

Zach Torrance-Smith

From: Adam Osbekoff <adam@snoqualmietribe.us>
Sent: Tuesday, August 22, 2023 2:51 PM
To: Zach Torrance-Smith
Subject: RE: SX-23-00018 Ross

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

Hello Zach

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 have no substantive comments to offer at this time. However, please be aware that if the scope of the project or the parameters for defining the APE change we reserve the right to modify our current position.

Thank you.

Adam Osbekoff

Cultural Resource Compliance Manager

adam@snoqualmietribe.us

C: 425.753.0388

9416 384th Ave SE

PO BOX 969

Snoqualmie Washington 98065

From: Zach Torrance-Smith <zach.torrancesmith@co.kittitas.wa.us>

Sent: Tuesday, August 22, 2023 2:49 PM

To: 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; Steven Moses <steve@snoqualmietribe.us>; DAHP <dahp@snoqualmietribe.us>; Adam Osbekoff <adam@snoqualmietribe.us>; guy.moura@colvilletribes.com; sam.rushing@colvilletribes.com; connor.armi.hsy@colvilletribes.com; sepa@dahp.wa.gov

Cc: Jamey Ayling <jamey.ayling@co.kittitas.wa.us>; Chace Pedersen <chace.pedersen@co.kittitas.wa.us>

Subject: SX-23-00018 Ross

Parcel# 586334

Good afternoon,

You are receiving this request for shoreline review with an associated 15-day comment period because this application (Shoreline Exemption Permitting, SX-23-00018 Ross) 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). **The proposed project is to construct a new deck to replace an existing deck that was destroyed by heavy snow. The new deck will have the same footprint as the existing deck.** 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 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 **September 6, 2023**.

A link to the application materials hosted on the CDS website can be found below.

External Link: [SX-23-00018 Ross](#)

Please contact me should you have any questions.

Zach Torrance-Smith

Planner 1 – Kittitas County Community Development Services

411 N. Ruby St., Suite 2

Ellensburg, WA 98926

P: 509-962-7079

Ext: 079

zach.torrancesmith@co.kittitas.wa.us

If this is about a Public Records request, please go to <http://www.co.kittitas.wa.us/request/default.aspx> and fill out a request for public records through the GovQA portal.

The information transmitted by this email is intended only for the person or entity to which it is addressed. This email may contain confidential and/or privileged material. If you are not the intended recipient of this message, be aware that any use, review, retransmission, distribution, or reproduction is strictly prohibited. If you received this in error, please contact the sender immediately and delete the material from all devices.
message id: 38eb45916c6dcbdac24bb8719d004a14