

Shoreline Conditional Use Permit

**Must demonstrate your proposal meets all of the following per Kittitas County Shoreline Master Program (SMP):*

21. Answer the following questions on a separate sheet and attach to this application packet.

a. That the proposed use is consistent with the policies of RCW 90.58.020 and the Master Program.

The proposed project is consistent with RCW 90.58.020 in the following aspects:

- The proposed project will protect existing statewide transportation interests over the long run.
- As designed, the project will preserve and restore the shoreline within this reach of the Teanaway River.
- The proposed project is designed to reduce or eliminate the need for frequent and repeated emergency maintenance actions to repair this portion of SR 970 as a viable transportation facility and preserve the shoreline over the long-term.
- By reducing or eliminating the need for frequent and repeated emergency maintenance actions, aquatic habitat within this reach of the Teanaway River will improve over the long run.
- There are currently no public owned areas within the project site. However, the area where the bioengineered revetment will be built will become Department of Transportation right-of-way and available to public access.
- The design of the bioengineered revetment includes aquatic habitat features preferred by several species of fish present within the project site and may increase the use for recreational fishing.

b. That the proposed use will not interfere with the normal public use of public shorelines.

As stated above, there are currently no public owned areas within the project site. However, the area where the bioengineered revetment will be built will become Department of Transportation right-of-way and available to public access.

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 SMP.

The proposed project is compatible with the Purpose, Management Policies, and Designation Criteria as stated in Section 4.5 "Rural conservancy environment" of the Kittitas County Shoreline Master Program.

d. That the proposed use will cause no significant adverse effects to the shoreline environment in which it is to be located.

As stated above, by reducing or eliminating the need for frequent and repeated emergency maintenance actions, aquatic habitat within this reach of the Teanaway River will improve over the long run. Additionally, the design of the bioengineered revetment includes aquatic habitat features preferred by several species of fish present within the project site.

e. That the public interest suffers no substantial detrimental effect.

Since the proposed project is compatible with the Purpose, Management Policies, and Designation Criteria as stated in Section 4.5 "Rural conservancy environment" of the Kittitas County Shoreline Master Program, WSDOT does not anticipate any substantial detrimental effect, but instead believes the project will be a public benefit, both in terms of preserving the existing transportation facility and the environment.

f. That if conditional use permits were granted for other developments in the area where similar circumstances exist, the cumulative impact of such uses would remain consistent with the policies of RCW 90.58.020 and not produce substantial adverse effects to the shoreline environment.

If circumstances develop near the area of the proposed project that necessitates the design and construction of additional bioengineered bank-protection structures, then for the same reasons cited above, WSDOT believes that those projects would also be consistent with RCW 90.58.020.

g. That the proposed use has been appropriately conditioned to prevent undesirable effects of the proposed use and to assure consistency of the project with the Act and the local Master Program.

If circumstances develop near the area of the proposed project that necessitates the design and construction of additional bioengineered bank-protection structures, then for the same reasons cited above WSDOT believes that those projects would also be consistent with RCW 90.58.020 .

h. When converting from one nonconforming use to a different nonconforming use, the applicant must demonstrate that no reasonable alternative conforming use is practical and that the proposed use will be at least as consistent with the policies and provisions of the Act and the Master Program and as compatible with the uses in the area as the pre-existing use.

The existing use of the shoreline within the project site conforms with the policies and provisions of the Act and the Master Program. The proposed project will not change the existing use of the shoreline within the project area to a nonconforming use.