



MEMORANDUM

RE: Tree Removal Permit

272 W. Gulcana Ave., Taxlot 51031AA03600

October 11, 2023

A tree removal permit authorizing the removal of trees that have been identified as hazardous. The trees authorized for removal by this permit are:

- Three Shore Pines (*Pinus contorta*), approximately 20 to 24 inch DBH.

The application was submitted with a Tree Hazard Evaluation Form prepared by an ISA Certified Arborist as required by CBMC 17.70.030. The application and subject trees have been reviewed by an independent arborist on contract with the City and approval of the application has been recommended.

This removal application meets the criteria of CMBC 17.70.020(A) Permit Issuance - Criteria which states:

A. *Removal of a tree which poses a safety hazard. The applicant must demonstrate that:*

1. *The condition or location of the tree presents either a foreseeable danger to public safety, or a foreseeable danger of property damage to an existing structure; and*
2. *Such hazard or danger cannot reasonably be alleviated by pruning or treatment of the tree.*

Replacement of the removed trees is required as per CBMC 17.70.040(B)(2) Tree Replacement Policy which states:

The basic standard is that four trees should be maintained on a five thousand square foot lot. For larger lots the standard will be applied on a proportional basis, e.g., a seven thousand five hundred square foot lot would require maintenance of six trees. This standard is to be implemented as follows:

2. *Tree removal not in conjunction with construction:*

- a. *If after tree removal the site maintains the standard of at least four trees per five thousand square feet, no replacement is required.*
- b. *If after tree removal the site maintains the standard of at least four trees per five thousand square feet, the replanting of trees on a one-for-one basis may be required.*
- c. *A minimum density of less than four trees per five thousand square feet may be permitted where it is found that the remaining trees provide sufficient cover, immature trees (those less than six inches diameter) will mature to provide adequate cover, or there are no reasonable locations for new trees.*

Approved trees to be used for replanting are:

- Sitka spruce
- Western hemlock
- Douglas fir
- Western red cedar
- Red alder
- Mountain ash
- Big leaf maple
- Vine maple

This permit may be appealed to the Planning Commission by filing an appeal with the City Manager within 14 days of the date of this decision.

Sincerely,

A handwritten signature in black ink, appearing to be 'R. St. Clair', written in a cursive style.

Robert St. Clair
Planner



Treescaples Northwest
Jeff Gerhardt, Consulting Arborist
ISA Certified Arborist #PN-5541A



City of Cannon Beach, Planning Department

Attn: Robert St. Clair
adams@ci.cannon-beach.or.us
(503) 436-8053

October 10, 2023

Tree Removal Permit Application Review - 272 W Gulcana

Per your request, I reviewed the Tree Removal Permit Application submitted by Arborcare. I visually inspected the trees and site on October 2nd, and recommend the removal request for three trees be granted.

The trees are all shore pine (*Pinus contorta*) species. Diameters are approximately 20” to 24” in DBH, and 30’ to 45’ tall. Please reference the site map, report and photograph from Arborist Austin Wienecke. This is a very odd situation wherein a bunker is located in the ground below the trees. The structure of the bunker is failing and needs to be removed for safety reasons. There is no way to safely retain the trees in order to remove the bunker. For this reason, I advise the three trees be granted removal based on permit Criteria C: “*The tree presents a safety hazard.*”

I recommend three shore pines be replanted on this property.

Best regards,

A handwritten signature in black ink, appearing to read "Jeff Gerhardt", on a light pink background.

Jeff Gerhardt

Treescaples Northwest
P.O. Box 52
Manzanita, OR 97130

CCB# 165360
Cell: 503-453-5571
www.treescaplesnorthwest.com

City of Cannon Beach Tree Removal Application

Please fill out this form completely. Please type or print.

Applicant Name: Austin Wienecke: Arbor Care Tree Specialists Inc.

Mailing Address: 760 Astor St., Astoria, Oregon 97103

Phone: 503 791-0853 **Email:** geoff@arborcarenw.com
austin@arborcarenw.com

Property Owner Name: Thomas D/Donna Jones

Mailing Address: 15820 S Lucky Ln., Oregon City, OR 97045-9649

Phone: (503) 869-8679 **Email:** deannarondema@gmail.com

Property Location: 272 West Gulcana Avenue **Map/Tax Lot Number:** 51031AA03600

The city shall issue a tree removal permit if one of the following criteria is met. Please circle the letter of the criteria that applies.

These criteria require a Tree Removal Report from an International Society of Arboriculture (ISA) Certified Arborist:

- A.** You are constructing a structure or development approved and allowed by pursuant to Cannon Beach Municipal Code 17.70.030, which involves any form of ground disturbance; including required vehicular and utility access. **SEE ATTACHMENT A – Removing Trees Because of Construction.**
- B.** Removal of a tree for the health and vigor of surrounding trees.

These criteria require an ISA Tree Hazard Evaluation Form prepared by an ISA Certified Arborist:

- C.** The tree presents a safety hazard, where:
 - 1. The condition or location of the tree presents either a foreseeable danger to public safety, or a foreseeable danger of property damage to an existing structure; and,
 - 2. Such hazard or danger cannot reasonably be alleviated by pruning or treatment of the tree.
- D.** The tree was damaged by storm, fire or other injury, which cannot be saved by pruning.

You must submit a tree removal permit with a reason if:

- E.** The tree is dead.
- F.** Tree removal is necessary to provide solar access to a solar energy system where pruning will not provide adequate solar access:
 - 1. The city may require documentation that a device qualifies for Oregon Department of Energy Solar Tax Credit, or other incentive for installation of solar devices offered by a utility.
 - 2. No tree measuring more than 24 inches in diameter shall be removed for solar access.
- G.** Tree removal is for landscaping purposes, subject to the following conditions:
 - 1. The tree cannot exceed 10 inches in diameter.
 - 2. A landscape plan for the affected area must be submitted and approved by the City.
 - 3. The landscape plan must incorporate replacement trees for the trees removed. The replacement trees must be at least six feet in height or have a two-inch caliper; and,
 - 4. The City shall inspect the property one year after the approval of the permit to insure the landscape plan has been implemented.

If your tree presents an immediate danger of collapse and if such potential collapse represents a clear and present hazard to persons or property, please contact the **Community Development Director (CDD)**. If it is determined by the CDD that there is an immediate danger, then a tree removal permit is not required prior to tree removal. However, within seven days after the tree removal, the tree owner shall make application for an after-the-fact permit. Where a tree presents an immediate danger of collapse, a complete ISA Tree Hazard Evaluation Form prepared by a certified arborist is not required. Where a safety hazard exists, as defined by this subsection, the city may require the tree's removal. If the tree has not been removed after forty-eight hours, the city may remove the tree and charge the costs to the owner.

Last edited 9/25/19

City of Cannon Beach
Finance Department

SEP - 6 2023

PAID

Attach a site plan showing the location and type of all trees on the property, including the trees to be removed. Indicate the location of replacement trees and the type. SEE ATTACHMENT B – Site Plan. Attach photos of the trees to be removed and mark the trees with ribbon.

Explain how the request meets one or more of the applicable criteria. Include the number and type of trees requested for removal. If appropriate, explain why pruning would not accomplish the same goal as tree removal.

This request falls under criteria A and C. The three shore pines grow on top of a post WW2 subterranean steel bomb shelter that is structurally unstable, and before the roof collapses in, the owner would like to remove the shelter and trees. If the trees remain, the shelter must remain. In which case eventually the shelter and trees will fail together. As part of criteria A, the owner would like to remove the shelter, thereby disturbing the ground and the trees. Until that happens, because of the unstable nature of the rooting area, the trees represent a hazard and could be removed under criteria C.

Application fee: \$50.00 for 1-4 trees; \$100 for 5 or more trees

Note: The application fee is a nonrefundable fee that is due upon receipt of application, whether the removal request is approved or denied.

Applicant Signature *Christine Dinecke* Date: 8-25-2023

If the applicant is other than the owner, the owner hereby grants permission for the applicant to act in their behalf.

Property Owner Signature: *Thomas Dean Jones* Date: 9-02-2023

Please attach the name, address, phone number and signature of any additional property owners.

I understand, as property owner, that I am responsible if an approved tree removal permit is violated in any way. As property owner, my signature or an authorized applicant's signature, allows any duly authorized employee of the City to enter upon all properties affected by this permit, for the purpose of follow-up inspection, observation or measurement.

Date: _____ Fee Paid: \$ _____ Receipt Number: _____ Permit #: _____

Application is:

_____ Approved _____ Denied

X Approved - Tree replacement required per Cannon Beach Municipal Code 17.70.040, Tree Replacement Policy.

_____ Approved with comments:

City of Cannon Beach
Finance Department

SEP - 6 2023

PAID

By: *[Signature]* **Robert St. Clair**
Planner Date: October 11, 2023

Decisions on the issuance of a tree removal permit may be appealed to the Planning Commission in accordance with Section 17.88.140 a, of the Municipal Code.



Jones, Cannon Beach tree removal application addendum

Client: Tom Jones
Location: 272 West Gulcana Ave., CB
Tax/lot: 51031AA03600
Contact: deannarondema@gmail.com
Date: 8-25-2023

There are three shore pines north of the house growing on top of a dirt mound that contains a post WW2 bomb shelter. The shelter is made of steel and due to corrosion is losing structural stability. The safety risk to the public is that people walking on the top of the mound risk falling through the roof of the now defunct shelter. In conjunction with this, the rooting area of the trees at anytime can be compromise when the structural integrity of the shelter gives way, leading to tree failure. The owners would like to have the bomb shelter removed before there is an accident. In order to excavate out the bomb shelter the trees need to be removed. If the bomb shelter remains, the trees should also be removed because they represent a hazard with how unstable it is.

Austin Wienecke

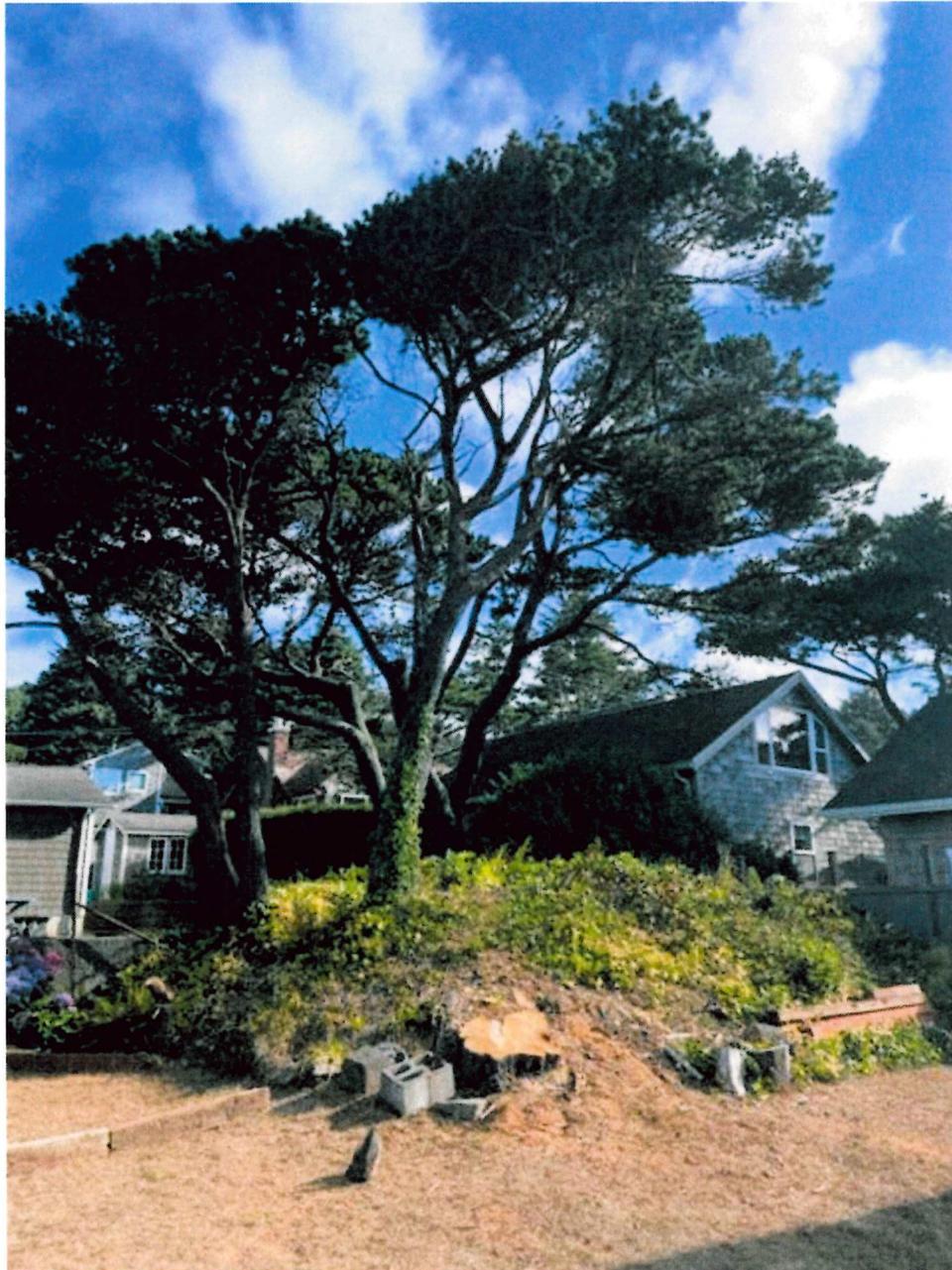
ISA Board Certified Master Arborist PN-5890B
Certified Tree Climber Trainer USFS
ISA Tree Risk Assessment trained
General Manager: Arbor Care Tree Specialists Inc.
503-791-0853 austin@arborcarenw.com



A handwritten signature in blue ink that reads "Austin Wienecke".

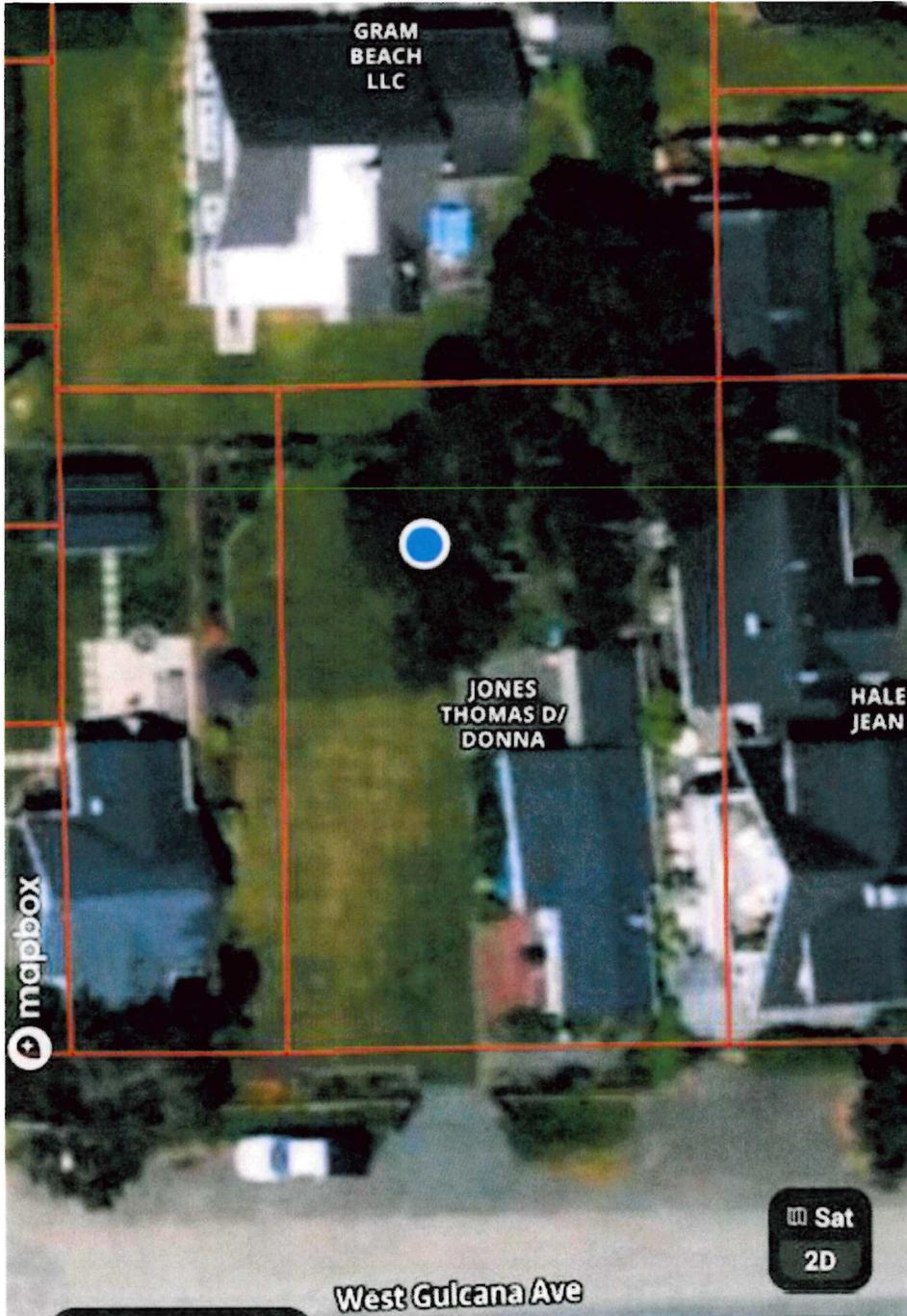


3 trees. Shore pines south to north. 16dbh, 11 dbh, 9 dbh. 24 feet tall.





Location of trees





Bomb shelter outline approximately





Proximity of trees to shelter/access hatch





City of Cannon Beach
 163 E Gower St | PO Box 368
 Cannon Beach, OR 97110
 (503) 436-1581
 cityhall@ci.cannonbeach.or.us

XBP Confirmation Number: 153284928

▶ Transaction detail for payment to City of Cannon Beach.		Date: 09/06/2023 - 5:06:05 PM MT	
Transaction Number: 204087989			
Visa — XXXX-XXXX-XXXX-0487			
Status: Successful			
Account #	Item	Quantity	Item Amount
Tree Rem 272 w gulc	Planning Fees Tree Rem 272 w gulc	1	\$50.00

TOTAL: \$50.00

Billing Information
 LUKE COLVIN
 , 97103

Transaction taken by: Admin tpfundCaselle pfund