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**ADMINISTRATIVE DECISION FOR  
SHORELINE EXEMPTION PERMIT**

**CASE:** File # 2021-SSDE-0003

**APPLICANT:** Evan Wehr of Ecco Design on behalf of property  
owner Mark Oliver  
16280 Beach DR NE  
Lake Forest Park, WA 98155

**REQUEST:** REPAIR AN EXISTING PIER BY SPLICING  
ELEVEN WOOD PILES, RE-FRAMING, AND  
RE-DECKING WITH THRUFLOW GRATED  
DECKING. PLANT FOUR SCOULER WILLOWS,  
TWO RED-FLOWERING CURRANTS, AND ONE  
SNOWBERRY

**SITE ADDRESS:** 16280 Beach DR NE  
Lake Forest Park, WA 98155  
Parcel #7738500240

**APPLICATION DATES:** Application Submitted: April 8, 2021  
Date of Complete Application: April 22, 2021  
Posted for 14-day Notice of Decision: June 15,  
2021  
Decision Issued: June 15, 2021

**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

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**I. APPLICATION TIMELINES**

- On April 8, 2021, the applicant applied for the shoreline substantial development exemption and the application was deemed complete on April 22, 2021.
- This decision is being issued on June 15, 2021.

Overall, the application was in review 68 days.

**II. SITE DESCRIPTION and CHARACTERISTICS**

Site location & access

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

Existing site conditions

As stated in the application materials, “The property is currently developed with a single-family residence and appurtenances typical of medium density urban shoreline development. ...Property is mostly flat and includes a lawn area with some ornamental trees and shrubs.”

**III. PROJECT DESCRIPTION**

The proposal is to repair an existing pier by splicing eleven wood piles, re-framing, and re-decking with thruflow grated decking. 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 June 15, 2021.

## 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, subject to the following conditions:

1. Any new framing structures or piles shall not be with treatment that would be in violation of LFP-SMP 16.18 Chapter 8.5 Regulations E.4, which states that "pile repair shall not utilize pentachlorophenol, creosote, chromated copper arsenate (CCA) or comparably toxic compounds."

### Staff Signatures:



**Name & Title:** Nick Holland  
Senior Planner

**Issued Date:** June 15, 2021

## 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.