



ADMINISTRATIVE DECISION FOR SHORELINE EXEMPTION PERMIT

CASE: File # 2022-SSDE-0002

APPLICANT: Mark Kushino on behalf of property owner Douglas and Lyn Lee
16002 Beach DR NE
Lake Forest Park, WA 98155

REQUEST: Replace existing bulkhead wall along shoreline with soldier pile wall.

SITE ADDRESS: 16002 Beach DR NE
Lake Forest Park, WA 98155
Parcel #7738500295

APPLICATION DATES: Application Submitted: May 4, 2022
Date of Complete Application: June 1, 2022
Posted for 14-day Notice of Decision: January 26, 2023
Decision Issued: January 26, 2023

ZONING: RS 7.2

APPLICABLE REVIEW PROVISIONS: Chapter 16.18- Shoreline Master Program

ENVIRONMENTAL DETERMINATION: Exempt pursuant to
WAC 197.11.800(3)

ASSIGNED STAFF: Nick Holland
Senior Planner

DECISION: Approve with conditions

I. APPLICATION TIMELINES

- On May 4, 2022, the applicant applied for the shoreline substantial development exemption and the application was deemed complete 28-days later by default.
- On June 2, 2022 the city requested additional information citing inconsistencies with the city's shoreline master program;
- On December 5, 2022 the applicant provided additional information responding to city comments;
- This decision is being issued on January 26, 2023.

Overall, the application was in review 29 days.

II. SITE DESCRIPTION and CHARACTERISTICS

Site location & access

The existing site is a single-family residence located adjacent to Beach Dr NE with lakefront access.

Existing site conditions

The property is currently developed with a single-family residence and appurtenances typical of medium density urban shoreline development. The site is mostly flat and includes a lawn area with some ornamental trees and shrubs.

III. PROJECT DESCRIPTION

The proposal is to repair an existing concrete bulkhead and replace it with an engineered soldier pile wall. The size is not expected to change. Also, plant various shrubs along shoreline.

IV. SHORELINE EXEMPTION REQUIREMENTS.

The criteria for approval of a shoreline exemption are specified in LFPMC Section 16.18, and the Shoreline Master Program. The Applicant is required to demonstrate compliance with those elements that are applicable to the shoreline exemption. Those requirements, along with staff's findings and conclusions for each requirement, are as follows:

Chapter 3.3 Permits and Exemptions

6. The following list outlines twelve (12) exemptions that shall not be considered substantial developments for the purpose of this Master Program:

b. Normal maintenance or repair of existing structures or developments, including damage by accident, fire, or elements. "Normal maintenance" includes those usual acts to prevent a decline, lapse, or cessation from a lawfully established condition. "Normal repair" means to restore a development to a state comparable to its original condition within a reasonable period after decay or partial destruction, except where repair causes substantial adverse effects to the shoreline resource or

environment. Replacement of a structure or development may be authorized as repair where such replacement is the common method of repair for the type of structure or development and the replacement structure or development is comparable to the original structure or development including, but not limited to, its size, shape, configuration, location and external appearance and the replacement does not cause substantial adverse effects to shoreline resources or environment;

Findings: The proposal falls within the scope of normal maintenance or repair.

Conclusion: This criterion has been satisfied.

V. PUBLIC NOTIFICATION

This decision is being issued as a type III administrative decision per LFPMC 16.26.030 (C), and pursuant to LFPMC 16.26.180 notice of this decision was posted and published on January 26, 2023.

VI. SUMMARY CONCLUSIONS

Staff has reviewed the proposal for general conformance with city codes and ordinances and the requirements set forth herein and has provided findings in response to each requirement. Based upon said findings, staff concludes that the shoreline exemption as described herein conforms to the criteria for shoreline exemptions as defined in the City's Shoreline Master Program.

VII. CONDITIONS

In consideration of the above findings of fact and conclusions, the proposed shoreline exemption is hereby granted approval.

Staff Signatures:



Name & Title: Nick Holland
Senior Planner

Issued Date: January 26, 2023

X. APPEALS

This decision may be appealed by the applicant or any party of record under the provisions of LFPMC Section 16.26.190. Appeals must be submitted in writing.