

From: [Adam Osbekoff](#)
To: [Chace Pedersen](#)
Subject: RE: Shoreline Review PSA-22-00587
Date: Wednesday, October 26, 2022 10:30:11 AM

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Hello Chase

The Snoqualmie Tribe [Tribe] is a federally recognized sovereign Indian Tribe. We were signatory to the Treaty of Point Elliott of 1855; we reserved certain rights and privileges and ceded certain lands to the United States. As a signatory to the Treaty of Point Elliot, the Tribe specifically reserved among other things, the right to fish at usual and accustomed areas and the “privilege of hunting and gathering roots and berries on open and unclaimed lands” off-reservation throughout the modern-day state of Washington.

Thank you for the opportunity to review and comment. Based on the information provided and our understanding of the project and its APE, we would recommend an archeological review performed for this project. This is in an area the Snoqualmie Tribe considers culturally significant and has a high probability to have unknown archaeological deposits. If any archaeological work is performed, we request notification. An IDP should not be used in lieu of archeological investigation. Cultural and archaeological resources are non-renewable and are best discovered prior to ground disturbance.

Thank you

Adam Osbekoff

From: Chace Pedersen [mailto:chace.pedersen@co.kittitas.wa.us]
Sent: Monday, October 24, 2022 1:55 PM
To: sepa@dahp.wa.gov; guy.moura@colvilletribes.com; Aren.Orsen.HSY@colvilletribes.com; sam.rushing@colvilletribes.com; Steven Moses <steve@snoqualmietribe.us>; DAHP <dahp@snoqualmietribe.us>; Adam Osbekoff <adam@snoqualmietribe.us>; enviroreview@yakama.com; corrine_camuso@yakama.com; jessica_lally@yakama.com; noah_oliver@yakama.com; casey_barney@yakama.com; kozj@yakamafish-nsn.gov; matj@yakamafish-nsn.gov; barh@yakamafish-nsn.gov
Cc: Jeremiah Cromie <jeremiah.cromie@co.kittitas.wa.us>; Kelee Hodges <kelee.hodges.pw@co.kittitas.wa.us>; Toni Berkshire <toni.berkshire@co.kittitas.wa.us>
Subject: Shoreline Review PSA-22-00587

To All:

You are receiving this request for shoreline review with an associated 15 day comment period because this application (Preliminary Site Analysis, PSA-22-00587) is proposing a project within shoreline jurisdiction that is not exempt from cultural resources review pursuant to Kittitas County SMP 5.1(B)(1)(a). PSA-22-00587 is a direct result of an open code enforcement case and the proposed project is to bring the unpermitted structure up to county code. 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 1/14/19, effective 1/28/19) 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 end of business day November 08, 2022.

Please contact me should you have any questions.

Best regards,

Chace Pedersen

Planner I

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