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**Subject:** SX-23-00007 Ware Shoreline Review - Request for Comments  
**Date:** Monday, May 1, 2023 3:47:59 PM  
**Attachments:** [SX-23-00007 Ware Critical Areas Assessment Technical Memo.pdf](#)  
[Setbacks added 5.1.23 Ware Updated Site Plan.pdf](#)

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Parcel #120134 (Kittitas County)

Good afternoon,

You are receiving this request for shoreline review with an associated 15 day comment period because this application (Shoreline Exemption, SX-23-00007 Ware) is proposing a project within shoreline jurisdiction (new garage) that is not exempt from cultural resources review pursuant to Kittitas County SMP 5.1(B)(1)(a). In accordance with the settlement agreement between the Yakama Nation and Kittitas County, Kittitas County Resolution No. 2018-195 and the Department of Ecology Final Approval (letter dated 08/31/21, effective 9/14/21) of the County's amended Shoreline Master Program, Kittitas County is hereby requesting comments regarding the proposed project.

This request is based off of the following amendment to Kittitas County SMP 5.1(B) as shown below:

- B. Regulations
  - 1. *Project Approval Requirements.* Prior to issuing a permit, exemption, or other approval for a proposed project in a shoreline area, the County shall determine whether or not a cultural resources review or archaeological survey shall be required under this Section 5.1(B)(1).
    - a. *Exceptions.* No cultural resources review or survey shall be required under this Section 5.1(B)(1) where the project applicant can demonstrate one or more of the following conditions is met:
      - i. The project or use does not include any ground disturbance. Projects that require the insertion of structural elements, but which do not require any excavation and create no spoil piles, shall be considered non-ground-disturbing for purposes of this Section (e.g. driving T-posts, planting tree seedlings with a hoedad).
      - ii. The project is limited to the installation of infrastructure entirely within the same area as an existing project or development.
      - iii. The project's entire three-dimensional area of proposed ground-disturbance is located within previous fill or previously disturbed earth.
      - iv. A professional archaeologist has surveyed the entire project area within the last ten (10) years, and the survey report(s) show that no cultural, archaeological, or historic resources were found.

- b. *Cultural Resources Review.* The County shall provide electronic notice and a fifteen (15) day comment opportunity to DAHP and affected Native American tribes for all proposed projects in shoreline areas which are not excluded under Section 5.1(B)(1)(a) above.
- i. When applicable, the above notification requirement will be included in the Preliminary Site Analysis process.
- ii. Where the proposed project is already subject to a comment period through shoreline permitting and/or SEPA review, this comment period shall be run concurrently.
- iii. For shoreline projects that fall under a shoreline exemption permit and have no notification requirement, if not already completed through the Preliminary Site Analysis process, the above notification and cultural resources review requirements will occur prior to the issuance of an exemption permit.

Kittitas County will not act on the attached request until the end of the 15 day comment window. Please respond to this email with any comments regarding this proposal **no later than 5 P.M. May 16, 2023**

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Links to the materials can be found here: [SX-23-00007 Ware](#)

Please contact me should you have any questions.

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