



## KITTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

411 N. Ruby St., Suite 2, Ellensburg, WA 98926

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Office (509) 962-7506

Building Partnerships; Building Communities

### MITIGATED DETERMINATION OF NONSIGNIFICANCE

**File:** SEPA Checklist (SE-24-00017)  
Miller SEPA Application

**Description:** The applicants are proposing improvement and widening an existing driveway for residential use. The driveway is 1350 feet long and will be widened about 8 feet the entire length. This project may require an FPA permit from the Washington State Department of Natural Resources.

**Proponents:** Don Miller  
454 Clermont Drive  
Richland, WA 99352

Bryan Tappel – Encompass Engineering & Surveying  
407 Swiftwater Blvd.  
Cle Elum, WA 98922

**Location:** The subject property is parcel #025534, approximately 0.52 miles SW of South Cle Elum, WA in a portion of the North ½ of the Northeast ¼ of Section 04, Township 19, Range 15, in Kittitas County, WA.

**Lead Agency:** Kittitas County Community Development Services

The lead agency for this proposal has determined that it will not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(c) and WAC 197-11. This decision was made after review of a completed environmental checklist, and other information on file with the lead agency. This information is available to the public on request or can be viewed at the Kittitas County Community Development Services website at: <http://www.co.kittitas.wa.us/cds/land-use/default.aspx> under “State Environmental Policy Act (SEPA)” using the file number “SE-24-00017 Miller.”

The lead agency has determined that certain mitigation measures are necessary in order to issue a Mitigated Determination of Non-Significance (MDNS) for this proposal. Failure to comply with mitigation measures identified hereafter will result in the issuance of a Determination of Significance (DS) for this project. The mitigation measures include the following:

#### Transportation

- 1) The applicant shall adhere to all applicable regulations as set forth in the current Kittitas County Road Standards.
- 2) The access locations shall be reviewed by the Kittitas County Department of Public Works to ensure that the access locations meet all applicable criteria for ingress/egress.
- 3) A grading permit must be obtained for grading activity in excess of 100 cubic yards, (pursuant to Kittitas County Code 14.05).

- 4) Driveways not to exceed 10% grade. Driveway between 10-15% grade shall be hard surfaced. Driveways exceeding 15% grade will require a variance KCC 12.04.07-1.

### **Stormwater**

- 1) All stormwater and surface runoff generated by this project shall be retained and treated on-site. If any is to be discharged off site a NPDES Construction Stormwater General Permit is to be obtained through the Department of Ecology Prior to any clearing, grading or construction.

### **Cultural Resources and Historic Preservation**

- 1) Should ground disturbing or other activities related to the proposed project result in the inadvertent discovery of cultural or archaeological materials, work shall be stopped in the immediate area and contact be made with the Washington State DAHP. Work shall remain suspended until the find is assessed and appropriate consultation is conducted. Should human remains be inadvertently discovered, as dictated by Washington State RCW 27.44.055, work shall be immediately halted in the area and contact made with the coroner and local law enforcement in the most expeditious manner possible. In order to facilitate planning for this possibility, an Inadvertent Discovery Plan (IDP) must be in place prior to commencing this project.

### **Other**

- 1) The applicant shall obtain a Forest Practices Application (FPA) from the Washington State Department of Natural Resources if merchantable timber is removed/harvested as part of the proposal and/or is being converted out of forest land (RCW 76.09 and WAC 222). The FPA would need to meet the requirements of the Forest Practices Act and its rules.
- 2) A dust control plan shall be developed and submitted to control dust during construction activities.

This MDNS is issued under WAC 197-11-355; the lead agency will not act on this proposal for 10 working days. Any action to set aside, enjoin, review, or otherwise challenge this administrative SEPA action on the grounds of noncompliance with the provisions of Chapter 43.21 RCW, shall be commenced on or before **June 13, 2024 at 5:00 pm.**

Questions or Comments regarding this determination can be directed to Zach Torrance-Smith, (509) 962-7079, [zach.torrancesmith@co.kittitas.wa.us](mailto:zach.torrancesmith@co.kittitas.wa.us).

**Responsible  
Official:**

  
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Jamey Ayling

**Title:** Kittitas County Community Development Services Planning Manager

**Address:** Kittitas County Community Development Services  
411 North Ruby St., Suite 2  
Ellensburg, WA 98926  
(509) 962-7506

**Date:** May 29, 2024

**Pursuant to Chapter 15A.07.010 KCC, this MDNS may be appealed by submitting specific factual objections in writing with a fee of \$1670.00 to the Kittitas County Community Development Services, 411 N Ruby St. Suite 2, Ellensburg WA 98926. Timely appeals must be received no later than 5:00pm, June 13, 2024. Aggrieved parties are encouraged to contact Community Development Services at (509) 962-7506 for more information on the appeal process.**

