

From: [Connor Armi](#)
To: [Zach Torrance-Smith](#)
Cc: [Guy Moura](#); [Hanson, Sydney \(DAHP\)](#)
Subject: Re: SE-24-00010 Mallula-Dykes - Notice of Application
Date: Tuesday, March 5, 2024 3:20:15 PM

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,

This consult is in reference to SE-24-00004 *Anthony*. This undertaking involves intense ground disturbance for the clearing and subsequent construction of two single family residences, driveways both shared and individual as well as associated infrastructure.

This undertaking is located within the CCT Traditional Territories. We request any undertakings, particularly those involving ground disturbing activities, to have an IDP in place prior to implementation.

The proposed project lies within the traditional territory of the Wenatchi Tribe, 1 of the 12 constituent tribes of the Confederated Tribes of the Colville Reservation (CTCR), which is governed by the Colville Business Council (CBC). The CBC has delegated to the Tribal Historic Preservation Officer (THPO) the responsibility of representing the CTCR with regard to cultural resources management issues throughout the traditional territories of all of the constituent tribes under Resolution 1996-29. This area includes parts of eastern Washington, northeastern Oregon, the Palus territory in Idaho, and south-central British Columbia.

As ground disturbing activities are to be conducted, such as but not limited to, the installation of a septic system or the scraping of a driveway, a cultural resource surface survey and sub-surface testing of the area in and directly around the proposed ground disturbance are recommended as a surface observation will not be an accurate assessment of the existent potential for subsurface cultural deposits. These tests should be to the terminal depth of the septic installation to ensure the totality of the presence or absence of cultural material.

There are known cultural resources of historic significance nearby and these parcels are considered Very High Risk for an inadvertent discovery according to the DAHP predictive model. These parcels have not been previously surveyed and a preliminary archaeological investigation would be prudent.

CCT requests a cultural resource survey prior to the implementation of ground disturbing activities and that during implementation that there be an inadvertent discovery plan or (IDP) in place to ensure compliance with all Section 106 and relevant cultural resource laws both federally and to the state of Washington.

Thank you for consulting with the Colville Confederated Tribes History and Archaeology Program.

On behalf of Guy Moura, Tribal Historic Preservation Officer.

Sincerely,

Connor Armi | **Archaeologist Senior MA, RPA**
History/Archaeology Program
Confederated Tribes of the Colville Reservation
PO Box 150 | Nespelem, WA 99155

d: 509-634-2690 | c: 509-631-1131
connor.armi.hsy@colvilletribes.com

On Wed, Feb 28, 2024 at 2:54 PM Zach Torrance-Smith
<zach.torrancesmith@co.kittitas.wa.us> wrote:

Good afternoon,

CDS is requesting comments on the following SEPA application: **SE-24-00010 Mallula-Dykes**. Links to the file materials can be found below. Kittitas County anticipates issuing an MDNS for this project application and is using the optional SEPA process. This may be the only opportunity to comment on the ecological impacts of this project.

The comment period will end **Thursday March 14, 2024 at 5pm**. CDS will assume your agency does not wish to provide comment if not received by this date.

Please contact me directly with any questions or issues accessing the materials.

Public Access: [SE-24-00010 Mallula-Dykes](#)

Internal Access: SE-24-00010 Mallula-Dykes

Thank you,

Zach Torrance-Smith

Planner I

Kittitas County Community Development Services

411 N. Ruby St., Suite 2

Ellensburg, WA 98926

P: 509-962-7079

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



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Central Region Office

1250 West Alder St., Union Gap, WA 98903-0009 • 509-575-2490

March 12, 2024

Zach Torrance-Smith
Kittitas County
411 N. Ruby St. Suite 2
Ellensburg WA 98926

RE: 202400923; SE-24-00010

Dear Zach Torrance-Smith:

Thank you for the opportunity to comment on the Mitigated Determination of Non Significance for the Mallula-Dykes. We have reviewed the environmental checklist and have the following comments.

Water Quality

Project with Potential to Discharge Off-Site

If your project anticipates disturbing ground with the potential for stormwater discharge off-site, the NPDES Construction Stormwater General Permit is recommended. This permit requires that the SEPA checklist fully disclose anticipated activities including building, road construction and utility placements. Obtaining a permit may take 38-60 days.

The permit requires that a Stormwater Pollution Prevention Plan (Erosion Sediment Control Plan) shall be prepared and implemented for all permitted construction sites. These control measures must be able to prevent soil from being carried into surface water and storm drains by stormwater runoff. Permit coverage and erosion control measures must be in place prior to any clearing, grading, or construction.

In the event that an unpermitted Stormwater discharge does occur off-site, it is a violation of Chapter 90.48 RCW, Water Pollution Control and is subject to enforcement action.

More information on the stormwater program may be found on Ecology's stormwater website at: <http://www.ecy.wa.gov/programs/wq/stormwater/construction/>. Please submit an application or contact **Wendy Neet** at 509-571-6733. or wnee461@ecy.wa.gov with questions about this permit.

March 12, 2024

Page 2 of 2

Water Resources

Your project is located within the boundaries of WAC 173-539A so it may be subject to the rule. If you're planning on withdrawing groundwater for a new use within the boundaries of WAC 173-539A, your project must be water budget neutral. Before withdrawing or using any water please submit a *Request of Determination of Water Budget Neutrality* or an *Application for a New Water Right Permit*, depending on the size of your project either form may be required.

If you have any questions or would like to respond to these Water Resources comments, please contact Christopher Kossik at 509-379-1826 or email at christopher.kossik@ecy.wa.gov.

Sincerely,

A handwritten signature in black ink that reads "Joy Espinoza". The signature is written in a cursive, flowing style.

Joy Espinoza
SEPA Coordinator
Central Regional Office
509-379-3967
crosepacoordinator@ecy.wa.gov



**DEPARTMENT OF
NATURAL RESOURCES**

SOUTHEAST REGION
713 BOWERS ROAD
ELLENSBURG, WA 98926

509-925-8510
TRS 711
SOUTHEAST.REGION@DNR.WA.GOV
WWW.DNR.WA.GOV

March 12, 2024

Zach Torrance-Smith
Kittitas County Community Development Services
411 N. Ruby St, Suite 2
Ellensburg, WA 98926

RE: SE-24-00010 Mallula-Dykes

Dear Mx. Torrance-Smith:

Thank you for the opportunity to comment on the project proposal of parcels 952018 and 952019 in Section 7, T. 20 N., Range 15 E., W.M.; Kittitas County.

Based on remote review of this parcel(s) it appears that the parcel(s) consist of forestland, and it will require a Forest Practices Application (FPA) from the DNR 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. It is our recommendation that the applicant meet with our local forest practices forester to discuss, they may call our Southeast Region office at (509) 925-8510 to schedule an appointment.

If there are questions regarding our comments, please contact our Region Forest Practices office at the number above.

Sincerely,

Amanda Moody

Amanda Moody
Forest Practices Program Coordinator
Washington State Department of Natural Resources (DNR)
Southeast Region
Amanda.moody@dnr.wa.gov

From: [Adam Osbekoff](#)
To: [Zach Torrance-Smith](#)
Subject: RE: SE-24-00010 Mallula-Dykes - Notice of Application
Date: Thursday, March 14, 2024 4:19:06 PM

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: Wednesday, February 28, 2024 2:54 PM
To: Dan Young <dan.young@co.kittitas.wa.us>; Marvin Douvier (SH) <marvin.douvier.sh@co.kittitas.wa.us>; Laura Kukes <laura.kukes@co.kittitas.wa.us>; Kelee Hodges <kelee.hodges.pw@co.kittitas.wa.us>; Candie Leader <candie.leader@co.kittitas.wa.us>; Tate Mahre <tate.mahre@co.kittitas.wa.us>; Jackie Sharp <jackie.sharp@co.kittitas.wa.us>; Cameron Curtis <cameron.curtis@co.kittitas.wa.us>; Downes, Scott G (DFW) <Scott.Downes@dfw.wa.gov>;

Jennifer.Nelson@dfw.wa.gov; Elizabeth.Torrey@dfw.wa.gov; Jeremy Larson <jeremy.larson@co.kittitas.wa.us>; Steph Mifflin <steph.mifflin@co.kittitas.wa.us>; brooksideconsulting@gmail.com; Deborah.j.knaub@usace.army.mil; Jena.N.Churchill@usace.army.mil; Kimberly.peacher@navy.mil; Robert.d.bright10.civ@army.mil; Kim Dawson <kim.dawson@co.kittitas.wa.us>; George Long <long@kittcom.org>; storch@kittcom.org; Public Health Inspectors <PublicHealthInspectors@co.kittitas.wa.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; sepa@dahp.wa.gov; russell.mau@doh.wa.gov; lhendrix@usbr.gov; Haley Mercer <haley.mercer@co.kittitas.wa.us>; Christy Garcia <christine.garcia@co.kittitas.wa.us>; Julie Kjorsvik <julie.kjorsvik@co.kittitas.wa.us>; Lisa Lawrence <lisa.lawrence@co.kittitas.wa.us>; Patti Stacey <patti.stacey@co.kittitas.wa.us>; separegister@ecy.wa.gov; tebu461@ecy.wa.gov; lowh461@ECY.WA.GOV; FormerOrchards@ecy.wa.gov; wendy.neet@ecy.wa.gov; ECY RE CRO SEPA Coordinator <crosepa@ecy.wa.gov>; rand461@ECY.WA.GOV; rivers@dnr.wa.gov; brenda.young@dnr.wa.gov; luke.warthen@dnr.wa.gov; SEPACENTER@dnr.wa.gov; MARTIN.MAUNEY@dnr.wa.gov; scott.chambers@dnr.wa.gov; mark.a.gradwohl.civ@mail.mil; 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; darnell.sam.adm@colvilletribes.com; john.sirois.adm@colvilletribes.com; milton.davis.adm@colvilletribes.com; Jacob.Prilucik@wsdot.wa.gov; SCPlanning@wsdot.wa.gov; AviationLandUse@wsdot.wa.gov; ken.edwards@kittitaspud.com; rightofway@pse.com; Joseph.Pignatelli@pse.com; ken.graham@parks.wa.gov; robertsb@cersd.org; communityrelations@cersd.org; CMOlcese@bpa.gov; vlconnell@bpa.gov; kimberly.larned@usda.gov
Cc: Jamey Ayling <jamey.ayling@co.kittitas.wa.us>; Chace Pedersen <chace.pedersen@co.kittitas.wa.us>; Bradley Gasawski <bradley.gasawski@co.kittitas.wa.us>
Subject: SE-24-00010 Mallula-Dykes - Notice of Application

Good afternoon,

CDS is requesting comments on the following SEPA application: **SE-24-00010 Mallula-Dykes**. Links to the file materials can be found below. Kittitas County anticipates issuing an MDNS for this project application and is using the optional SEPA process. This may be the only opportunity to comment on the ecological impacts of this project.

The comment period will end **Thursday March 14, 2024 at 5pm**. CDS will assume your agency does not wish to provide comment if not received by this date.

Please contact me directly with any questions or issues accessing the materials.

Public Access: [SE-24-00010 Mallula-Dykes](#)

Internal Access: [SE-24-00010 Mallula-Dykes](#)

Thank you,

Zach Torrance-Smith

Planner I

Kittitas County Community Development Services

411 N. Ruby St., Suite 2

Ellensburg, WA 98926

P: 509-962-7079

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



KITTITAS COUNTY

DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

TO: All Staff
FROM: Public Works Plan Review Team
DATE: March 14th, 2024
SUBJECT: SE-24-00010 Mallula-Dykes Public Works Comments

<p>ACCESS</p>	<ol style="list-style-type: none"> 1. Parcel 952018 has an issued access/address permit AA-23-00090 and parcel 952019 has an issued access/address permit AA-23-00087. A new site plan may be required if the project design has changed for the plans submitted with the access permit. Refer to Chapter 12 of the Kittitas County Code for access requirements. 2. Maintenance of driveway approaches shall be the responsibility of the owner whose property they serve. The County will not maintain accesses. 3. The access shall have a minimum width of 12' if the length of the driveway is less than 150', or 16' if the length of the driveway is more than 150'. 4. Accesses longer than 150' in length are required to provide a Fire Apparatus Road Turnaround meeting the requirements of Appendix D in the International Fire Code. 5. In addition to the above-mentioned conditions, all applicable Kittitas County Road Standards apply to this proposal. Access is not guaranteed to any existing or created parcels on this application. (TM)
<p>ENGINEERING</p>	<ol style="list-style-type: none"> 1. Except as exempted in KCC 14.05.060, no grading or filling upon a site involving more than one hundred (100) cubic yards shall be performed without a grading permit from the County Engineer or Public Works designee (KCC 14.05.050). An application for grading in excess of five hundred (500) cubic yards shall be accompanied by an engineered grading plan (KCC 14.05.080). (CC)
<p>SURVEY</p>	<p>There are no survey comments regarding this application. (JT)</p>

TRANSPORTATION CONCURRENCY	No comments. (KH)
FLOOD	Parcels 952018 and 20255 are not located in the FEMA identified special flood hazard area (100-year floodplain). A floodplain development permit is not required for the proposed project. (SC)
WATER MITIGATION/ METERING	No comments. (SC)
AIRPORT	No Comments



March 12, 2024

Kittitas County Community Development Services
411 N. Ruby Street; Suite 2
Ellensburg, WA 98926

Attn: Zach Torrance-Smith, Planner I

RE: SE-24-00010 – Mallula-Dykes Notice of Application
SR 903 milepost 6.45 Rt.

We have reviewed the proposed project and have the following comments.

- The subject property is adjacent to State Route 903 (SR 903), a Managed Access Class 4 highway with a posted speed limit of 45 miles per hour. The existing joint-use access (Mountain Ridge Road) at milepost 6.45 right was approved on October 10th, 2008 (Access Connection Permit 3594 - SR-903). This permit included the subject properties. The county should be aware, any future subdivisions proposing to use Mountain Ridge Road will require the permit to be updated.
- The stop sign located on the northeast corner of SR 903 and Mountain Ridge Road does not meet MUTCD minimum requirements. Further, the intersection does not have a stop bar installed. We recommend the county require the applicant to update the stop sign and install a stop bar in accordance with current MUTCD standards.

Thank you for the opportunity to review and comment on this proposal. If you have any questions regarding this letter, please contact Jacob Prilucik at (509) 577-1635.

Sincerely,

Paul Gonseth, P.E.
Region Planning Engineer

PG: jjp/akh

cc: SR 903, File #2024_001