibility to mass wasting, erosion, and other geologic hazards or processes, conclusions and recommendations regarding the effect of the proposed development on geologic conditions, the adequacy of the site to be developed, the impacts of the proposed development, alternative approaches to the proposed development, and measures to mitigate potential site-specific and cumulative geological and hydrological impacts of the proposed development, including the potential adverse impacts to adjacent and down-current properties. Geotechnical reports shall conform to accepted technical standards and must be prepared by qualified professional engineers or geologists who have professional expertise about the regional and local shoreline geology and processes.

Grading – See WAC 173-26-020 – Definitions. The movement or redistribution of the soil, sand, rock, gravel, sediment or other material on a site in a manner that alters the natural contour of the land.

Groin – A barrier-type structure extending from the backshore or stream bank into a water body. Its purpose is to protect a shoreline and adjacent upland by influencing the movement of water and/or deposition of materials. This is accomplished by building or preserving an accretion beach on its up drift side by trapping littoral drift. A groin is relatively narrow in width but varies greatly in length. A groin is sometimes built in a series as a system and may be permeable or impermeable, high or low, and fixed or adjustable.

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Ground Water – Water in a saturated zone or stratum beneath the surface of land or a surface water body.

Groundcover – See SMC 18.13.010 – Definitions.

Habitat – The place or type of site where a plant or animal naturally or normally lives and grows.

Hazard Tree – See SMC 18.13.010 – Definitions.

Height – See WAC 173-27-030 – Definitions. A measurement from average grade level to the highest point of a structure: Provided, That television antennas, chimneys, and similar appurtenances shall not be used in calculating height, except where such appurtenances obstruct the view of the shoreline of a substantial number of residences on areas adjoining such shorelines; Provided further, That temporary construction equipment is excluded in this calculation.

Historic Site – Those sites that are eligible or listed on the Washington Heritage Register, National Register of Historic Places, or any locally developed historic register formally adopted by the City Council.

Horticulture or Horticultural Purposes – The cultivation of a garden, orchard, or nursery; the cultivation of flowers, fruits, vegetables or ornamental plants.

Hydroelectric Facilities – Facilities, uses, or structures and associated infrastructure having electrical generation using the energy of water as their primary purpose. Facilities typically include, but are not limited to: dams; spillways; electrical lines and poles; powerhouses; electrical substations; roads for access and maintenance; debris or navigational booms; buoys; fish collection, diversion, and exclusion structures and nets; and public safety infrastructure such as signs.

Hyporheic Zone – An area under or beside a stream channel or floodplain that contributes water to the stream and performs ecological functions (e.g., removing excessive nutrients and toxic compounds, water storage, support of vegetation, sediment storage, maintenance of base flows, etc.).

Impervious Surface Coverage – Any non-vertical surface artificially covered or hardened so as to prevent or impede the percolation of water into the soil mantle including, but not limited to, roof tops, swimming pools, paved or graveled roads and walkways or parking areas and excluding landscaping and surface water retention/detention facilities.

Industrial Use – A use involving the production, processing, manufacturing, or fabrication of goods or materials. Warehousing and storage of materials or production is considered part of the industrial process. Water-oriented industrial uses include port areas that ship and receive products along the water and adjacent upland uses which benefit from proximity to the water.

Institutional Use – A use and/or related structure(s) for the provision of educational, medical, cultural, public safety, social and/or governmental services to the community (e.g., cemeteries, schools, colleges, museums, community centers, etc.).

Instream Structure – A structure placed by humans within a stream or river waterward of the OHWM that either causes or has the potential to cause water impoundment or the diversion, obstruction, or modification of water flow. Instream structures may include those for hydroelectric generation, irrigation, water supply, flood control, transportation, utility service transmission, fish habitat

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enhancement, or other purpose. Overwater structures as defined herein and stormwater and wastewater outfalls are not instream structures.

Jetty – A structure usually projecting out into the water for the purpose of protecting a navigation channel, a harbor, or to influence water currents.

Joint-Use Moorage – A moorage constructed and utilized by more than one waterfront property owner, homeowner’s association or other public or quasi-public agency. Joint-use moorage includes moorage for pleasure craft and/or landing for water sports for use in common by shoreline residents or for use by patrons of a public park or quasi public recreation area.

If a joint-use moorage 1) is used for storing, berthing and securing more than 10 motorized boats or watercraft or 2) includes a swinging boom or davit-style hoist, then it is a marina.

Lake – See WAC 173-20-030 – Definitions and WAC 173-22-030 – Definitions. A body of standing water in a depression of land or expanded part of a river, including reservoirs, of 20 acres or greater in total area. A lake is bounded by the OHWM or, where a stream enters a lake, the extension of the elevation of the lake’s OHWM within the stream.

Leisure Deck, Private – An overwater structure associated with a private, typically single-family residential, use of the shoreline. Private leisure decks are designed or intended for uses that are unnecessary for the moorage of a boat or watercraft (e.g., seating, cooking, viewing, storage, etc.).

Leisure Pier, Public – An overwater or nearshore structure that is 1) accessible to the public and 2) designed or intended for uses that are unnecessary for the moorage of a boat or watercraft (e.g., seating, pedestrian travel, viewing, etc.). Public leisure piers typically support view platforms, fishing and other water-dependent shoreline activities.

Livaboard Vessel – A licensed vessel used primarily as a residence; if the vessel is used as a means of transportation or recreation, those are secondary or subsidiary uses. Vessels shall be considered a residence if used for overnight accommodation for more than 15 nights in a 1-month period, or when the occupant or occupants identify the vessel or the facility where it is moored as the residence for voting, mail, tax, or similar purposes.

Marina – A private or public facility providing the purchase or lease of a slip for storing, berthing and securing more than 10 motorized boats or watercraft, including both long-term and transient moorage. Marinas may include accessory facilities for providing incidental services to users of the marina (e.g., waste collection, boat sales or rental activities, retail establishments providing fuel service, repair or service of boat, etc.).

May – See WAC 173-26-020 – Definitions. The action is acceptable, provided it conforms to the provisions of this SMP.

Mining – The removal of sand, gravel, soil, minerals, and other earth materials for commercial and other uses (WAC 173-26-241).

Minor Project Authorization – An approval generated by the Shoreline Administrator documenting a project’s 1) exemption from the SSDP process pursuant to WAC 173-27-040 and 2) acknowledging the applicant’s compliance with the SMP.

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Mitigation – The process of avoiding, minimizing or compensating for adverse environmental impact(s) of a proposal on a critical area. The type(s) of mitigation required is dependent on the mitigation sequence in SMP Section 4.3.

Modification or **Shoreline Modification** – See WAC 173-26-020 – Definitions. Those actions that modify the physical configuration or qualities of the shoreline area, usually through the construction of a physical element (e.g., dike, breakwater, pier, weir, dredged basin, fill, bulkhead, other shoreline structure, etc.) or other actions (e.g., clearing, grading, application of chemicals, etc.).

Monitoring – The collection of data by various methods for the purpose of understanding natural systems and features, evaluating the impact of development proposals on such systems, and/or assessing the performance of mitigation measures imposed as conditions of development.

Moorage Facility– In-water, over-water, or nearshore structures used by a ship, boat, or other watercraft to secure the watercraft or keep it from floating away. These structures typically include, but are not limited to: piers and docks and portions thereof (such as ell, floats, and gangways); mooring buoys; boathouses; mooring piles; lifts or boat lifts; canopies; boat launch; launch/moorage rails or railways; jet ski floats; boat dry docks; and boat tie downs.

See also marina, joint-use moorage, single-user residential dock, boat launch, and mooring buoy.

Mooring Buoy – A floating object anchored to the bottom of a waterbody to provide tie up capabilities for boats or watercraft.

Must – See WAC 173-26-020 – Definitions. A mandate; the action is required.

Native– See SMC 18.13.010 – Definitions.

Natural or Existing Topography – See WAC 173-27-030 – Definitions. The topography of the lot, parcel, or tract of real property immediately prior to any site preparation or grading, including excavation or filling.

Nonconforming Use – A shoreline use or development which was lawfully constructed or established prior to the effective date of the SMA or this SMP, or amendments thereto, but which does not now conform to the use and development standards contained in this SMP. A nonconforming use is also one which is listed as a conditional use in this SMP but which existed prior to the adoption of this SMP or any relevant amendments and for which a Shoreline Conditional Use Permit has not been obtained. For the purposes of this SMP, existing roads which do not meet the setback standards of this SMP (whether asphalt, gravel, or dirt) are considered nonconforming uses.

Nonwater-Oriented Use – See WAC 173-26-020 – Definitions. Those uses that are not water-dependent, water-related, or water enjoyment. Examples include professional offices, automobile sales or repair shops, mini-storage facilities, multifamily residential development, department stores and gas stations.

Ordinary High Water Mark or **OHWM** – See RCW 90.58.030 – Definitions and Concepts and WAC 173-22-030 – Definitions. That mark that will be found by examining the bed and banks and ascertaining where the presence and action of waters are so common and usual, and so long continued in all ordinary years, as to mark upon the soil a character distinct from that of the abutting upland, in respect to vegetation as that condition existed on June 1, 1971, as it may have naturally changed

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thereafter, or as it may change thereafter in accordance with permits issued by a local government or Ecology: provided that in any area where the OHWM cannot be found, the OHWM adjoining salt water shall be the line of mean higher high tide and the OHWM adjoining fresh water shall be the line of mean high water.

Oregon White Oak Woodland – A priority habitat involving stands of pure oak or oak/conifer associations where canopy coverage of the oak component of the stand is 25 percent; or where total canopy coverage of the stand is less than 25 percent, but oak accounts for at least 50 percent of the canopy coverage present. The latter is often referred to as an oak savanna.

Overwater Structure – A structure or other construction located waterward of the OHWM or a structure or other construction erected on piling above the surface of the water, or upon a float. Overwater structures include many boating facilities (e.g., piers, docks, mooring buoys, etc.) as well as components related to those facilities (e.g., gangways, ells, floats, etc.)

Pier – An overwater structure adjoining the shoreline built on a fixed platform to provide access and a landing or moorage place for commercial, industrial and pleasure watercraft.

Port – A center for waterborne commerce and traffic. This term is distinct from the Port of Skamania County which is a municipal corporation of the State of Washington.

Priority Habitat – See WAC 173-26-020 – Definitions. A habitat type with unique or significant value to one or more species. An area classified and mapped as priority habitat must have one or more of the following attributes (a) comparatively high fish or wildlife density; (b) comparatively high fish or wildlife species diversity; (c) fish spawning habitat; (d) important wildlife habitat; (e) important fish or wildlife seasonal range; (f) important fish or wildlife movement corridor; (g) rearing or foraging habitat; (h) important marine mammal haul-out; (i) refugia habitat; (j) limited availability; (k) high vulnerability to habitat alteration; (l) unique or dependent species; or (m) shellfish bed. A priority habitat may be described by a unique vegetation type or by a dominant plant species that is of primary importance to fish and wildlife (such as oak woodlands or eelgrass meadows). A priority habitat may also be described by a successional stage (such as, old growth and mature forests). Alternatively, a priority habitat may consist of a specific habitat element (such as a consolidated marine/estuarine shoreline, talus slopes, caves, snags) of key value to fish and wildlife. A priority habitat may contain priority and/or nonpriority fish and wildlife.

Priority Species – See WAC 173-26-020 – Definitions. Species requiring protective measures and/or management guidelines to ensure their persistence at genetically viable population levels. Priority species are those that meet any of the criteria listed in WAC 173-26.020(31).

Public Access – The ability of the general public to reach, touch, and enjoy the water's edge, to travel on the waters of the state, and to view the water and the shoreline from adjacent locations. Refer to WAC 173-26-221(4). In the context of shoreline regulation, public access also includes the ability to view the water from adjacent locations.

Public Interest – See WAC 173-27-030 – Definitions. The interest shared by the citizens of the state or community at large in the affairs of government, or some interest by which their rights or liabilities are affected including, but not limited to, an effect on public property or on health, safety or general welfare resulting from a use or development.

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Public Use – To be made available daily to the general public on a first-come, first-served basis, and may not be leased to private parties on any more than a day use basis. Refer to WAC 332- 30-106.

Qualified Professional – See SMC 18.13.010 – Definitions.

Reasonable Use – A legal concept articulated by federal and state courts in regulatory taking cases.

Recreational Uses – Public or private facilities meant for the enjoyment of the public and can include community or commercial facilities for recreational activities (e.g., hiking, fishing, photography, viewing, birdwatching, etc.) and more intensive uses (e.g., parks with sports facilities and other outdoor recreation areas).

Residential Development – Development which is primarily devoted to or designed for use as a dwelling(s). Residential development includes single-family development, multi-family development and the creation of new residential lots through land division.

Restore, Restoration or Ecological Restoration – See WAC 173-26-020 – Definitions. The re-establishment or upgrading of impaired ecological shoreline processes or functions. This may be accomplished through measures including, but not limited to, re-vegetation, removal of intrusive shoreline structures and removal or treatment of toxic materials. Restoration does not imply a requirement for returning the shoreline area to aboriginal or pre- European settlement conditions.

Review Activity- Those activities that would be subject to review by the City. This definition includes a) new or expanded shoreline developments, modifications, and uses, b) the subdivision and short subdivision of real property, c) application of pesticides, fertilizers and/or other chemicals, d) normal maintenance or repair of existing shoreline development, modifications, and uses, and e) other activities as specifically described in this SMP. This definition does not include activities occurring as an inherent result of an approved or nonconforming shoreline development, modification, and/or use (e.g. delivery and sales in commercial and industrial developments, eating and sleeping in residential developments, recreational activities on recreational lands, etc.).

Review Activity, Wetland – Those activities identified in WAC 173-26-221(2.c.i.A) (i.e., the dumping, discharging or filling with any material, including discharges of stormwater and domestic, commercial, or industrial wastewater; the draining, flooding, or disturbing of the water level, duration of inundation, or water table; the driving of pilings; the placing of obstructions; the construction, reconstruction, demolition, or expansion of any structure; significant vegetation removal, provided that these activities are not part of a forest practice governed under chapter 76.09 RCW and its rules; other uses or developments that results in an ecological impact to the physical, chemical, or biological characteristics of wetlands; or activities reducing the functions of buffers described in WAC 173-26-221(2.c.i.D)).

Riparian – Of, on, or pertaining to the banks of a river, stream or lake.

Riprap – A layer, facing, or protective mound of stones placed to prevent erosion, scour, or sloughing of a structure or embankment; also, the stone so used.

River Delta – See WAC 173-22-030 – Definitions. Those lands formed as an aggradational feature by stratified clay, silt, sand and gravel deposited at the mouths of streams where they enter a quieter body of water. The upstream extent of a river delta is that limit where it no longer forms distributary channels.

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Runoff – Water that is not absorbed into the soil but rather flows along the ground surface following the topography.

Salmonid –A member of the fish family Salmonidae (e.g., chinook, Coho, chum, sockeye, and pink salmon; cutthroat, brook, brown, rainbow, and steelhead trout; kokanee; native char [bull trout and Dolly Varden], etc.).

Sediment – The fine grained material deposited by water or wind.

Setback – A required distance separating shoreline uses, developments, or activities from the shoreline measured horizontally upland from and perpendicular to the OHWM. Setbacks help assure that development is located a safe distance from bluffs, river banks, and other natural features, including buffers.

Shall – See WAC 173-26-020 – Definitions. A mandate; the action must be done.

Shorelands or **Shoreland Area** – Those lands extending landward for 200 feet in all directions as measured on a horizontal plane from the OHWM; floodways and contiguous floodplain areas landward 200 feet from such floodways; and all wetlands and river deltas associated with the streams, lakes, and tidal waters which are subject to the provisions of this chapter; the same to be designated as to location by Ecology. Optional areas allowed by RCW 90.58.030 are not included by the City.

Shoreline Administrator or **Administrator** – The person appointed by the Mayor or the Mayor’s designee to administer the provisions this SMP.

Shoreline Habitat and Natural Systems Enhancement Projects – Those activities proposed and conducted specifically for the primary purpose of establishing, restoring, or enhancing habitat for priority species in the shoreline.

Shoreline Jurisdiction – All of the geographic areas covered by the SMA, related rules, and this SMP. Also, such areas within a specified local government’s authority under the SMA.

Shoreline Permit – A shoreline substantial development, shoreline conditional use, or shoreline variance permit or any combination or revision thereof.

Shoreline Stabilization – Actions taken to address erosion impacts to property and dwellings, businesses, or structures caused by natural processes (e.g., current, flood, tides, wind, wave action, etc.). These actions include structural and nonstructural methods.

Shoreline Stabilization , Nonstructural – Shoreline stabilization methods including building setbacks, relocation of the structure to be protected, ground water management, and/or planning and regulatory measures to avoid the need for structural stabilization.

Shoreline Stabilization, Structural – Shoreline stabilization methods including “hard” or “soft types. Hard structural stabilization measures refer to those with solid, hard surfaces, such as concrete bulkheads. These static structures are traditionally constructed of rock, concrete, wood, metal, or other materials that deflect, rather than absorb, wave energy. Soft structural measures rely on softer materials (e.g., vegetation, drift logs, gravel, etc.). They are intended to absorb wave energy, mimicking the function of a natural beach. Examples of soft and hard stabilization techniques are listed below.

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Soft Shoreline Stabilization	Hard Shoreline Stabilization
Vegetation enhancement	Riprap and rock revetments
Upland drainage control	Gabions
Bioengineering/biotechnical measures	Groins
Beach enhancement	Retaining walls and bluff walls
Anchor trees	Bulkheads
Natural channel design methods	Seawalls

Shorelines – See RCW 90.58.030 – Definitions and Concepts. All of the water areas of the state, including reservoirs and their associated shorelands, together with the lands underlying them, except those areas excluded under RCW 90.58.030(2)(d).

Shorelines of Statewide Significance – See RCW 90.58.030 – Definitions and Concepts. A select category of shorelines of the state, defined in RCW 90.58.030(2)(f), including larger lakes and rivers with higher flow.

Shorelines of the State – See RCW 90.58.030 – Definitions and Concepts. The total of all “shorelines” and “shorelines of statewide significance” within the state.

Should – See WAC 173-26-020 – Definitions. A particular action is required unless there is a demonstrated, compelling reason, based on policy of the SMA, the Guidelines and this SMP, against taking the action.

Significant Tree – See SMC 18.13.010 – Definitions.

Significant Vegetation Removal – See WAC 173-26-020 – Definitions. The removal or alteration of trees, shrubs, and/or ground cover by clearing, grading, cutting, burning, chemical means, or other activity that causes significant ecological impacts to functions provided by such vegetation. The removal of invasive or noxious weeds does not constitute significant vegetation removal. Tree pruning, not including tree topping, where it does not affect ecological functions, does not constitute significant vegetation removal.

Single-Family Residence – A detached dwelling designed for and occupied by one family and including those structures and developments within a contiguous ownership which are ordinary appurtenances.

Solid Waste – All garbage, rubbish trash, refuse, debris, scrap, waste materials and discarded materials of all types whatsoever, whether the sources be residential or commercial, exclusive of hazardous wastes, and including any and all source-separated recyclable materials and yard waste.

Steep Slope – Any slope 30 percent or steeper within a vertical elevation change of at least 10 feet. A slope is defined by establishing its toe and top and is measured by averaging the inclination over at least 10 feet of vertical relief.

Stream – See SMC 18.13.010 – Definitions and WAC 173-22-030 – Definitions.

Structure – See WAC 173-27-030 – Definitions. A permanent or temporary edifice or building, or any piece of work artificially built or composed of parts joined together in some definite manner, whether installed on, above, or below the surface of the ground or water, except for vessels.

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Substantial Development – See RCW 90.58.030 – Definitions and Concepts. Any development of which the total cost or fair market value exceeds \$7,047, or any development which materially interferes with the normal public use of the water or shorelines of the state. The dollar threshold established here is adjusted for inflation by OFM every five years, beginning July 1, 2007, based upon changes in the consumer price index during that time period, as defined by RCW 90.58.030(3)(e). Some activities shall not be considered substantial developments for the purpose of this SMP; see also SMP Chapter 2.

Substantially Degrade – See WAC 173-26-020 – Definitions. To cause significant ecological impact.

Terrestrial – Of or relating to land as distinct from air or water.

Transportation Facilities – Those structures and developments aiding in land and water surface movement of people, goods, and services (e.g., roads, highways, bridges, causeways, bikeways, trails, railroad facilities, etc.).

Unavoidable – Adverse impacts that remain after all appropriate and practicable avoidance and minimization has been achieved.

Understory – See SMC 18.13.010 – Definitions.

Upland – Generally described as the dry land area above and landward of the OHWM.

Upland Finfish Rearing Facilities – Those private facilities not located within waters of the state where finfish are hatched, fed, nurtured, held, maintained, or reared to reach the size of commercial market sale. This definition shall include fish hatcheries, rearing ponds, spawning channels, and other similarly constructed or fabricated facilities. (Upland finfish-rearing facilities are included in the SMA definition of agricultural equipment and agricultural facilities, not aquaculture [RCW 90.58.065]). Upland finfish and upland finfish rearing facilities are not defined in the SMA or implementing WAC.

Use or Shoreline Use – The activities, functions, and/or structures for which a shoreline property is designed, arranged or intended, or for which it is occupied or maintained, let or leased. For the purposes of this SMP, activities, functions, and structures may also be referred to as uses, developments, and/or modifications.

Utilities – Services and facilities that produce, convey, store, process or dispose of electric power, oil, gas, water, stormwater, sewage, waste, communications, and similar.

Utilities, Accessory – Utilities composed of small-scale distribution and collection facilities connected directly to development within the shoreline area (e.g., power, telephone, cable, gas, water, sewer, stormwater service lines, etc.).

Utilities, Primary – Utilities comprising trunk lines or mains that serve neighborhoods, areas and cities (e.g., solid waste handling and disposal sites, water transmission lines, sewage treatment facilities, sewage lift stations and mains, power generating or transmission facilities, gas storage and transmission facilities, stormwater mains and regional facilities, etc.).

Variance – See WAC 173-27-030 – Definitions. A means to grant relief from the specific bulk, dimensional or performance standards set forth in this SMP and not a means to vary a use of a shoreline.

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Vegetation – See SMC 18.13.010 – Definitions.

Vessel – See WAC 173-27-030 – Definitions. Ships, boats, barges, or any other floating craft which are designed and used for navigation and do not interfere with the normal public use of the water.

Water Quality – The physical characteristics of water within shoreline jurisdiction, including water quantity, hydrological, physical, chemical, aesthetic, recreation-related, and biological characteristics. Where used in this chapter, the term “water quantity” refers only to development and uses regulated under this chapter and affecting water quantity, such as impermeable surfaces and stormwater handling practices. Water quantity, for purposes of this chapter, does not mean the withdrawal of ground water or diversion of surface water pursuant to RCW 90.03.250 through RCW 90.03.340.

Water-Dependent Use – See WAC 173-26-020 – Definitions. A use or a portion of a use which cannot exist in a location that is not adjacent to the water and which is dependent on the water by reason of the intrinsic nature of its operations. Examples of water-dependent uses may include moorage structures (including those associated with residential properties), ship cargo terminal loading areas, ferry and passenger terminals, barge loading facilities, ship building and dry docking, marinas, aquaculture, float plane facilities and sewer outfalls.

Water-Enjoyment Use – See WAC 173-26-020 – Definitions. A recreational use or other use that facilitates public access to the shoreline as a primary characteristic of the use; or a use that provides for recreational use or aesthetic enjoyment of the shoreline for a substantial number of people as a general characteristic of the use and which through location, design, and operation ensures the public's ability to enjoy the physical and aesthetic qualities of the shoreline. In order to qualify as a water-enjoyment use, the use must be open to the general public and the shoreline-oriented space within the project must be devoted to the specific aspects of the use that fosters shoreline enjoyment.

Water-Oriented Use – See WAC 173-26-020 – Definitions. A use that is water-dependent, water-related, or water enjoyment or a combination of such uses.

Water Quality – See WAC 173-26-020 – Definitions. The physical characteristics of water within shoreline jurisdiction, including water quantity, hydrological, physical, chemical, aesthetic, recreation-related, and biological characteristics. Where used in this SMP, the term “water quality” refers only to development and uses regulated under this SMP and affecting water quantity, such as impermeable surfaces and stormwater handling practices. Water quality, for the purposes of this SMP, does not mean the withdrawal of ground water or diversion of surface water pursuant to RCW 90.03.250 through 90.03.340.

Water-Related Use – See WAC 173-26-020 – Definitions. A use or portion of a use which is not intrinsically dependent on a waterfront location but whose economic viability is dependent upon a waterfront location because: (a) The use has a functional requirement for a waterfront location such as the arrival or shipment of materials by water or the need for large quantities of water; or (b) The use provides a necessary service supportive of the water-dependent uses and the proximity of the use to its customers makes its services less expensive and/or more convenient.

Weir – A structure in a stream or river for measuring or regulating stream flow.

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Wetlands or Wetland Areas – See SMC 18.13.010 – Definitions, RCW 90.58.030 – Definitions and Concepts, and WAC 173-22-030 – Definitions. Areas that are inundated or saturated by surface water or groundwater at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands generally include swamps, marshes, bogs, and similar areas. Wetlands do not include those artificial wetlands intentionally created from non-wetland sites, including, but not limited to, irrigation and drainage ditches, grass-lined swales, canals, detention facilities, wastewater treatment facilities, farm ponds, and landscape amenities, or those wetlands created after July 1, 1990, that were unintentionally created as a result of the construction of a road, street, or highway. Wetlands may include those artificial wetlands intentionally created from non-wetland in order to mitigate conversion of wetlands.

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Appendix A – Shoreline Environment Designation Map

A.1 Introduction

The “Stevenson Shoreline Environment Designation Map” contained is contained in SMP Section A.4, below and indicates the shoreline jurisdiction as it exists when this SMP is adopted. The City has elected to predesignate areas within the Stevenson Urban Area, and the shoreline environment designations (SEDs) of those areas will take effect immediately upon annexation.

A.2 Parallel Environments & Specific Interpretations

To address different conditions between the area immediately adjacent to the OHWM and upland areas closer to the shoreline jurisdiction boundary, this SMP selectively applies two or more SEDs to single stretches of shoreline. These Parallel Environments and other specific boundaries are described below.

A.2.1 Ashes Lake

1. Road Rights-of-Way – For all road rights-of-way (Ash Lake, Mallicott, SR-14, BNSF) within this reach, the Urban Conservancy SED applies. The Natural SED applies to all other shorelands in this reach.

A.2.2 Columbia River

1. BNSF Railroad, West Urban Area – For road rights-of-way (SR-14, BNSF) west of the centerline of Rock Creek, the Urban Conservancy SED applies. Where the Shoreline Residential designation applies it applies to lands southeast of that line.
2. BNSF Railroad, Downtown Area – For areas east of the centerline of Rock Creek, the Active Waterfront SED applies to all lands northwest of the railroad’s southeastern right-of-way line. Where the Shoreline Residential designation applies it applies to lands southeast of that line.
3. BNSF Railroad, East Urban Area, A – For all areas east of the centerline of Kanaka Creek, the Urban Conservancy SED applies, except as designated in 4, 5 and 6, below.
4. Peninsulas – For all peninsulas/outcroppings into the Columbia River from road rights-of-way, the Natural SED applies. This includes the peninsula formed along the Columbia River and the east bank of Kanaka Creek.
5. Private Parcel #03-75-36-3-0-0400, et. al.—For the private property(ies) located upland from the SR-14 road right-of-way in the East Urban Area, the Shoreline Residential SED applies.
6. Private Parcel #03-75-36-4-0-1803, et. al. – Beginning with parcel 03-75-36-4-0-1803 and continuing eastward, all private, non right-of-way properties along the Columbia River are predesignated as Shoreline Residential.

A.2.3 Rock Cove

1. Parcel #02-07-01-0-0-1300, 1303, 1304 – For these 3 parcels, the Active Waterfront SED applies. For shorelands outside of these 3 parcel boundaries and as designated in 2, below, the Urban Conservancy SED applies.
2. Peninsulas – For all peninsulas/outcroppings into Rock Cove from the SR-14 right-of-way, the Natural SED applies.

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A.2.4 Rock Creek

1. Ryan Allen & BPA Rights-of-Way – For all areas within the rights-of-way for Ryan Allen Road and the BPA powerline, the Urban Conservancy SED applies.
2. Williams Northwest Pipeline – For parcels #03-07-35-1-4-0100 (County Transfer Site), #03-07-36-2-3-0100, and #03-07-36-2-3-0101, the Natural SED applies to all areas waterward of the south or waterward edge of the easement and/or right-of-way controlled by the utility for operation of the gas transmission pipeline. The Urban designation applies landward of that line.
3. Iman Cemetery – For Tax Parcel #03-07-36-2-3-0300 owned by the Skmania County Cemetery District, the Urban Conservancy SED applies.
4. Skamania County Parcel #03-07-36-2-3-0104 – The Natural SED applies to this entire strip of land along Rock Creek. The Shoreline Residential designation applies to the properties landward of this publicly-owned parcel.
5. Angel Heights Conservation Easement – The Natural SED applies to all areas within the conservation easement depicted on the plat of Angel Heights Subdivision-Phase 1, recorded at AFN 2005158873 and described in the easement recorded at AFN 2005158874. The Shoreline Residential designation applies to all areas landward of the area encumbered by that easement.

A.3 Parcel Guide

This SMP relies on the shoreline jurisdiction map and site-specific investigation to determine the location of shoreline jurisdiction and shoreline environment designations. The table below is intended as a tool to assist site-specific investigation; however, the usefulness of this tool will decline over time as 1) legal actions related to annexation, land division, consolidation, segregation, etc. change the boundaries of parcels and 2) natural actions change the location of the Ordinary High Water Mark (OHWM). Therefore, the listings below should not be considered definitive and are secondary to the maps and remaining text of this SMP.

ACTIVE WATERFRONT				
Parcels in 2018 Stevenson’s Shoreline Jurisdiction			Pre-Designation Parcels	
02-07-01-0-0-1301	02-07-01-1-1-5600	02-07-01-2-0-0200	02-07-01-0-0-1500	03-07-36-2-3-0100
02-07-01-0-0-1302	02-07-01-1-1-5700	02-07-01-2-0-0600	02-07-11-0-0-0400	03-07-36-2-3-0101
02-07-01-0-0-1303	02-07-01-1-1-5800	02-07-01-2-0-1201	03-07-35-1-4-0100	03-75-36-3-3-0501
02-07-01-0-0-1304	02-07-01-1-1-6100	02-75-06-2-2-0100		
02-07-01-1-0-2000	02-07-01-1-1-6200	02-75-06-2-2-0500		
02-07-01-1-0-2001	02-07-01-1-1-6300	03-07-36-4-3-1901		
02-07-01-1-0-2600	02-07-01-1-1-6301	03-07-36-4-3-2300		
02-07-01-1-0-2700	02-07-01-1-1-6800	03-75-36-3-3-0501		
02-07-01-1-0-2800	02-07-01-1-1-6900	03-75-36-3-3-0600		
02-07-01-1-0-3000	02-07-01-1-1-7000	03-75-36-3-3-0700		
02-07-01-1-0-3700	02-07-01-1-1-7100			
02-07-01-1-1-5400	02-07-01-2-0-0100			
URBAN CONSERVANCY				
Parcels in 2018 Stevenson’s Shoreline Jurisdiction			Pre-Designation Parcels	
02-07-01-0-0-1300	02-07-01-2-0-1001	02-07-02-4-1-0600	03-07-35-0-0-0200	
02-07-01-0-0-1301	02-07-01-2-0-1100	02-07-02-4-1-0601	03-75-36-3-0-1000	

**City of Stevenson
Shoreline Master Program**

URBAN CONSERVANCY, Continued

Parcels in 2018 Stevenson's Shoreline Jurisdiction			Pre-Designation Parcels	
02-07-01-2-0-0400	02-07-01-2-0-1200	02-07-02-4-1-0700	03-75-36-3-0-1090	
02-07-01-2-0-0402	02-07-01-2-0-1202	03-07-36-2-3-0300	03-75-36-4-0-1600	
02-07-01-2-0-0700	02-7-02-0-0-3100	03-75-36-3-0-1290	03-75-36-4-0-1900	
02-07-01-2-0-1000	02-07-02-4-1-0100	03-75-36-3-3-2000		

SHORELINE RESIDENTIAL

Parcels in 2018 Stevenson's Shoreline Jurisdiction			Pre-Designation Parcels	
02-07-01-1-0-3600	03-07-35-1-4-0700	03-07-36-3-3-0111	03-07-35-0-0-0200	03-75-36-4-0-1600
02-07-01-1-0-3601	03-07-35-1-4-0800	03-07-36-3-3-0112	03-07-35-1-4-0100	03-75-36-4-0-1800
02-07-01-1-1-7200	03-07-35-1-4-0900	03-07-36-3-3-0113	03-07-35-1-4-0400	03-75-36-4-0-1801
02-07-01-1-1-7201	03-07-35-4-4-0811	03-07-36-3-3-0114	03-07-35-1-4-0401	03-75-36-4-0-1802
02-07-01-1-1-7300	03-07-35-4-4-0812	03-07-36-3-3-0115	03-07-35-1-4-0403	03-75-36-4-0-1803
02-07-01-1-1-7302	03-07-36-2-3-0200	03-07-36-3-3-0116	03-75-36-3-0-0400	
02-07-01-1-1-7303	03-07-36-2-3-0400	03-07-36-4-3-1900		
03-07-35-0-0-0204	03-07-36-2-3-0405	03-07-36-4-3-1901		
03-07-35-1-4-0500	03-07-36-2-3-0408			
03-07-35-1-4-0600	03-07-36-2-3-0600			

NATURAL

Parcels in 2018 Stevenson's Shoreline Jurisdiction			Pre-Designation Parcels	
02-07-01-0-0-1301	03-07-36-3-3-0116		02-07-01-0-0-1500	03-07-36-2-3-0101
03-07-36-2-3-0101	03-07-36-3-3-0117		02-07-02-0-0-4600	03-07-36-2-3-0103
03-07-36-2-3-0104	03-07-36-3-3-0118		02-07-02-0-0-4700	03-07-36-3-3-0113
03-07-36-3-3-0111	03-07-36-3-3-0119		02-07-11-0-0-0400	03-07-36-3-3-0114
03-07-36-3-3-0112	03-07-36-3-3-0120		02-07-11-0-0-0800	03-07-36-3-3-0115
03-07-36-3-3-0113	03-07-36-3-3-0121		02-07-11-0-0-0900	03-07-36-4-3-0180
03-07-36-3-3-0114	03-07-36-3-3-0199		02-07-11-0-0-0901	03-07-36-4-3-0181
03-07-36-3-3-0115	03-07-36-4-3-0180		03-07-36-1-3-1100	03-75-36-3-0-0900
			03-07-36-1-3-1101	03-75-36-3-3-0500
			03-07-36-2-3-0100	

AQUATIC

Parcels in 2018 Stevenson's Shoreline Jurisdiction			Pre-Designation Parcels	
02-07-01-0-0-1300	02-07-01-1-1-6900	03-07-35-4-4-0812	02-07-01-0-0-1301	03-07-36-3-3-0119
02-07-01-0-0-1301	02-07-01-1-1-7000	03-07-36-2-3-0102	02-07-01-0-0-1500	03-07-36-3-3-0120
02-07-01-0-0-1302	02-07-01-1-1-7100	03-07-36-2-3-0104	02-07-01-1-0-2700	03-07-36-4-3-0180
02-07-01-0-0-1303	02-07-01-1-1-7200	03-07-36-2-3-0200	02-07-01-1-0-2701	03-07-36-4-3-1900
02-07-01-0-0-1304	02-07-01-1-1-7201	03-07-36-3-3-0112	02-07-01-1-0-2801	03-75-36-3-0-0900
02-07-01-1-0-2700	02-07-01-1-1-7300	03-07-36-3-3-0113	02-07-01-1-0-3600	03-75-36-3-0-1000
02-07-01-1-0-2701	02-07-01-1-1-7302	03-07-36-3-3-0114	02-07-11-1-0-0400	03-75-36-3-0-1090
02-07-01-1-0-2800	02-07-01-1-1-7303	03-07-36-3-3-0115	02-75-06-2-2-0500	03-75-36-3-0-1100
02-07-01-1-0-2801	02-07-01-2-0-0100	03-07-36-3-3-0116	02-75-06-2-2-0600	03-75-36-3-3-0500
02-07-01-1-0-3000	02-07-01-2-0-0200	03-07-36-3-3-0117	03-07-35-0-0-0200	03-75-36-3-3-0501
02-07-01-1-0-3600	02-07-01-2-0-0600	03-07-36-3-3-0118	03-07-35-1-4-0100	03-75-36-4-0-1600

**City of Stevenson
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AQUATIC, Continued				
Parcels in 2018 Stevenson’s Shoreline Jurisdiction			Pre-Designation Parcels	
02-07-01-1-0-3601	02-07-01-2-0-1200	03-07-36-3-3-0119	03-07-35-1-4-0400	03-75-36-4-0-1700
02-07-01-1-0-3700	02-07-01-2-0-1201	03-07-36-3-3-0120	03-07-35-1-4-0401	03-75-36-4-0-1800
02-07-01-1-0-3800	02-07-01-2-0-1202	03-07-36-3-3-0121	03-07-35-1-4-0403	03-75-36-4-0-1801
02-07-01-1-1-5400	02-75-06-2-2-0100	03-07-36-3-3-0199	03-07-36-2-3-0101	03-75-36-4-0-1802
02-07-01-1-1-5800	02-75-06-2-2-0500	03-07-36-4-3-0180	03-07-36-3-3-0115	03-75-36-4-0-1803
02-07-01-1-1-6100	02-75-06-2-2-0600	03-07-36-4-3-1900	03-07-36-3-3-0116	03-75-36-4-0-1900
02-07-01-1-1-6200	03-07-35-0-0-0204	03-07-36-4-3-1901	03-07-36-3-3-0117	03-75-36-4-0-2000
02-07-01-1-1-6300	03-07-35-1-4-0500	03-75-36-3-3-0500	03-07-36-3-3-0118	
02-07-01-1-1-6301	03-07-35-1-4-0600	03-75-36-3-3-0501		
02-07-01-1-1-6800	03-07-35-1-4-0900			

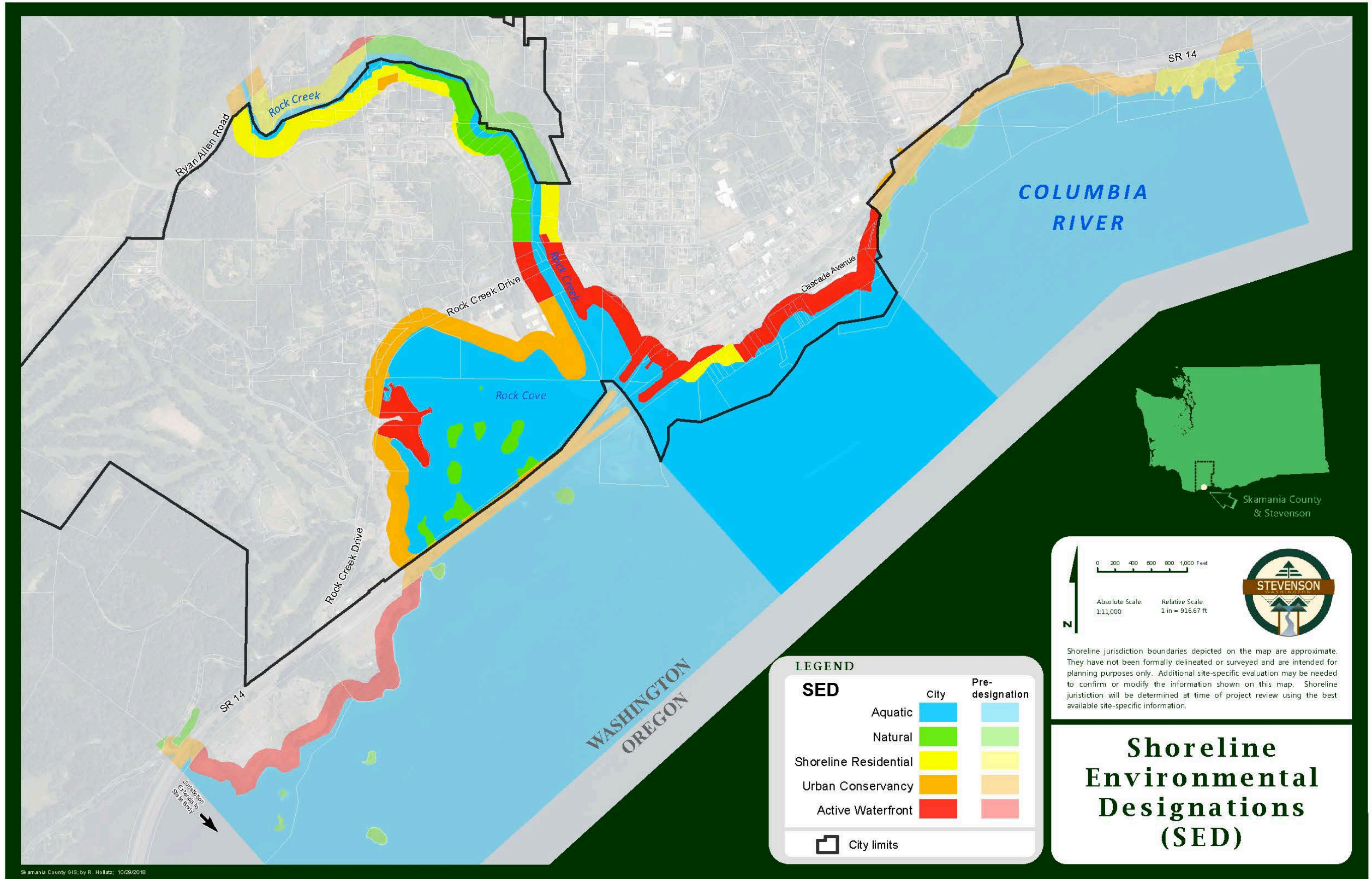
A.4 Stevenson Shoreline Environment Designation Map

The Shoreline Environment Designation Map appears on the following 11x17” page.

A.5 Boundary Interpretation

1. If disagreement develops as to the exact location of the boundary line of a Shoreline Environment Designation (SED) that is shown on the map in Appendix A, the following rules shall apply:
 - a. Boundaries indicated as approximately following lot, tract, or section lines shall be so construed.
 - b. Boundaries indicated as approximately following streets, alleys, or railways shall be respectively construed to follow the right-of-way centerlines.
 - c. Boundaries indicated as approximately parallel to or extensions of features indicated in a) or b) above shall be so construed.
2. Whenever existing physical features (including stream centerlines) are inconsistent with the boundaries on the Shoreline Environment Designation Map, the Shoreline Administrator shall interpret the boundaries with deference to actual conditions.
3. In the event of a mapping error, the City will rely upon common boundary descriptions and the criteria contained in RCW 90.58.030(2) and chapter 173-22 WAC pertaining to determinations of shorelands, as amended, rather than the incorrect or outdated map.
4. Where a SED boundary line divides a lot in single ownership at the effective date of this SMP and any amendment thereto, the use permitted on the least restrictive portion of such lot may extend to the portion lying in the more restrictive SED a distance of not more than 50 feet beyond the SED boundary line.
5. If disagreement remains after applying the preceding rules, the City shall interpret the boundary during review of the underlying application.
6. If an area is found to be within shoreline jurisdiction that is not mapped and/or designated in this SMP, the City shall apply the “Urban Conservancy” designation as it is written in WAC 173-26-211(5)(e) until re-designated through a master program amendment process.

**City of Stevenson
Shoreline Master Program**









Stevenson Planning Department
PO Box 371
Stevenson, WA 98648
www.ci.stevenson.wa.us

Public Comment Summary: City of Stevenson State Approval with Required & Recommended Changes

Local Public Comment Period: February 9 – March 14, 2022

Prepared by Ben Shumaker, City of Stevenson; March 14, 2022

Reviewed by the Stevenson Planning Commission/Shoreline Advisory Committee on March 14, 2022

Comment Number	SMP Topic / Section	Commenter	Comment – Summarized*	Local Government Response & Rationale
1	Shoreline Jurisdiction	M. Repar, Shoreline Advisory Committee, March 5 th , 2022	Suggests use of alternate name for a Shoreline waterbody (Ash Lake instead of Ashes Lake)	City staff reviewed this comment from a Shoreline Advisory Committee member. The comment is unrelated to the Required or Recommended Changes from the Department of Ecology. City staff consulted with the USGS Geographic Name Information System and confirmed Ashes Lake is the name applied to the area. Staff then advised the Commenter to investigate the US Board of Geographic Name’s process to change names.
2	Global	City Council Public Hearing, February 17 th , 2022	No testimony was given at the public hearing.	None.
3	Global	Shoreline Advisory Committee/ Planning Commission, March 7 th , 2022	Reviewed the Recommended Changes in Attachment C & C1 of Ecology’s approval. Tentatively agreed to accept all recommended changes with 1 exception. The modification in #20 would result in incorrect grammar. The recommendation to delete “that” was rejected, but the recommendation to delete “...ing” was accepted.	None.
4	Global	M. Repar, Shoreline Advisory Committee, March 13 th , 2022	Supports City adoption with changes as discussed on March 7 th .	None.

**See original comment letter for complete verbiage.*

SKAMANIA COUNTY SHERIFF'S OFFICE



2021 IN-SERVICE TRAINING SCHEDULE

JANUARY

FIRST AID / C.P.R. / B.B.P.

1200 - 1700

SKAMANIA COUNTY E.M.S. HALL

01/08: TEAM ONE

01/26: TEAM TWO

FEBRUARY

- S.A.R. PROCEDURES/S.A.R. TOPO FAMILIARIZATION (1200-1400)
- K9 CASE LAW AND DEPLOYMENT PROCEDURES (1400-1600)

SKAMANIA COUNTY PATROL ROOM

02/04: TEAM ONE

02/22: TEAM TWO

MARCH

DEATH INVESTIGATIONS

1200-1600

SKAMANIA COUNTY PATROL ROOM

03/12: TEAM ONE

03/30: TEAM TWO

APRIL

FIREARM QUALIFICATIONS (DAYLIGHT)

1200-1600

STEVENSON RANGE

04/17: TEAM ONE

04/26: TEAM TWO

MAY

ACTIVE SHOOTER EXERCISE

1200 – 1600

STEVENSON RANGE

05/05: TEAM ONE

05/14: TEAM TWO

JUNE

NO TRAINING

JULY & AUGUST

FIREARMS

1200-1600

STEVENSON RANGE

07/07: TEAM ONE

08/03: TEAM TWO

SEPTEMBER

BASIC FISH & WILDLIFE LAWS / VESSEL INSPECTIONS

1200-1600

SKAMANIA COUNTY S.O. PATROL ROOM

09/08: TEAM ONE

09/17: TEAM TWO

OCTOBER

FIREARM QUALIFICATIONS (LOW-LIGHT)

1600 – 2000

STEVENSON RANGE

10/05: TEAM ONE

10/14: TEAM TWO

NOVEMBER

STANDARDIZED FIELD SOBRIETY TEST
REFRESHER

1200 – 1600

SKAMANIA COUNTY S.O. PATROL ROOM

11/10: TEAM ONE

11/19: TEAM TWO

DECEMBER

DEFENSIVE TACTICS

1200-1600

LOCATION T.B.A.

12/07: TEAM ONE

12/16: TEAM TWO



Skamania County Sheriff's Office

Law Total Incident Report, by Agency, Nature

Agency: Skamania County Sheriff's Dept

<u>Nature of Incident</u>	<u>Total Incidents</u>
Alarms oth than	3
Simple Assault	1
Attempt to Locate	1
Business Establishment Alarm	3
Carprowl Theft from Auto	1
Citizen Dispute	2
Civil Standby	1
Problems with Dogs	1
Domestic Violence	4
Drug Referral	3
Found Property	1
Harrass	1
Hit & Run Accident	1
Incomplete 9-1-1 Calls	3
Information Report	3
Jail Problems/Inmate Problems	1
Juvenile Problem	1
Medical Emergency	24
Mental Health Problems	5
Patrol Request	1
Traffic Collision Prop Damage	3
Public Nuisance/County Ordinan	1
Residential Alarm	2
Sex Offense/Abuse	1
Suspicious Person/Circumstance	3
Theft Other Property	4
Threats	1
Traffic Stop	2
Unsecure Premise	1
Power/Gas/Water Problems	1
VIN Number Inspection	1
Wanted Person - Warrant	5
Welfare Check	5
Total Incidents for This Agency	91

Total reported: 91

Report Includes:

All dates between `00:00:00 02/01/22` and `00:00:00 03/01/22`, All agencies matching `SCSO`, All natures, All locations matching `21`, All responsible officers, All dispositions, All clearance codes, All observed offenses, All reported offenses, All offense codes, All circumstance codes



Skamania County Sheriff's Office

Law Total Incident Report, by Agency, Nature

Agency: Skamania County Sheriff's Dept

<u>Nature of Incident</u>	<u>Total Incidents</u>
Alarms oth than	1
Simple Assault	1
Vandalism/Mailic Misch	1
Total Incidents for This Agency	3

Total reported: 3

Report Includes:

All dates between `00:00:00 02/01/22` and `00:00:00 03/01/22`, All agencies matching `SCSO`, All natures, All locations matching `22`, All responsible officers, All dispositions, All clearance codes, All observed offenses, All reported offenses, All offense codes, All circumstance codes



Skamania County Sheriff's Office

Total Traffic Citation Report, by Violation

<u>Violation</u>	<u>Description</u>	<u>Total</u>
46.20.015	NVOL With I.D.	1
46.20.342	DR W/LIC PRIV SUSP	3
46.61.667	Driving Using Wireless Device	1
6.04.090	Allow Dogs To Run At Large	1
9A.36.041	4TH DEGREE ASSAULT	1
9A.48.090	MAL MISCH 3RD DGREE	1

Report Totals

8

Report Includes:

All dates of issue between `00:00:00 02/01/22` and `00:00:00 03/01/22`, All agencies matching `SCSO`, All issuing officers, All areas matching `21`, All courts, All offense codes, All dispositions, All citation/warning types

CITY OF STEVENSON PROFESSIONAL SERVICE CONTRACT, MONTHLY REPORT & INVOICE

Contractor:	Skamania County Chamber of Commerce	
Reporting Period:	February, 2022	
Amount Due:	\$ 9,166.00	Monthly Contract Amount
	1,000.00	Program Management Time
	<u>2,607.19</u>	Monthly Reimbursables
	\$ 12,773.19	

VISITOR STATISTICS

	<u>Stevenson Office</u>
Walk-In Visitors:	93
Telephone Calls:	65
E-Mails:	22
Business Referrals:	432
Tracked Overnight Stays:	33
Mailings (student, relocation, visitor, letters):	7
Chamber Website Pageviews	2,928
COS Website Pageviews	3,937

CHAMBER BUSINESS

Chamber Board Meeting: In February our board meeting focused on updated membership benefits, membership survey questions, potential Chamber members and suggestions for new resources webpage.

Chamber Membership: We had 3 new members join the Chamber and 11 membership renewals in February.

Chamber E-Newsletter: The weekly e-blast, consisting of updates and announcements submitted by Chamber members, is emailed out on Thursday afternoons to over 1,100 recipients.

Facebook Pages: The Chamber manages Facebook pages for the Stevenson Business Association, Christmas in the Gorge, Wind River Business Association as well as for the Chamber itself.

Chamber Marketing, Projects, Action Items:

- Monthly meeting with NB Marketing for progress updates on our marketing plan and to review analytics
- Placed ads
- Created all new ads for FB content calendar to start running in March
- Added more info to Resources page in Info Hub
- Updated downloadable visitor guide on website
- Updated board members, chamber champion members and featured events on website
- Added new Travel Blog page to website with monthly travel blog about snow parks
- Board orientation with 2 new board members
- Started planning Chamber Champions Appreciation Reception
- Started planning Skamania Sip and Stroll Festival
- Attended Western Association of Chamber Executives Annual Conference
- Weekly legislative update meetings with Association of Washington Business
- Bi-weekly meetings with Washington Chamber Executives

County/Regional/State Meeting and Projects:

Wind River Business Association (WRBA): Continue to serve as treasurer for WRBA – pay monthly bills, reconcile bank statements, attend monthly meetings and manage the WRBA Facebook page.

Stevenson Downtown Association (SDA): Attend monthly SDA board meeting, promotion committee meetings and board training webinar.

(The projects and tasks described below are an example of services provided to the City of Stevenson through an additional contract with the Chamber to administer their promotional programs and deliverables.)

Stevenson/SBA Meetings and Projects:

- Monthly meeting with NB Marketing to review analytics and plan for action items for next month
- Placed ads
- Promote Stevenson as a travel destination on social media
- Added new Travel Blog page to website with monthly travel blog about snow parks
- Boosted ads on social media for snow park blog
- Added new video feeds to website for webcams
- Update kiosk event signs with 2022 dates
- Coordinated with Choice Events on planning for Gorge Blues and Brews Festival

2022 CITY OF STEVENSON PROMOTIONAL PROGRAMS REIMBURSABLES

Program 2 Promotional Products and Projects	
P2-D1 Website	\$1,157.19
P2-D2 Social Media and Print Ad Creation	\$1,350.00
P2-D7 Misc Promotion	<u>\$ 100.00</u>
	\$2,607.19

2022 CITY OF STEVENSON PROMOTIONAL PROGRAMS MANAGEMENT TIME

Monthly flat rate for program management	\$1,000.00
--	------------

	<i>2022 Budget</i>	<i>Current Request</i>	<i>Requested YTD</i>	<i>Remaining</i>
Total Program Promo Expenses	\$85,000.00	\$3,607.19	\$6,364.58	\$78,635.42

TREASURER'S REPORT

Fund Totals

City Of Stevenson

Time: 10:38:21 Date: 03/09/2022

02/01/2022 To: 02/28/2022

Page: 1

Fund	Previous Balance	Revenue	Expenditures	Ending Balance	Claims Clearing	Payroll Clearing	Outstanding Deposits	Adjusted Ending Balance
001 General Expense Fund	1,132,488.12	140,561.24	159,670.31	1,113,379.05	102,028.07	-518.60	-290.21	1,214,598.31
010 General Reserve Fund	332,761.41	98.84		332,860.25	0.00	0.00	0.00	332,860.25
020 Fire Reserve Fund	1,609,143.71	337.35		1,609,481.06	0.00	0.00	0.00	1,609,481.06
030 ARPA	223,677.00	0.00		223,677.00	0.00	0.00	0.00	223,677.00
100 Street Fund	331,962.16	33,651.57	14,137.01	351,476.72	761.43	1,121.71	-48.05	353,311.81
103 Tourism Promo & Develop Fund	837,404.11	34,746.91	12,816.16	859,334.86	12,380.43	166.82	-3.21	871,878.90
105 Affordable Housing Fund	6,847.39	541.91		7,389.30	0.00	0.00	0.00	7,389.30
300 Capital Improvement Fund	168,607.50	2,105.09		170,712.59	0.00	0.00	0.00	170,712.59
311 First Street	0.00	0.00	628.50	-628.50	628.50	0.00	0.00	0.00
400 Water/Sewer Fund	1,701,067.81	146,498.33	98,406.40	1,749,159.74	10,918.33	4,929.83	-1,072.02	1,763,935.88
406 Wastewater Short Lived Asset Reserve Fund	43,558.00	0.00		43,558.00	0.00	0.00	0.00	43,558.00
408 Wastewater Debt Reserve Fund	61,191.00	0.00		61,191.00	0.00	0.00	0.00	61,191.00
410 Wastewater System Upgrades	-144,720.78	0.00	62,041.55	-206,762.33	18,985.79	0.00	0.00	-187,776.54
500 Equipment Service Fund	202,394.88	8,574.92	6,732.49	204,237.31	498.82	1,710.84	-22.15	206,424.82
630 Stevenson Municipal Court	0.00	2,272.48	2,272.48	0.00	0.00	0.00	0.00	0.00
	6,506,382.31	369,388.64	356,704.90	6,519,066.05	146,201.37	7,410.60	-1,435.64	6,671,242.38

TREASURER'S REPORT

Account Totals

City Of Stevenson

02/01/2022 To: 02/28/2022

Time: 10:38:21 Date: 03/09/2022

Page: 2

Cash Accounts	Beg Balance	Deposits	Withdrawals	Ending	Outstanding Rec	Outstanding Exp	Adj Balance								
1 Checking	1,216,402.59	359,962.95	348,844.54	1,227,521.00	-1,092.32	153,611.97	1,380,040.65								
10 Xpress Bill Pay	28,487.87	31,292.76	30,000.00	29,780.63	-343.32	0.00	29,437.31								
11 Cash Drawer	100.00	0.00	0.00	100.00	0.00	0.00	100.00								
12 Petty Cash	400.00	0.00	0.00	400.00	0.00	0.00	400.00								
20 Pacific Premier (Formerly Opus	71,952.07	0.55	0.00	71,952.62	0.00	0.00	71,952.62								
Total Cash:	1,317,342.53	391,256.26	378,844.54	1,329,754.25	-1,435.64	153,611.97	1,481,930.58								
Investment Accounts	Beg Balance	Deposits	Withdrawals	Ending	Outstanding Rec	Outstanding Exp	Adj Balance								
5 LGIP	3,273,575.23	272.02	0.00	3,273,847.25	0.00	0.00	3,273,847.25								
6 US Bank Safekeeping	1,915,464.55	0.00	0.00	1,915,464.55	0.00	0.00	1,915,464.55								
Total Investments:	5,189,039.78	272.02	0.00	5,189,311.80	0.00	0.00	5,189,311.80								
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;"></td> <td style="text-align: right;">6,506,382.31</td> <td style="text-align: right;">391,528.28</td> <td style="text-align: right;">378,844.54</td> <td style="text-align: right;">6,519,066.05</td> <td style="text-align: right;">-1,435.64</td> <td style="text-align: right;">153,611.97</td> <td style="text-align: right;">6,671,242.38</td> </tr> </table>									6,506,382.31	391,528.28	378,844.54	6,519,066.05	-1,435.64	153,611.97	6,671,242.38
	6,506,382.31	391,528.28	378,844.54	6,519,066.05	-1,435.64	153,611.97	6,671,242.38								

TREASURER'S REPORT
Fund Investments By Account

City Of Stevenson

Time: 10:38:21 Date: 03/09/2022
Page: 3

02/01/2022 To: 02/28/2022

Fund Totals:	Previous Balance	Purchases	Interest	Total Investments	Liquidated	Ending Balance
001 000 General Expense Fund	474,237.28		39.41	39.41		474,276.69
010 000 General Reserve Fund	91,056.58		7.57	7.57		91,064.15
020 000 Fire Reserve Fund	764,676.80		63.54	63.54		764,740.34
100 000 Street Fund	277,994.21		23.10	23.10		278,017.31
103 000 Tourism Promo & Develop Fund	407,660.33		33.87	33.87		407,694.20
300 000 Capital Improvement Fund	92,261.45		7.67	7.67		92,269.12
400 000 Water/Sewer Fund	1,011,938.60		84.09	84.09		1,012,022.69
500 000 Equipment Service Fund	153,749.98		12.77	12.77		153,762.75
5 - LGIP	<u>3,273,575.23</u>	<u>0.00</u>	<u>272.02</u>	<u>272.02</u>		<u>3,273,847.25</u>
001 000 General Expense Fund	426,045.00					426,045.00
010 000 General Reserve Fund	211,908.38					211,908.38
020 000 Fire Reserve Fund	635,725.10					635,725.10
103 000 Tourism Promo & Develop Fund	320,417.69					320,417.69
300 000 Capital Improvement Fund	25,549.13					25,549.13
400 000 Water/Sewer Fund	285,600.57					285,600.57
500 000 Equipment Service Fund	10,218.68					10,218.68
6 - US Bank Safekeeping	<u>1,915,464.55</u>	<u>0.00</u>	<u>0.00</u>			<u>1,915,464.55</u>
	<u>5,189,039.78</u>	<u>0.00</u>	<u>272.02</u>	<u>272.02</u>		<u>5,189,311.80</u>

TREASURER'S REPORT

Fund Investment Totals

City Of Stevenson

02/01/2022 To: 02/28/2022

Time: 10:38:21 Date: 03/09/2022

Page: 4

Fund Totals:	Previous Balance	Purchases	Interest	Ttl Investments	Liquidated	Investment Bal	Available Cash
001 General Expense Fund	900,282.28		39.41	39.41		900,321.69	213,057.36
010 General Reserve Fund	302,964.96		7.57	7.57		302,972.53	29,887.72
020 Fire Reserve Fund	1,400,401.90		63.54	63.54		1,400,465.44	209,015.62
030 ARPA						0.00	223,677.00
100 Street Fund	277,994.21		23.10	23.10		278,017.31	73,459.41
103 Tourism Promo & Develop Fund	728,078.02		33.87	33.87		728,111.89	131,222.97
105 Affordable Housing Fund						0.00	7,389.30
300 Capital Improvement Fund	117,810.58		7.67	7.67		117,818.25	52,894.34
311 First Street						0.00	-628.50
400 Water/Sewer Fund	1,297,539.17		84.09	84.09		1,297,623.26	451,536.48
406 Wastewater Short Lived Asset Reserve Fund						0.00	43,558.00
408 Wastewater Debt Reserve Fund						0.00	61,191.00
410 Wastewater System Upgrades						0.00	-206,762.33
500 Equipment Service Fund	163,968.66		12.77	12.77		163,981.43	40,255.88
	5,189,039.78		272.02	272.02		5,189,311.80	1,329,754.25

Ending fund balance (Page 1) - Investment balance = Available cash.

6,519,066.05

TREASURER'S REPORT

Outstanding Vouchers

City Of Stevenson

As Of: 02/28/2022 Date: 03/09/2022

Time: 10:38:21 Page: 5

Year	Trans#	Date	Type	Acct#	War#	Vendor	Amount	Memo
2022	480	02/25/2022	Util Pay	1		Xpress Billpay	135.28	Xpress Import - CC - 02-25-2022__daily_batch.csv
2022	484	02/28/2022	Tr Rec	1		Telephone Tax Vendor	2.30	January 2022 MCI Communications
2022	485	02/28/2022	Tr Rec	1		Telephone Tax Vendor	5.97	January 2022 Dish Wireless
2022	486	02/28/2022	Tr Rec	1		Telephone Tax Vendor	49.78	January 2022 Mitel Cloud Services
2022	487	02/28/2022	Tr Rec	1		Telephone Tax Vendor	0.09	January 2022 Visible Service LLC
2022	488	02/28/2022	Tr Rec	1		Telephone Tax Vendor	0.98	January 2022 Alltel Corp
2022	489	02/28/2022	Tr Rec	1		Telephone Tax Vendor	61.81	January 2022 New Singular Wireless
2022	490	02/28/2022	Tr Rec	1		Telephone Tax Vendor	4.07	January 2022 AT&T Corp
2022	491	02/28/2022	Tr Rec	1		Telephone Tax Vendor	3.95	January 2022 Seattle SMSA Limited Partnership
2022	492	02/28/2022	Tr Rec	1		Telephone Tax Vendor	142.86	January 2022 Cellco Partnership
2022	493	02/28/2022	Tr Rec	1		Gordon Rosander	319.38	February 2022 Reimbursement
2022	495	02/28/2022	Util Pay	1		Xpress Billpay	365.85	Xpress Import - CC - 02-28-2022__daily_batch.csv
Receipts Outstanding:							1,092.32	
2022	467	02/28/2022	Payroll	1	EFT	Colonial Life	139.94	Pay Cycle(s) 02/28/2022 To 02/28/2022 - Disability; Pay Cycle(s) 02/28/2022 To 02/28/2022 - Life Insurance; Pay Cycle(s) 02/28/2022 To 02/28/2022 - Accident
2022	449	02/28/2022	Payroll	1	EFT	Jeffrey P Breckel		PP 02.01.22-02.28.22
2021	3007	12/12/2021	Payroll	1	15585	Connor Black	68.34	2021 Volunteer FF Pay
2021	3014	12/12/2021	Payroll	1	15591	Chelsey M Farris	134.83	2021 Volunteer FF Pay
2022	337	02/17/2022	Claims	1	15760	Advanced Diving Services Inc	2,733.43	Tank Cleaning-Contact Basin at WTP
2022	338	02/17/2022	Claims	1	15761	Aerzen USA Corp	18,985.79	Rotary Lobe Blowers-10% Upon Submittal
2022	341	02/17/2022	Claims	1	15764	Board For Volunteer Firefighters	2,190.00	2022 Pension Payment
2022	346	02/17/2022	Claims	1	15769	City of Hood River	2,240.12	October-December 2021 Sludge Hauling
2022	350	02/17/2022	Claims	1	15773	Columbia Cascade Housing Corporation	92,758.20	CDBG Housing Rehab Cont Svc #6-Final
2022	351	02/17/2022	Claims	1	15774	Columbia Gorge News	831.00	Ad for Utilities Maintenance Worker; Ad for WWTP Operator
2022	354	02/17/2022	Claims	1	15777	Consolidated Supply Company	2,717.38	Water Meter/Meter Parts; Water Meter Parts
2022	359	02/17/2022	Claims	1	15782	Drain-Pro Inc	2,155.21	Pump Out Fairgrounds Sewer Lift Station
2022	361	02/17/2022	Claims	1	15784	Gail Collins	750.00	Snow Plowing-January Snow Emergency
2022	363	02/17/2022	Claims	1	15786	Gregory Scott Cheney	1,342.50	January 2022 Indigent Defense; January 2022 Statement
2022	366	02/17/2022	Claims	1	15789	IIMC International Institute of Munic	405.00	Membership Renewal - Anders Sorestad; Membership Renewal - Mary Corey; Membership Renewal - Leana Kinley
2022	372	02/17/2022	Claims	1	15795	Northwest Graphic Works LLC	918.40	Hats & Shirts for Firehall
2022	379	02/17/2022	Claims	1	15802	Murco Ringnalda	43.63	Refund of UB overpayment

TREASURER'S REPORT
Outstanding Vouchers

City Of Stevenson

As Of: 02/28/2022 Date: 03/09/2022
Time: 10:38:21 Page: 6

Year	Trans#	Date	Type	Acct#	War#	Vendor	Amount	Memo
2022	382	02/17/2022	Claims	1	15805	Skamania County Chamber of Commerce	12,380.43	January 2022 Contract & Reimbursables
2022	384	02/17/2022	Claims	1	15807	Skamania County Prosecutor	1,333.00	February 2022 Remittance
2022	388	02/17/2022	Claims	1	15811	Springbrook National User Group	650.00	Springbrook Annual Conference-Anders
2022	391	02/17/2022	Claims	1	15814	US Bank Safekeeping	30.00	January 2022 Safekeeping Fees
2022	392	02/17/2022	Claims	1	15815	US Bank	2,507.13	January 2021 Card #1 Statement; January 2022 Card #2 Credit Card Statement
2022	394	02/17/2022	Claims	1	15817	Verizon Wireless	102.83	January 2022 Cell Phone Charges
2022	396	02/17/2022	Claims	1	15819	WSP USA Inc	628.50	1st Ped Amenities Overlook
2022	455	02/28/2022	Payroll	1	15823	Michael D Johnson	137.86	PP 02.01.22-02.28.22
2022	457	02/28/2022	Payroll	1	15824	Kristy A McCaskell	137.86	PP 02.01.22-02.28.22
2022	464	02/28/2022	Payroll	1	15825	Mark W Tittle	5,953.46	PP 02.01.22-02.28.22
2022	470	02/28/2022	Payroll	1	15826	City of Stevenson	319.38	Pay Cycle(s) 02/28/2022 To 02/28/2022 - City Payback
2022	471	02/28/2022	Payroll	1	15827	HRA VEBA Trust Contributions	450.00	Pay Cycle(s) 02/28/2022 To 02/28/2022 - HRA VEBA
2022	472	02/28/2022	Payroll	1	15828	WGAP Washington Gorge Action Program	68.93	Pay Cycle(s) 02/28/2022 To 02/28/2022 - Food Bank
2022	483	02/28/2022	Claims	1	15829	WEX Bank	498.82	Additional Fuel Charge and Late Fee
							153,611.97	
2022	481	02/25/2022	Util Pay	10		Xpress Billpay	49.77	Xpress Import - EFT - 02-25-2022__daily_batch.csv
2022	482	02/25/2022	Util Pay	10		Xpress Billpay	157.00	Xpress Import - iPay - 02-25-2022__daily_batch.csv
2022	496	02/28/2022	Util Pay	10		Xpress Billpay	136.55	Xpress Import - EFT - 02-28-2022__daily_batch.csv
							343.32	
Receipts Outstanding:								
							153,611.97	

Fund	Claims	Payroll	Total
001 General Expense Fund	102,028.07	-518.60	101,509.47
100 Street Fund	761.43	1,121.71	1,883.14
103 Tourism Promo & Develop Fund	12,380.43	166.82	12,547.25
311 First Street	628.50	0.00	628.50
400 Water/Sewer Fund	10,918.33	4,929.83	15,848.16
410 Wastewater System Upgrades	18,985.79	0.00	18,985.79
500 Equipment Service Fund	498.82	1,710.84	2,209.66
	146,201.37	7,410.60	153,611.97

TREASURER'S REPORT

Signature Page

City Of Stevenson

Time: 10:38:21 Date: 03/09/2022

02/01/2022 To: 02/28/2022

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We the undersigned officers for the City of Stevenson have reviewed the foregoing report and acknowledge that to the best of our knowledge this report is accurate and true:

Signed: _____ Signed: _____
City Administrator / Date Deputy Clerk-Treasurer / Date

2022 BUDGET POSITION

City Of Stevenson

Time: 10:37:48 Date: 03/09/2022

Page: 1

001 General Expense Fund Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
100 Unreserved	734,277.12	1,047,784.22	(313,507.10)	142.7%
102 Unemployment Reserve	33,413.82	33,413.82	0.00	100.0%
104 Custodial Reserve	51,135.13	51,135.13	0.00	100.0%
308 Beginning Balances	818,826.07	1,132,333.17	(313,507.10)	138.3%
311 Property Tax	501,569.36	8,031.31	493,538.05	1.6%
313 Sales Tax	300,000.00	62,873.64	237,126.36	21.0%
316 Utility Tax	32,000.00	21,548.06	10,451.94	67.3%
317 Other Tax	16,000.00	9,749.23	6,250.77	60.9%
310 Taxes	849,569.36	102,202.24	747,367.12	12.0%
321 Licenses	2,900.00	591.66	2,308.34	20.4%
322 Permits	0.00	10.00	(10.00)	0.0%
320 Licenses & Permits	2,900.00	601.66	2,298.34	20.7%
330 Grants	0.00	92,758.20	(92,758.20)	0.0%
335 State Shared	11,000.00	0.00	11,000.00	0.0%
336 State Entitlements, Impact Payments & Taxe	17,499.50	4,095.62	13,403.88	23.4%
330 Intergovernmental Revenues	28,499.50	96,853.82	(68,354.32)	339.8%
341 Admin, Printing & Probation Fees	222,797.62	567.06	222,230.56	0.3%
342 Fire District 2	32,700.00	15,368.90	17,331.10	47.0%
345 Planning	4,500.00	2,292.50	2,207.50	50.9%
346 Building	0.00	0.00	0.00	0.0%
340 Charges For Goods & Services	259,997.62	18,228.46	241,769.16	7.0%
350 Fines & Penalties	12,700.00	3,702.21	8,997.79	29.2%
360 Interest & Other Earnings	8,000.00	1,420.11	6,579.89	17.8%
Fund Revenues:	1,980,492.55	1,355,341.67	625,150.88	68.4%
Expenditures	Amt Budgeted	Expenditures	Remaining	
511 Legislative	19,750.00	2,410.92	17,339.08	12.2%
512 Judicial	59,950.00	9,019.02	50,930.98	15.0%
513 Executive	123,095.00	21,567.49	101,527.51	17.5%
514 Financial, Recording & Elections	122,000.50	16,312.05	105,688.45	13.4%
515 Legal Services	16,500.00	1,486.00	15,014.00	9.0%
517 Employee Benefit Programs	525.00	0.00	525.00	0.0%
518 Centralized Services	85,923.32	36,529.88	49,393.44	42.5%
521 Law Enforcement	213,228.07	33,321.17	179,906.90	15.6%
202 Fire Department	99,445.00	6,091.80	93,353.20	6.1%
203 Fire District 2	30,750.00	549.14	30,200.86	1.8%
522 Fire Control	130,195.00	6,640.94	123,554.06	5.1%
528 Dispatch Services	6,000.00	0.00	6,000.00	0.0%
551 Public Housing Services	0.00	92,758.20	(92,758.20)	0.0%
553 Conservation	500.00	0.00	500.00	0.0%
554 Environmental Services	0.00	0.00	0.00	0.0%
550 Building	5,000.00	0.00	5,000.00	0.0%
560 Planning	166,980.00	22,424.45	144,555.55	13.4%

2022 BUDGET POSITION

City Of Stevenson

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001 General Expense Fund Months: 01 To: 02

Expenditures	Amt Budgeted	Expenditures	Remaining	
558 Planning & Community Devel				
570 Economic Development	27,105.60	0.00	27,105.60	0.0%
558 Planning & Community Devel	199,085.60	22,424.45	176,661.15	11.3%
562 Public Health	10,000.00	0.00	10,000.00	0.0%
565 Welfare	10,000.00	0.00	10,000.00	0.0%
566 Substance Abuse	150.00	51.35	98.65	34.2%
573 Cultural & Community Activities	500.00	0.00	500.00	0.0%
576 Park Facilities	94,660.00	127.17	94,532.83	0.1%
580 Non Expenditures	0.00	(686.02)	686.02	0.0%
597 Interfund Transfers	25,000.00	0.00	25,000.00	0.0%
100 Unreserved	778,880.93	0.00	778,880.93	0.0%
102 Unemployment Reserve	33,414.00	0.00	33,414.00	0.0%
104 Custodial Reserve	51,135.13	0.00	51,135.13	0.0%
999 Ending Balance	863,430.06	0.00	863,430.06	0.0%
Fund Expenditures:	1,980,492.55	241,962.62	1,738,529.93	12.2%
Fund Excess/(Deficit):	0.00	1,113,379.05		

2022 BUDGET POSITION

City Of Stevenson

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010 General Reserve Fund Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	326,705.62	332,314.62	(5,609.00)	101.7%
360 Interest & Other Earnings	0.00	545.63	(545.63)	0.0%
Fund Revenues:	326,705.62	332,860.25	(6,154.63)	101.9%
Expenditures	Amt Budgeted	Expenditures	Remaining	
999 Ending Balance	326,705.62	0.00	326,705.62	0.0%
Fund Expenditures:	326,705.62	0.00	326,705.62	0.0%
Fund Excess/(Deficit):	0.00	332,860.25		

2022 BUDGET POSITION

City Of Stevenson

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020 Fire Reserve Fund		Months: 01 To: 02		
Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	1,589,616.67	1,607,765.44	(18,148.77)	101.1%
360 Interest & Other Earnings	0.00	1,715.62	(1,715.62)	0.0%
397 Interfund Transfers	25,000.00	0.00	25,000.00	0.0%
Fund Revenues:	1,614,616.67	1,609,481.06	5,135.61	99.7%
Expenditures	Amt Budgeted	Expenditures	Remaining	
999 Ending Balance	1,614,616.67	0.00	1,614,616.67	0.0%
Fund Expenditures:	1,614,616.67	0.00	1,614,616.67	0.0%
Fund Excess/(Deficit):	0.00	1,609,481.06		

2022 BUDGET POSITION

City Of Stevenson

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030 ARPA Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	223,677.00	223,677.00	0.00	100.0%
330 Intergovernmental Revenues	223,677.00	0.00	223,677.00	0.0%
Fund Revenues:	447,354.00	223,677.00	223,677.00	50.0%
Expenditures	Amt Budgeted	Expenditures	Remaining	
999 Ending Balance	447,354.00	0.00	447,354.00	0.0%
Fund Expenditures:	447,354.00	0.00	447,354.00	0.0%
Fund Excess/(Deficit):	0.00	223,677.00		

2022 BUDGET POSITION

City Of Stevenson

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100 Street Fund		Months: 01 To: 02		
Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	211,186.34	316,457.10	(105,270.76)	149.8%
310 Taxes	325,000.00	68,261.40	256,738.60	21.0%
320 Licenses & Permits	600.00	0.00	600.00	0.0%
330 Intergovernmental Revenues	43,340.50	4,553.68	38,786.82	10.5%
360 Interest & Other Earnings	0.00	44.55	(44.55)	0.0%
390 Other Financing Sources	0.00	543.09	(543.09)	0.0%
397 Interfund Transfers	30,000.00	0.00	30,000.00	0.0%
Fund Revenues:	610,126.84	389,859.82	220,267.02	63.9%
Expenditures	Amt Budgeted	Expenditures	Remaining	
542 Streets - Maintenance	368,498.31	23,072.95	345,425.36	6.3%
543 Streets Admin & Overhead	47,832.50	12,930.82	34,901.68	27.0%
544 Road & Street Operations	0.00	0.00	0.00	0.0%
566 Substance Abuse	0.00	0.00	0.00	0.0%
594 Capital Expenditures	134,000.00	2,379.33	131,620.67	1.8%
597 Interfund Transfers	0.00	0.00	0.00	0.0%
999 Ending Balance	59,796.03	0.00	59,796.03	0.0%
Fund Expenditures:	610,126.84	38,383.10	571,743.74	6.3%
Fund Excess/(Deficit):	0.00	351,476.72		

2022 BUDGET POSITION

City Of Stevenson

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103 Tourism Promo & Develop Fund Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	548,500.17	797,780.48	(249,280.31)	145.4%
310 Taxes	430,000.00	74,029.05	355,970.95	17.2%
360 Interest & Other Earnings	0.00	868.28	(868.28)	0.0%
Fund Revenues:	978,500.17	872,677.81	105,822.36	89.2%
Expenditures	Amt Budgeted	Expenditures	Remaining	
573 Cultural & Community Activities	411,575.93	13,342.95	398,232.98	3.2%
594 Capital Expenditures	230,000.00	0.00	230,000.00	0.0%
999 Ending Balance	336,924.24	0.00	336,924.24	0.0%
Fund Expenditures:	978,500.17	13,342.95	965,157.22	1.4%
Fund Excess/(Deficit):	0.00	859,334.86		

2022 BUDGET POSITION

City Of Stevenson

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105 Affordable Housing Fund Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	6,215.61	6,376.16	(160.55)	102.6%
310 Taxes	5,000.00	1,013.14	3,986.86	20.3%
Fund Revenues:	11,215.61	7,389.30	3,826.31	65.9%
Expenditures	Amt Budgeted	Expenditures	Remaining	
999 Ending Balance	11,215.61	0.00	11,215.61	0.0%
Fund Expenditures:	11,215.61	0.00	11,215.61	0.0%
Fund Excess/(Deficit):	0.00	7,389.30		

2022 BUDGET POSITION

City Of Stevenson

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300 Capital Improvement Fund			Months: 01 To: 02	
Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	107,273.57	151,803.99	(44,530.42)	141.5%
310 Taxes	20,000.00	18,829.79	1,170.21	94.1%
360 Interest & Other Earnings	0.00	78.81	(78.81)	0.0%
Fund Revenues:	127,273.57	170,712.59	(43,439.02)	134.1%
Expenditures	Amt Budgeted	Expenditures	Remaining	
597 Interfund Transfers	30,000.00	0.00	30,000.00	0.0%
999 Ending Balance	97,273.57	0.00	97,273.57	0.0%
Fund Expenditures:	127,273.57	0.00	127,273.57	0.0%
Fund Excess/(Deficit):	0.00	170,712.59		

2022 BUDGET POSITION

City Of Stevenson

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309 Russell Ave		Months: 01 To: 02		
Revenues	Amt Budgeted	Revenues	Remaining	
330 Intergovernmental Revenues	0.00	0.00	0.00	0.0%
Fund Revenues:	0.00	0.00	0.00	0.0%
Expenditures	Amt Budgeted	Expenditures	Remaining	
597 Interfund Transfers	0.00	0.00	0.00	0.0%
Fund Expenditures:	0.00	0.00	0.00	0.0%
Fund Excess/(Deficit):	0.00	0.00		

2022 BUDGET POSITION

City Of Stevenson

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311 First Street Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	0.00	0.00	0.00	0.0%
330 Intergovernmental Revenues	0.00	0.00	0.00	0.0%
397 Interfund Transfers	0.00	0.00	0.00	0.0%
Fund Revenues:	0.00	0.00	0.00	0.0%
Expenditures	Amt Budgeted	Expenditures	Remaining	
594 Capital Expenditures	0.00	628.50	(628.50)	0.0%
999 Ending Balance	0.00	0.00	0.00	0.0%
Fund Expenditures:	0.00	628.50	(628.50)	0.0%
Fund Excess/(Deficit):	0.00	(628.50)		

2022 BUDGET POSITION

City Of Stevenson

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312 Columbia Ave Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
330 Intergovernmental Revenues	200,000.00	0.00	200,000.00	0.0%
Fund Revenues:	200,000.00	0.00	200,000.00	0.0%
Expenditures	Amt Budgeted	Expenditures	Remaining	
594 Capital Expenditures	200,000.00	0.00	200,000.00	0.0%
999 Ending Balance	0.00	0.00	0.00	0.0%
Fund Expenditures:	200,000.00	0.00	200,000.00	0.0%
Fund Excess/(Deficit):	0.00	0.00		

2022 BUDGET POSITION

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400 Water/Sewer Fund		Months: 01 To: 02		
Revenues	Amt Budgeted	Revenues	Remaining	
400 Water/Sewer	218,216.56	647,754.95	(429,538.39)	296.8%
401 Water	454,401.46	539,594.95	(85,193.49)	118.7%
402 Sewer	412,368.47	431,097.47	(18,729.00)	104.5%
308 Beginning Balances	1,084,986.49	1,618,447.37	(533,460.88)	149.2%
330 Intergovernmental Revenues	1,000.00	0.00	1,000.00	0.0%
343 Water	678,600.00	103,002.07	575,597.93	15.2%
344 Sewer	1,019,437.50	184,720.75	834,716.75	18.1%
340 Charges For Goods & Services	1,698,037.50	287,722.82	1,410,314.68	16.9%
343 Water	46,674.00	17,208.00	29,466.00	36.9%
344 Sewer	56,532.00	12,486.00	44,046.00	22.1%
400 Water/Sewer	4,000.00	879.02	3,120.98	22.0%
360 Interest & Other Earnings	107,206.00	30,573.02	76,632.98	28.5%
380 Non Revenues	0.00	0.00	0.00	0.0%
Fund Revenues:	2,891,229.99	1,936,743.21	954,486.78	67.0%
Expenditures	Amt Budgeted	Expenditures	Remaining	
534 Water Utilities	623,109.97	87,052.16	536,057.81	14.0%
535 Sewer	926,611.86	99,068.44	827,543.42	10.7%
534 Water	60,970.90	0.00	60,970.90	0.0%
535 Sewer	118,920.00	0.00	118,920.00	0.0%
591 Debt Service	179,890.90	0.00	179,890.90	0.0%
594 Capital Expenditures	211,500.00	1,462.87	210,037.13	0.7%
597 Interfund Transfers	121,779.00	0.00	121,779.00	0.0%
400 Water/Sewer	160,362.33	0.00	160,362.33	0.0%
401 Water	299,075.46	0.00	299,075.46	0.0%
402 Sewer	368,900.47	0.00	368,900.47	0.0%
999 Ending Balance	828,338.26	0.00	828,338.26	0.0%
Fund Expenditures:	2,891,229.99	187,583.47	2,703,646.52	6.5%
Fund Excess/(Deficit):	0.00	1,749,159.74		

2022 BUDGET POSITION

City Of Stevenson

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406 Wastewater Short Lived Asset Reserve Fund Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	43,558.00	43,558.00	0.00	100.0%
397 Interfund Transfers	21,779.00	0.00	21,779.00	0.0%
Fund Revenues:	65,337.00	43,558.00	21,779.00	66.7%
Expenditures	Amt Budgeted	Expenditures	Remaining	
999 Ending Balance	65,337.00	0.00	65,337.00	0.0%
Fund Expenditures:	65,337.00	0.00	65,337.00	0.0%
Fund Excess/(Deficit):	0.00	43,558.00		

2022 BUDGET POSITION

City Of Stevenson

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408 Wastewater Debt Reserve Fund Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	61,191.00	61,191.00	0.00	100.0%
397 Interfund Transfers	0.00	0.00	0.00	0.0%
Fund Revenues:	61,191.00	61,191.00	0.00	100.0%
Expenditures	Amt Budgeted	Expenditures	Remaining	
999 Ending Balance	61,191.00	0.00	61,191.00	0.0%
Fund Expenditures:	61,191.00	0.00	61,191.00	0.0%
Fund Excess/(Deficit):	0.00	61,191.00		

2022 BUDGET POSITION

City Of Stevenson

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410 Wastewater System Upgrades Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	0.00	(144,720.78)	144,720.78	0.0%
330 Intergovernmental Revenues	1,733,656.00	0.00	1,733,656.00	0.0%
390 Other Financing Sources	8,833,414.00	0.00	8,833,414.00	0.0%
397 Interfund Transfers	100,000.00	0.00	100,000.00	0.0%
Fund Revenues:	10,667,070.00	(144,720.78)	10,811,790.78	1.4%
Expenditures	Amt Budgeted	Expenditures	Remaining	
594 Capital Expenditures	10,667,070.00	62,041.55	10,605,028.45	0.6%
999 Ending Balance	0.00	0.00	0.00	0.0%
Fund Expenditures:	10,667,070.00	62,041.55	10,605,028.45	0.6%
Fund Excess/(Deficit):	0.00	(206,762.33)		

2022 BUDGET POSITION

City Of Stevenson

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500 Equipment Service Fund Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	188,197.57	203,766.89	(15,569.32)	108.3%
340 Charges For Goods & Services	125,000.00	18,052.61	106,947.39	14.4%
360 Interest & Other Earnings	0.00	50.22	(50.22)	0.0%
390 Other Financing Sources	0.00	0.00	0.00	0.0%
Fund Revenues:	313,197.57	221,869.72	91,327.85	70.8%
Expenditures	Amt Budgeted	Expenditures	Remaining	
548 Public Works - Centralized Services	122,614.55	17,632.41	104,982.14	14.4%
594 Capital Expenditures	45,000.00	0.00	45,000.00	0.0%
999 Ending Balance	145,583.02	0.00	145,583.02	0.0%
Fund Expenditures:	313,197.57	17,632.41	295,565.16	5.6%
Fund Excess/(Deficit):	0.00	204,237.31		

2022 BUDGET POSITION

City Of Stevenson

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630 Stevenson Municipal Court Months: 01 To: 02

Revenues	Amt Budgeted	Revenues	Remaining	
308 Beginning Balances	0.00	0.00	0.00	0.0%
380 Non Revenues	0.00	2,460.23	(2,460.23)	0.0%
Fund Revenues:	0.00	2,460.23	(2,460.23)	0.0%
Expenditures	Amt Budgeted	Expenditures	Remaining	
580 Non Expenditures	0.00	2,460.23	(2,460.23)	0.0%
999 Ending Balance	0.00	0.00	0.00	0.0%
Fund Expenditures:	0.00	2,460.23	(2,460.23)	0.0%
Fund Excess/(Deficit):	0.00	0.00		

2022 BUDGET POSITION TOTALS

City Of Stevenson

Months: 01 To: 02

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Fund	Revenue Budgeted	Received		Expense Budgeted	Spent	
001 General Expense Fund	1,980,492.55	1,355,341.67	68.4%	1,980,492.55	241,962.62	12%
010 General Reserve Fund	326,705.62	332,860.25	101.9%	326,705.62	0.00	0%
020 Fire Reserve Fund	1,614,616.67	1,609,481.06	99.7%	1,614,616.67	0.00	0%
030 ARPA	447,354.00	223,677.00	50.0%	447,354.00	0.00	0%
100 Street Fund	610,126.84	389,859.82	63.9%	610,126.84	38,383.10	6%
103 Tourism Promo & Develop Fund	978,500.17	872,677.81	89.2%	978,500.17	13,342.95	1%
105 Affordable Housing Fund	11,215.61	7,389.30	65.9%	11,215.61	0.00	0%
300 Capital Improvement Fund	127,273.57	170,712.59	134.1%	127,273.57	0.00	0%
309 Russell Ave	0.00	0.00	0.0%	0.00	0.00	0%
311 First Street	0.00	0.00	0.0%	0.00	628.50	0%
312 Columbia Ave	200,000.00	0.00	0.0%	200,000.00	0.00	0%
400 Water/Sewer Fund	2,891,229.99	1,936,743.21	67.0%	2,891,229.99	187,583.47	6%
406 Wastewater Short Lived Asset Res	65,337.00	43,558.00	66.7%	65,337.00	0.00	0%
408 Wastewater Debt Reserve Fund	61,191.00	61,191.00	100.0%	61,191.00	0.00	0%
410 Wastewater System Upgrades	10,667,070.00	-144,720.78	-1.4%	10,667,070.00	62,041.55	1%
500 Equipment Service Fund	313,197.57	221,869.72	70.8%	313,197.57	17,632.41	6%
630 Stevenson Municipal Court	0.00	2,460.23	0.0%	0.00	2,460.23	0%
	<u>20,294,310.59</u>	<u>7,083,100.88</u>	<u>34.9%</u>	<u>20,294,310.59</u>	<u>564,034.83</u>	<u>2.8%</u>

Washington Gorge Action Programs
Skamania County Housing Programs
 Mar-2022
 Submitted by Curt Gray

Rental Assistance

Outputs

	Feb
Number of households served	28
Number of individuals within those households	68
Total Number of bed nights provided	7328

Housing and Essential Needs

Outputs

	Feb
Number of individuals served with Housing/Utilities	1
Number of individuals served with Essential Needs	2
Total Number of bed nights provided	28

Permanent Support Housing

	Feb
Number of individuals obtained employment	1
Number of individuals increasing their income	1
Number of individuals retained employment for 90 days or more	0
Number of HH removed Barriers that hindered individuals in obtaining job	0
Number of HH moved into affordable permanent housing	0
Number of HH Received referral to mainstream resources	2
Number of individuals completed Life Skills meeting	4
Number of individuals denied services	0

Outputs PSH

	Feb
Number of households served	5
Number of individuals within those households	5

Shelter

The shelter is open to individuals and families who are homeless. They are required to look for permanent housing during their stay.

Outputs

	Feb
Number of households served	5
Number of individuals within those households	5
Total Number of bed nights provided	77

Total Outcomes for all Programs

	Feb
Number of individuals obtained employment	3
Number of individuals increasing their income	1
Number of individuals retained employment for 90 days or more	0
Number of HH removed Barriers that hindered individuals in obtaining job	1
Number of HH moved into affordable permanent housing	2
Number of HH Received referral to mainstream resources	39
Number of individuals completed Life Skills meeting	16
Number of individuals denied services	2

Success Stories

February 2022:

1. One (1) emergency shelter resident has obtained employment
2. Ten (10) households with pets have been able to access the warming shelter and housing resources
3. Two (2) housing clients have entered substance abuse treatment programs
4. No COVID infections in the emergency shelter

DRAFT MINUTES
Stevenson Regular Planning Commission Meeting
Monday, December 13, 2021

6:00 PM

Webinar: <https://us02web.zoom.us/j/85637388112>

Conference Call: +1 253 215 8782

or +1 346 248 7799 ID #: 856 3738 8112

Attending: Planning Commission Chair Valerie Hoy-Rhodehamel; Commissioners Davy Ray, Mike Beck, Auguste Zettler, Community Development Director Ben Shumaker.

Public participants included Brandi Leverett, Caryl McMains, Tina Weaver, Colette Black, Kellie McGuire, John Prescott, Katie Simpson, Sherry Busby, Geri Crider, Tammy Braaten, Dennis Walker, Tracy Gratto, Mike Perry, S. Walter and others unidentified.

A. Preliminary Matters

1. Public Comment Expectations:

In Person: Attendees at City Hall were asked to follow current CDC and State guidance regarding use of masks, social distancing, and attendance.

Planning Commission Chair Valerie Hoy-Rhodehamel opened the meeting at 6:02 p.m.

She requested remote participants to raise their hand to comment. Individual comments should be limited to 3 minutes. Tools: Use *6 to mute/unmute and *9 to raise hand.

2. Minutes: October 11, 2021 Meeting Minutes

MOTION to approve and accept minutes from October 11, 2021 Planning Commission meeting as presented was made by **Commissioner Beck**, seconded by **Commissioner Zettler**.

- Voting aye: **Commission Chair Hoy-Rhodehamel; Commissioners Beck, Zettler, Ray.**

3. Public Comment Period: (For items not located elsewhere on the agenda)

>No comments were provided.

B. Old Business

4. Zoning Amendment: Public Hearing on Suburban Residential District Text Amendment Application: Setback Caveats

Community Development Director Shumaker related that as the proposal was for a legislative change, there was no Appearance of Fairness Doctrine required.

Shumaker explained that that in keeping with the recent community engagement process adopted by the Planning Commission, informational flyers had been sent out to property owners in the SR (Suburban Residential District) and those in adjacent areas to alert them to the issue and to invite their input. Over 200 flyers had been sent.

He stated the proposal to amend the zoning code text was initiated by an application from property owners in the Hidden Ridge development to revise current rear and sideyard setbacks in order to allow placement of sheds <200 ft. ² and <12' in height.

Several Commissioners commented it would have been helpful if the flyers had more specific information and/or links to the city website regarding the proposed zoning revision. **Commissioner Beck** suggested replacing the word 'change' in the text with another word that property owners would find less concerning.

The public hearing began at approximately 6:12.

A number of audience members were present in person and remotely. Due to difficult audio/visual quality, determining who individual participants were was not possible by the Minute Recorder. The discussion with comments and questions is summarized below.

Many attendees were unsure of the location of the area under consideration, and suggested a map be included to help make it easier to see. It was explained the amendment would affect all properties in the SR zone. **Chair Hoy-Rhodehamel** highlighted additional information in the meeting packet to provide further clarification of the reason for and history of the current zoning. (A 10 minute break was provided to allow for copying of portions of the packet for audience members.)

A number of audience members suggested that only the properties in the Hidden Ridge development should have their setbacks changed, questioning why the entire SR district would be affected. **Commissioner Beck** explained that would be considered 'spot zoning' and could be seen as giving some property owners preferential treatment. He noted the proposed revision would allow greater flexibility by providing the same setbacks as other residential districts, and would result in more uniform standards.

Several of the applicants who live in the Hidden Ridge development spoke of their reason for the proposal. They stated they were not aware the proposal would affect all the SR properties. None of the meeting participants spoke against the proposed zoning amendment.

Commissioner Zettler requested information on any CCR's (covenants, conditions, and restrictions) on properties in the Hidden Ridge development. He advised that CCR's are often more restrictive than zoning rules, and noted the Planning Commission cannot change any CCR's as they are usually recorded on the property deed or in the original plat.

He questioned if the homeowners in the Hidden Ridge Development were aware of any CCR's and several responded they had not been provided any information from their builder upon purchase of the property. He suggested variances for individual lots may be more appropriate than a blanket change. It was pointed out that even if any CCR's are found and amended or removed, it still leaves the issue of the zoning setbacks to be addressed. **Shumaker** noted that variances are typically granted if it can be determined there is a unique and unusual hardship created by the physical characteristics of the land.

All the Commissioners agreed to revisit the discussion at the January 2022 Planning Commission meeting. They requested another flyer be sent out with additional information and a map to help clarify and explain the proposed amendment and the areas affected. **Community Development Director Shumaker** will send the Commissioners any records of CCR's contained within deeds or within the subdivision plat for Hidden Ridge properties.

Following questions from audience members on the need for a further flyer and meeting, **Shumaker and Commissioner Beck** detailed the new public engagement process developed with input and recommendations from the public. It was created in response to public complaints there were not enough opportunities for residents and property owners to have their concerns addressed regarding land use in Stevenson. **Shumaker** also outlined the next steps in the process, as any recommendation by the Planning Commission on the issue will then go to the City Council for further action.

The public hearing closed at 7:18 p.m.

C. New Business

Planning Commission Chair Valerie Hoy-Rhodehamel was presented with a plaque thanked for her many years of public service. She is retiring from the Planning Commission and this meeting was her last.

D. Discussion

5. Thought of the Month: **Community Development Director Shumaker** provided additional information on the following items:

Strong Towns Organization: https://www.strongtowns.org/journal/2017/1/31/5-essential-strong-towns-articles?apcid=0060f5c4aeb5b5bba4857800&utm_campaign=general-onboarding&utm_content=&utm_medium=email&utm_source=autopilot

Wildland-Urban

Interface: <https://storymaps.arcgis.com/stories/7016c437623a445997c072a05e26afbb>

This tool can be used to help define wildfire risk. It can be used by building officials, fire marshals, emergency responders and others to help in decision making.

A brief discussion was held following questions on annexation and how the comprehensive plan does not provide much guidance for the development patterns in various districts.

6. Staff & Commission Reports:

Community Development Director Shumaker provided updates on the following:

- Downtown Parking Study

The final report is underway, and will be presented to the parking advisory committee.

Shumaker noted a lot of successful information was gathered, including data on parking usage at different points in time. He highlighted that 85% utilization of parking sites represents a maximum threshold for usage.

- Shoreline Public Access Plan

Community Development Director Shumaker provided a brief review on the status of the Shoreline Management Program and the Public Access portion. He noted the Department of Ecology should have the SMP returned shortly, and he plans to have it on the Planning Commission's agenda for January 2022.

He expects to hold a 'red light/green light' exercise to consider the changes the DOE may recommended or require. A grant has been awarded from DOE to support turning the public access decisions into a proactive program instead of a reactive regulatory discussion.

Commissioner Ray asked how the plan would affect the Iman Cemetery issue regarding access to Rock Creek Falls. Shumaker noted there is a city ROW adjacent to the public area but the issue will be revisited.

- Commissioner Updates
No discussion was held.

E. Adjournment

Commission Chair Valerie Hoy-Rhodehamel declared the meeting adjourned at 7:43 p.m.

Draft Minutes
Stevenson Planning Commission
Monday, February 14, 2022
6:00 PM

Attending: Community Development Director Ben Shumaker; Commissioners Mike Beck, Jeff Breckel, Auguste Zettler.

Commissioner Ray notified **Community Development Director Shumaker** he would be absent.

Public attendees: Michael Perry, Deborah Allinger-Hail, Chuck Oldfield, Bernard Versari, Laura Navos, Robert Muth, Joel Battistoni, John Prescott, Don Tucker, Marcia [Last name not recorded], Brian McNamara, Mary Repar.

Vice-Chair Auguste Zettler opened the meeting at 6:10 p.m. He noted some technical issues had occurred earlier. Tools for remote participation: Please use *6 to raise hand & *9 to unmute.

A. Preliminary Matters

1. Annual Elections: Establishing a Planning Commission Chair and Vice-Chair

- **Commissioner Beck** nominated **Commissioner Breckel** for the Planning Commission Chair position. The nomination was seconded by **Commissioner Zettler**. There was no opposition, and **Commissioner Breckel** was elected Chair.
- **Commissioner Breckel** nominated **Commissioner Zettler** to continue serving as Vice-Chair. The nomination was seconded by **Commissioner Beck**. There was no opposition, and **Commissioner Zettler** was re-elected Vice-Chair.

2. Public Comment Expectations: Chair Selects Public Comment Options

Community Development Director Shumaker advised **PC Chair Breckel** of the options available for meeting participation.

- Option A: Informal workshop setting, must be recognized by the Chair to provide comments, comments should be held to 3 minutes or less.
- Option B: More formal setting, similar to public hearing. Comments allowed only during public comment portion.

PC Chair Breckel selected Option A.

3. Public Comment Period: (For items not located elsewhere on the agenda)

>Mary Repar spoke on the lack of affordable housing in the community and the affect second homes and vacation rentals have on housing. She also commented on potential traffic problems near developments.

PC Chair Breckel responded regarding affordable housing and alternate traffic routes within the developments.

B. New Business

4. Zoning Interpretation: Travel Trailers in the R2 Two-Family Residential District

In conducting this interpretation, the Planning Commission is held to the process and standards of SMC 17.12.020. The Planning Commission's interpretation can a) prohibit, b) allow staff review/approval as an accessory use, or c) allow Planning Commission review/approval via a conditional use permit.

Community Development Director Shumaker pointed to a written request from Deborah Allinger-Hail asking for an interpretation of the zoning code. He provided background information and a brief explanation of the staff memo in the meeting packet which dealt with the interpretation of Travel Trailers as an unlisted use in the R2 Two-Family Residential District. He had divided the request into two parts, with the first being a consideration of allowing Travel Trailer usage as Conditional, Conditional/Accessory, or Prohibited within the R2 Two-Family Residential District. The second consideration took up the question of allowing Travel Trailers to be used in the R2 Two-Family Residential District in case of medical hardships.

Shumaker noted certain findings would have to be determined for any of the decisions. In the meeting packet there were three draft outcomes for the Commission to consider in the event of a decision.

Community Development Director Shumaker alerted Commissioners he was a neighbor of the property in question. He attempted to write the staff report to avoid any site-specific analysis.

Commissioner Beck received clarification on the definition of mobile homes, and if any district allowed them.

>Deborah Allinger-Hail provided additional details on the request and noted the complex issues surrounding ownership of the land in question.

>Chuck Oldfield received clarification on what the existing regulations are.

>Michael Perry, Stevenson spoke of his opposition regarding allowing travel trailers in R2.

>Chuck Oldfield, Stevenson stated he was opposed to permanent placement to travel trailers.

5. Zoning Interpretation: Temporary Medical Hardship Residences in the R2 Two-Family Residential District

Community Development Director Shumaker then proceeded to explain what options the Planning Commission could consider within the second portion of the zoning interpretation request. He pointed out the current similar allowance (Temporary Emergency, Construction, or Repair) and it carries a six-month time limit. The Temporary Medical Hardship Residence use is not described or listed in the Zoning Code. He commented that requests for medical hardships may increase as the population ages.

Commissioner Breckel asked if a temporary medical hardship residence use could be provided for without a change in zoning. **Shumaker** advised caution due to the use not being listed.

Further discussion took place by the Commissioners. Concerns were expressed regarding the use of travel trailers on properties that did not meet the three current allowances while respecting the difficulties facing the individuals in question. It was agreed a broader discussion regarding the use of travel trailers and RV's for medical hardships may be a consideration for a future meeting.

Commissioner Beck shared his concerns regarding the potential impact travel trailers could have on the entire R2 Two Family Residential district. It was also noted if the land ownership issues by the requester were resolved and a permanent residence was to be built, then options for usage of the travel trailer would be available. **Commissioner Zettler** noted the temporary medical hardship issue could be a topic to discuss at a later Planning Commission meeting.

Findings:

Based on the Commission discussion and the staff memos, the following findings were made:

- 1) The Travel Trailers use is not consistent with the purpose of the R2 Two-Family Residential District.
- 2) The Travel Trailer use is not expressly allowed in a less restrictive district than the R2 District.
- 3) The Travel Trailer use is not of the same general character as the principal and conditional uses authorized in the R2 District.
- 4) Having failed to generate affirmative findings on the above criteria, no finding is necessary regarding Travel Trailer uses as Accessory Uses.

Interpretation:

In the R2 Two-Family Residential District, the Travel Trailer use does not satisfy the criteria of SMC 17.12.020(C). As a result, the use is prohibited in the district.

MOTION to adopt the Findings and Interpretation as detailed on page 11 and 12 of the staff draft memo was made by **Commissioner Beck**, seconded by **Commissioner Zettler**.

- Voting aye: **Commissioners Breckel, Zettler, Beck.**

It was agreed via consensus to table the issue regarding temporary medical hardship.

6. Shorelines Management Program: Set Special Workshop to review State's Recommended Changes.

Community Development Director Shumaker explained the process and historical timeline regarding the draft Shoreline Management Plan. It was agreed to set up a workshop to go over in-depth the list of changes and recommendations to the Shoreline Management Plan from the Department of Ecology.

MOTION to have **Community Development Director Shumaker** schedule a special workshop to review the Shoreline Management Plan was made by **Commissioner Beck**, seconded by **Commissioner Zettler**. Prior to the vote it was confirmed the workshop would include members of the Shoreline Advisory Committee. **Commissioner Breckel** outlined the sequence of activities for the review. Any recommendations made would be forwarded to the City Council for more formal action.

- Voting aye: **Commissioners Breckel, Zettler, Beck**

C. Old Business

7. Zoning Amendment: Public Hearing on Suburban Residential District Text Amendment Application: Setback Caveats

Community Development Director Shumaker reviewed the issues before the Planning Commission and pointed to additional information in the meeting packet with decision points to consider. The City of Stevenson recently received an application to amend the text of the Zoning Code to address the rear and side yard setback requirements of the SR Suburban Residential District. The proposal was first introduced to the Planning Commission at its October 11th, 2021 regular meeting, where public involvement expectations were established. A public hearing was held at the December 13th, 2021 regular Planning Commission meeting to obtain public input. **Shumaker** noted that in addition to amending the text applicable to the SR District, the Planning Commission could also officially codify a 2019 zoning interpretation prohibiting the use of self-storage units.

The public hearing opened at 7:11 p.m.

-Comments In-favor

> Joel Battistoni, a resident in the SR district in Stevenson, was not opposed to placing storage sheds closer to the property line.

>Don Tucker, Stevenson resident, no problem with changing distance from lot line. He asked how many sheds could someone put on their lot, and asked for a clear definition of self-storage units.

Shumaker responded no more than four small outbuildings could be placed without Planning Commission approval. Self-storage units intended for rent are currently prohibited. This led to the Commissioners holding a detailed discussion regarding clarification on the definition of 'self-storage units'.

It was determined a Conex box would currently meet the criteria of a shed and could be placed on a property under the existing setback allowances. **Commissioner Zettler** expressed concerns regarding how steel storage units may alter the small town characteristics of a neighborhood.

Commissioner Beck recalled the Stevenson City Council had addressed the use of shipping containers in the downtown area. He suggested the Planning Commission consider addressing storage structure designs and urged a quick review of the issue. **Shumaker** noted the Council had placed a moratorium on shipping containers, but then passed a height restriction on accessory buildings that was smaller than a shipping container.

>Mary Repar asked if the Comprehensive Plan addressed the question and was informed it did not.

>Michael Perry stated property owners should be able to put a shed on their property. He suggested the Planning Commission issue variances. He expressed concerns that he (or anyone else) could buy used army Conex boxes to use on their property, which would change appearance of neighborhood. He asked if the Planning Commission could iron out how many sheds and what type could be placed on a property, can variances be issued for odd shaped lots, etc.

-Comments Opposed

>Chuck Oldfield, Stevenson stated many of the conditions regarding sheds are outlined by CCR's (Covenants, Conditions and Restrictions.) He is not in favor of zoning changes that would vacate those provisions. Exceptions could be provided from adjacent property owners who have no objections.

-Neutral Comments

>Chuck Oldfield asked which code section allows 4 sheds and was directed to 17.15-040-1 by **Community Development Director Shumaker**.

>Robert Muth, resident of Stevenson and former City Council Councilmember shared the City Council had previously addressed storage sheds. He advised Conex or similar steel storage containers may exceed the size dimensions currently allowed for use under zoning.

>Don Tucker questioned the allowance of four sheds on smaller lots, stating it sounded like they may be used for business purposes. He requested the Commission take up the use of Conex boxes sooner than later in order to preserve neighborhood appearances.

Commissioner Zettler noted the current rules allow for containers to be 200' ² or less, meaning a half-sized Conex or similar steel storage container would be permitted.

>In response to a question raised by Chuck Oldfield, **Community Development Director Shumaker** clarified any structure with a floor plan over 200'² needs to be reviewed for compliance with the building code. It was confirmed CCR's can set standards that are more or less stringent than zoning regulations. The City does not take CCR's into consideration when reviewing applications. If two sets of standards are in place both must be met.

The public hearing closed at 7:36.

Commissioner Zettler referred back to the initial zoning change application form that specifically asked for any CCR's the Planning Commission could take into account when considering the request. He questioned the need to change setbacks and suggested an administrative variances may be more appropriate rather than implementing a broad sweep to address a small issue. He expressed concerns that lessening the setbacks may discount the value of the conditions the property owners expected upon purchase. **Commissioner Beck** said he was in favor of moving a positive recommendation to the City Council regarding more flexible setbacks, as it was more consistent with other properties in the area. He stated the review had opened opportunities for public input regarding liberalization of property rights, and more positive comments regarding reducing the setbacks had been heard.

Commissioner Breckel acknowledged additional issues had emerged, and asked if a comprehensive discussion regarding size and number of sheds should be held by the Planning Commission.

>Chuck Oldfield asked what happens if the city changes the setbacks-if the CCR's are still binding, what remedy do homeowners have, due to lack of code enforcement, if neighbors violate the CCR's? It was suggested that initiating a lawsuit was an option.

MOTION to forward a positive recommendation to the City Council regarding relaxing the side yard setbacks for small sheds within the SR District was made by **Commissioner Beck**.

Additional discussion took place, with Commissioners further stating their views, pro and con, on changing the setbacks.

Planning Commission Chair Breckel stated the motion had died for lack of second. **Community Development Director Shumaker** then informed **PC Chair Breckel** that under the Planning Commission bylaws he could make motions and/or second motions. He encouraged the Planning Commission to take some form of action to recommend the City Council to approve or deny.

Commissioner Zettler proposed a motion that determined no reason could be found to reduce the current setbacks as requested in the application due to a need for better clarification and definitions of various elements.

Using the information provided by **Community Development Director Shumaker** regarding the Planning Commission bylaws on motions, **PC Chair Breckel** seconded the motion initially provided by **Commissioner Beck**.

Shumaker advised even a hung decision represented an action. He urged the Commission to provide any recommendation to respond to the applicants' request.

The motion by **Commissioner Zettler** died for lack of a second.

PC Chair Breckel stated he recognized a decision was needed, and reiterated his seconding of the initial motion made by **Commissioner Beck**. No vote was taken on the initial motion by **Commissioner Beck**.

Commissioner Beck then restated his initial motion.

MOTION to have the Planning Commission forward a positive recommendation to the city council to reduce the setbacks in the suburban residential neighborhood to five feet for small sheds as proposed in the packet.

Commissioner Beck then offered the following:

MOTION that we (Planning Commission) revisit accessory buildings on the 2022 planning commission calendar.

PC Chair Breckel seconded both motions.

Commissioner Zettler stated he was opposed to the first motion but in agreement with the second regarding further discussion for clarification.

Shumaker asked about codifying self-storage units.

Prior to the vote, Chuck Oldfield commented if you choose to codify these changes, the only remedy available will be for neighbors applying their CCR's to sue their neighbors.

Regarding the motion to make a recommendation to the City Council to approve reducing the setbacks:

- Voting aye: **Commissioners Breckel, Beck.**
- Voting no: **Commissioner Zettler.**

Regarding the motion to hold further Planning Commission discussions on the subject of accessory buildings:

Prior to the vote it was agreed to schedule further discussions at the March 2022 Planning Commission meetings to include the use of variances and schedule topics for the yearly work agenda.

- Voting aye: **Commissioners Breckel, Zettler, Beck.**

After further discussion the following action occurred:

MOTION to recommend to the City Council the continued prohibition of the use of storage containers was made by **Commissioner Beck**, seconded by **Commissioner Zettler**.

- Voting aye: **Commissioners Breckel, Zettler, Beck.**

8. Comprehensive Plan Amendment: Set Special Workshop to review 2019 Amendment Application
Community Development Director Shumaker provided background information on the request to amend Goal # 8 of the Comprehensive Plan Amendment. The change would encourage Capital Improvement Planning. It was agreed to consider the Comprehensive Plan Amendment request at the same special meeting set to review the Shoreline Management Plan (date TBD).

D. Discussion

9. Staff & Commission Reports: Shorelines Public Access & Trails Plan, Sewer Main D Extension, Public Works Staff

Community Development Director Shumaker briefed the Commissioners on several items.

- A Department of Ecology grant has been awarded in the amount of \$72K to help develop a comprehensive public access plan for shoreline areas within 200' of Rock Creek, Rock Cove, Ash Lake, and the Columbia River.
- Sewer line extension (Main D) along Loop Road is taking place. The city has initiated a Latecomer's Agreement to help cover the cost of new sewer hook ups.
- New public works employees are hired. The new PW Director will start in March. It was requested to have the new PWD attend the March Planning Commission meeting if possible.

10. Thought of the Month: None

Commissioner Beck asked for a future discussion on sidewalk snow clearing.

E. Adjournment

PC Chair Breckel declared the meeting adjourned at 8:25 p.m. following a motion by **Commissioner Beck** with a second by **Commissioner Zettler**.

DRAFT MINUTES
STEVENSON PLANNING COMMISSION
SPECIAL MEETING MARCH 7TH, 2022 6 P.M.

Webinar: <https://us02web.zoom.us/j/85637388112>

Attending: Community Development Director Ben Shumaker; Planning Commission Chair Jeff Breckel, Commissioners Mike Beck, Auguste Zettler, Davy Ray.

Shoreline Advisory Committee members: Mary Repar, Bernard Versari.

Public attendees: None

In person attendees at City Hall followed current CDC and State guidance regarding use of masks, social distancing, and attendance.

Planning Commission Chair Breckel called the meeting to order at 6:09 p.m.

A. Preliminary Matters

1. Public Comment Expectations: Please raise hand to comment. Individual comments should be limited to 3 minutes. Remote participants: Use *6 to mute/unmute and *9 to raise hand.

Comments: No public comments were provided.

B. New Business

No new business was conducted.

C. Old Business

2. Shorelines Management Program Special Workshop.

The purpose is to review the State Department of Ecology's recommended changes to Stevenson's Shoreline Management Program.

Community Development Director Ben Shumaker provided background information and a timeline of Stevenson's Shoreline Management Program. He explained the process he had prepared for decision making on the 33 recommended changes made by the Department of Ecology. A public comment period regarding the program is open until March 14th, 2022.

The Stevenson City Council authorized a final City draft of the Shoreline Plan for Ecology review in December 2018. The Department of Ecology has reviewed the City's proposal and issued an approval along with a number of required and recommended changes.

Members of the Planning Commission and the Shoreline Advisory Committee addressed each recommendation on the list. It was determined many of the changes were simple scrivener corrections, with only a few substantive changes included. It was suggested acronyms could be better defined. Other minor text edits were made. A portion of recommendation # 20 was not accepted.

To maximize the opportunity for public engagement, the Planning Commission agreed to a final review at the March 14th, 2022 regular Planning Commission meeting and then submit their recommendations on to the Stevenson City Council for their consideration.

3. Comprehensive Plan Amendment Special Workshop

Community Development Director Ben Shumaker explained the objective of the workshop was to re-familiarize the members of the Planning Commission with the application to amend the city's Comprehensive Plan. Action on the proposal, initially made in 2019, was delayed due to Covid-19 restrictions.

Shumaker shared information on the purpose of the proposed Comprehensive Plan Amendment as it related to changes to Goal 8 – Utilities & Services. The intent is to create a Capital Improvement Plan in order to preserve existing facilities and support future utility needs in the community.

Shumaker advised the scope of the review will be limited to Capital Facilities and will not be a rewrite of the Comprehensive Plan. He briefly explained the steps required to amend the Comprehensive Plan and noted no action would be expected yet. The proposed amendment will be fully reviewed in future Planning Commission meetings.

Planning Commission Chair Breckel suggested creating a calendar to help organize and track Planning Commission projects during the year.

Following a short discussion, the Commission agreed to proceed with the review and to schedule another workshop at the March 14th, 2022 Planning Commission meeting where specific items would be identified for Public Works Director input.

D. Discussion

Community Development Director Ben Shumaker reported interviews for the open position on the Planning Commission will take place during the next week. Two people have submitted applications.

E. Adjournment

MOTION to adjourn the meeting at 8:47 p.m. was made by **Commissioner Ray**, seconded by **Commissioner Beck** and approved unanimously.

Minutes by Johanna Roe.



City of Stevenson

Leana Kinley, City Administrator

Phone (509)427-5970
FAX (509) 427-8202

7121 E Loop Road, PO Box 371
Stevenson, Washington 98648

To: Stevenson City Council
From: Leana Kinley, City Administrator
RE: City Administrator Staff Update
Meeting Date: March 17, 2022

Overview of items staff has been working on over the past month not listed in the project updates:

Homeless Encampments/Nuisances – Staff has been working on securing a hazmat contractor from the state’s vendor list for cleaning up the encampment under Rock Creek bridge. Materials from the encampment have floated down Rock Creek and are entangled in the bushes.

Forest Youth Success – Staff will be preparing a project proposal to partner with Forest Youth Success this summer and help maintain our properties, trails and rights of way. Priority will go to Forest Service partners and in the past we have been able to utilize crews in clearing brush from our reservoirs.

Russell Avenue Sidewalk – The sidewalk in front of the Post Office is deteriorating. I have reached out to the engineers who are looking into the reason why and seeing if other portions of the sidewalk are experiencing the same issues. We are outside of the warranty for the repair. Once we determine scope, we’ll move forward with repairs.

Naloxone Vending Machine – The County will be acquiring a Naloxone vending machine in the next 3-6 months and are determining where to place it. Information on the program and machine are attached.

Public Records Requests – I have been responding to multiple public records requests.

Lead and Copper Samples – Samples have been collected and are being tested in compliance with our updated reporting timeline.

2022 Waterline Projects – The RFP for engineering services for the waterline projects has been completed and staff is negotiating a contract. The process for these projects will be streamlined due to the new procurement policy and staff will report on contracts at council meetings as they are executed.

Fireworks Ban due to Fire Danger Ordinance – HB 1638 is a state bill that would have allowed the banning of the use of fireworks in the event of extreme fire danger. It did not pass. Staff is starting to work with the County and interested parties on an ordinance to allow the ban of fireworks during a declared emergency related to fire danger. Our goal is to have a list of scientifically backed criteria to use in determining when that emergency can be declared. This will need to be in place by June 28th to be effective for next year.

Railroad Crossing Defect Notice – The City received a notification of a defect at the Russell crossing. The work is too close to the tracks to be done by city staff and will need to be contracted out to BNSF. No estimate on cost or timeline is available at this time.

Action Needed:

None.

CHECK REGISTER

City Of Stevenson

Time: 19:18:25 Date: 03/15/2022

02/18/2022 To: 03/17/2022

Page: 1

Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
595	03/17/2022	Claims	1	EFT	Department of Revenue	4,757.32	February 2022 Taxes
596	03/17/2022	Claims	1	EFT	Kenneth B Woodrich PC	2,366.00	February 2022 Statement
483	02/28/2022	Claims	1	15829	WEX Bank	498.82	Additional Fuel Charge and Late Fee
597	03/17/2022	Claims	1	15830	A&J Select	10.52	Distilled Water & Toilet Paper
598	03/17/2022	Claims	1	15831	Aramark Uniform Services	323.78	February 2022 Statement; Winter Coats for Bill & Devon
599	03/17/2022	Claims	1	15832	Avista Utilities	1,144.52	February 2022 Statement
600	03/17/2022	Claims	1	15833	BSK Associates	1,754.25	February 2022 Statement; February 2022 Statement
601	03/17/2022	Claims	1	15834	Carson Hardware	19.39	Rain Bibs for Devon
602	03/17/2022	Claims	1	15835	CenturyLink	197.82	March 2022 Firehall Long Distance; March 2022 WWTP Phone Service; March 2022 Kanaka Creek Trf Station Phone Service
603	03/17/2022	Claims	1	15836	Centurylink Comm Inc	45.90	February 2022 WWTP Long Distance
604	03/17/2022	Claims	1	15837	City of Stevenson	2,506.08	February 2022 Statement; February 2022 Statement; February 2022 Statement; February 2022 Statement; February 2022 Statement; February 2022 Statement; February 2022 Statement;
605	03/17/2022	Claims	1	15838	Class 5	272.11	March 2022 Phone Services; March 2022 Fax Services
606	03/17/2022	Claims	1	15839	Coburn Electric Inc	413.57	Troubleshoot Water Pump
607	03/17/2022	Claims	1	15840	Columbia Hardware Inc	186.24	February 2022 Statement
608	03/17/2022	Claims	1	15841	Columbia River Disposal	200.08	February 2022 Statement
609	03/17/2022	Claims	1	15842	Correct Equipment	533.11	Submersible Level Transmitter; Antenna for Mission System
610	03/17/2022	Claims	1	15843	Daily Journal of Commerce	610.90	Ad for WWTP Improvements Phase 1
611	03/17/2022	Claims	1	15844	DeVaul Publishing	527.28	Public Hearing-Shoreline Master Program; Public Hearing-Shoreline Master Program; Legal Ad-WWTP Improvements Phase I; Legal Ad-WWTP Improvements Phase I
612	03/17/2022	Claims	1	15845	Department of Ecology-Cashiering Unit	67.00	WWTP Operator Certification-Devon
613	03/17/2022	Claims	1	15846	Discovery Auto Glass	659.82	Back Window on Manlift Replaced; Side Window on Bill's Truck Replaced
614	03/17/2022	Claims	1	15847	Gorge Networks Inc	95.57	March 2022 WTP Broadband
615	03/17/2022	Claims	1	15848	Gregory Scott Cheney	157.50	March 2022 Indigent Defense
616	03/17/2022	Claims	1	15849	H2Oregon	12.92	Drinking Water Dispenser Rental
617	03/17/2022	Claims	1	15850	HD Fowler Company	1,534.49	Water Parts
618	03/17/2022	Claims	1	15851	Hach Company, Inc	2,672.21	Dissolved Oxygen & pH Probes
619	03/17/2022	Claims	1	15852	L.N. Curtis & Sons	326.51	Fire Helmet
620	03/17/2022	Claims	1	15853	Menke Jackson Beyer LLP	1,246.00	May Family BLA2021-07
621	03/17/2022	Claims	1	15854	Mobley Engineering dba Lancaster Mobley	5,000.00	Stevenson City Wide Traffic Study
622	03/17/2022	Claims	1	15855	NAPA Auto Parts	569.21	February 2022 Statment
623	03/17/2022	Claims	1	15856	NorthShore Medical Group	134.00	DOT Physical-Mark Tittle
624	03/17/2022	Claims	1	15857	Northern Safety Company Inc	149.14	Safety Supplies
625	03/17/2022	Claims	1	15858	Office of State Treasurer - Cash Mgmt Di	330.14	March 2022 Remittance

CHECK REGISTER

City Of Stevenson

Time: 19:18:25 Date: 03/15/2022

02/18/2022 To: 03/17/2022

Page: 2

Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
626	03/17/2022	Claims	1	15859	One Call Concepts Inc	25.68	February 2022 Statement
627	03/17/2022	Claims	1	15860	PUD No 1 of Skamania County	6,562.20	February 2022 Statement; March 2022 Statement; February 2022 Statement; February 2022 Statement
628	03/17/2022	Claims	1	15861	Pacific Premier Bank	18,587.30	March 2022 Smart Meter Loan Payment
629	03/17/2022	Claims	1	15862	Petty Cash	194.23	February 2022 Statement
630	03/17/2022	Claims	1	15863	Print It! Inc	48.47	Business Cards-Carolyn Sourek
631	03/17/2022	Claims	1	15864	QCL Inc	71.00	Pre Employment Drug Test-Bill Sexton
632	03/17/2022	Claims	1	15865	RADCOMP Technologies	2,130.33	March 2022 Monthly Contract
633	03/17/2022	Claims	1	15866	Ricoh USA Inc	50.96	February 2022 Statement
634	03/17/2022	Claims	1	15867	Ronald L Moeller	1,901.73	February 2022-WWTP Operations
635	03/17/2022	Claims	1	15868	SW Clean Air Agency	443.70	2022 Budget Assessment Share
636	03/17/2022	Claims	1	15869	Skamania County Auditor	214.50	Recording fees for EDA Mortgage
637	03/17/2022	Claims	1	15870	Skamania County Chamber of Commerce	12,316.15	Christmas in the Gorge Reimbursement; February 2022 Contract/Reimbursables
638	03/17/2022	Claims	1	15871	Skamania County Metro Parks Dist No 1	40,000.00	Loan Pursuant to Interlocal Agreement
639	03/17/2022	Claims	1	15872	Skamania County Probation	130.00	February 2022 Probation Costs
640	03/17/2022	Claims	1	15873	Skamania County Prosecutor	1,333.00	March 2022 Remittance
641	03/17/2022	Claims	1	15874	Skamania County Solid Waste Department	54.95	Dump Fee for Sewer Plant Grounds Cleanup
642	03/17/2022	Claims	1	15875	Skamania County Treasurer	17,220.40	2022 Taxes for well next to Golf Course; 2022 Taxes for Base Reservoir; 2022 Taxes for Rock Creek Dr Fire Hall Property; March 2022 Remittance; March 2022 Remittance
643	03/17/2022	Claims	1	15876	Text My Gov	4,200.00	Setup Costs/Training/Annual Contract
644	03/17/2022	Claims	1	15877	The F.A. Bartlett Tree Expert Co	3,950.00	Public Tree Management Plan
645	03/17/2022	Claims	1	15878	Timothy Charles Shell	4,900.50	General PW Support-February 2022
646	03/17/2022	Claims	1	15879	Traffic Safety Supply Co	1,353.44	Sign Posts; Pedestrian Crossing Flags
647	03/17/2022	Claims	1	15880	Tribeca Transport LLC	11,129.88	February 2022 Sludge Hauling
648	03/17/2022	Claims	1	15881	US Bank Safekeeping	30.00	February 2022 Safekeeping Fees
649	03/17/2022	Claims	1	15882	US Bank	4,001.93	February 2022 Card Fire Dept Credit Card Statement; February 2022 Card #1 Credit Card Statement; February 2022 Card #2 Credit Card Statement
650	03/17/2022	Claims	1	15883	USA Bluebook	362.67	Disolved Oxygen Probe
651	03/17/2022	Claims	1	15884	Verizon Wireless	102.83	February 2022 Cell Phone Charges
652	03/17/2022	Claims	1	15885	WEX Bank	1,622.92	February 2022 Statement
653	03/17/2022	Claims	1	15886	Wallis Engineering PLLC	17,227.41	WWTP Improvements Bidding & Construction; WWPTP Equipment Procurement; 2021 WW Collection System Upgrades
654	03/17/2022	Claims	1	15887	Walter E Nelson Company	493.44	Trash Can Liners
655	03/17/2022	Claims	1	15888	Wave Broadband	286.15	March 2022 City Hall Internet; March 2022 Firehall Internet Service; March 2022 WWTP P Service

CHECK REGISTER

City Of Stevenson

Time: 19:18:25 Date: 03/15/2022

02/18/2022 To: 03/17/2022

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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
656	03/17/2022	Claims	1	15889	Layland Construction LLC	1,758.76	Rock Creek Encampment Clean-up
		001 General Expense Fund				73,819.04	
		100 Street Fund				15,880.85	
		103 Tourism Promo & Develop Fund				12,316.15	
		400 Water/Sewer Fund				55,666.91	
		410 Wastewater System Upgrades				18,052.81	
		500 Equipment Service Fund				5,955.13	
		630 Stevenson Municipal Court				335.84	
						<hr/>	Claims: 182,026.73
						182,026.73	

CERTIFICATION: I, the undersigned do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the City of Stevenson, and that I am authorized to authenticate and certify to said claim.

Clerk Treasurer: _____ Date: _____

Claims Vouchers Reviewed By:

Signed: _____

Signed: _____

Signed: _____

Auditing Committee (Councilmembers or Mayor)