



MEMORANDUM

RE: Tree Removal Permit

143 E. Tanana Ave., Taxlot 51032BC00600

February 26, 2024

A tree removal permit authorizing the removal of multiple trees in conjunction with the construction of a new single-family dwelling and an accessory dwelling unit has been issued to Tolovana Design on behalf of Paul White.

The application was submitted with a project description and site plan prepared by an ISA Certified Arborist. This site and landscaping plan was part of a Design Review Board application (DRB#23-08) which the Board denied during its August 2023 public hearing. This decision was appealed to City Council (APP#23-06) which rendered a decision to partially reverse the Design Review Board's initial denial. The approved landscaping plan requires the retention of an approximately 50-inch DBH Sitka Spruce, the northern-most of five trees identified on the tree removal applications.

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

D. Removal of a tree(s) in order to construct a structure or development approved or allowed pursuant to the Cannon Beach Municipal Code, including required vehicular and utility access, subject to the requirements in Section 17.70.030(B) and (Q).

Section 17.70.030(B) Additional Requirements states:

B. For actions which require the issuance of a building permit, tree removal shall only occur after a building permit has been issued for the structure requiring removal of the tree(s).

A building permit, E-Permitting #164-23-00135-DWL, for the construction of a single-family dwelling and accessory dwelling unit was issued on February 23, 2024.

Section 17.70.030(Q) Additional Requirements states:

Q. An application for a tree removal permit under Section 17.70.020(D), submitted under the direction of a certified tree arborist for the removal of a tree(s) to construct a structure or development, must include the following:

- 1. A site plan showing the location of the tree(s) proposed for removal, the location of the proposed structure or development, and the location of any other trees six-inch DBH or larger on the subject property or off site (in the adjoining right-of-way or on adjacent property) whose root structure might be impacted by excavation associated with the proposed structure, or by soil compaction caused by vehicular traffic or storage of materials.*
- 2. Measures to be taken to avoid damaging trees not proposed for removal, both on the subject property and off site (in the adjoining right-of-way or on adjacent property).*

3. *The area where a tree's root structure might be impacted by excavation, or where soil compaction caused by vehicular traffic or storage of materials might affect a tree's health, shall be known as a tree protection zone (TPZ).*
4. *Prior to construction the TPZ shall be delineated by hi-visibility fencing a minimum of three and one-half feet tall, which shall be retained in place until completion of construction. Vehicular traffic, excavation and storage of materials shall be prohibited within the TPZ.*

On November 1, 2023 the applicant's consulting arborist, Arbor Care Tree Specialists, prepared a tree preservation plan as part of the information being considered in APP#23-06. The applicant is required to implement this tree preservation plan during the construction process.

The E-Permitting record for this application may be reviewed at: [164-23-000104-PLNG](#)

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,



Robert St. Clair
Planner

City of Cannon Beach Tree Removal Application

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

Applicant Name: JAY OKLOFF DBA TOLOVANA ARCHITECTS

Mailing Address: P.O. BOX 563, CANNON BEACH, OR 97110

Phone: 503-436-0519 Email: JAY@TOLOVANAARCHITECTS.COM

Property Owner Name: PAUL WHITE

Mailing Address: P.O. BOX 726, CANNON BEACH, OR 97110

Phone: 503.781.7566 Email: PW412010@GMAIL.COM

Property Location: 51032BC Map/Tax Lot Number: 00600

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 9/8/2021

City of Cannon Beach
Finance Department

AUG 15 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.

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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 [Signature] TELAVIANA ARCHITECTS Date: 2023-07-20

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

Property Owner Signature: _____ Date: _____

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.

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Date: _____ Fee Paid: \$ 100 Receipt Number: _____ Permit #: _____

Application is:

_____ Approved _____ Denied

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

X Approved with comments:

City of Cannon Beach
Finance Department

Comment: Applicant is required to adhere to the November 1, 2023 tree preservation plan prepared by Arbor Care Tree Specialists.

AUG 15 2023

PAID

By: [Signature] Robert St. Clair, Planner Date: February 26, 2024

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.

Balden & Associates Arboriculture Services

Joe Balden
Consulting Arborist PN0736

41500 Anderson Road
Nehalem, OR 97131
503.368.7807 office
503.801.3762 cell
joebalden70@gmail.com

March 28, 2023

Paul White
Pw412010@gmail.com

Project: New construction E. Tanana St. Cannon Beach

2/17/23

Initial site review with client.

2/22/23

Received site plan with building layout.

Tree inventory: 6 Sitka spruce. DBH 2x28", 2x36", 1x45", 1x50"
2 Western hemlock DBH 32", 36"

Site plan review with tree locations in or near building footprint:
3 Sitka spruce 28-36" DBH

S-1, S-5, S-6 (see plan for location)

These trees are outside building footprint that are too close to retain.

Noted; that these Spruce trees have a common root system due to growth on a nurse log. Root distribution is not in a normal spread whereby a large percentage of structural roots are not in adequate alignment for structural stability.

Trees outside building footprint to be retained.

H-1, H-2

Submitted by

Joe Balden
Enclosure: Site plan



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: 151718666

▶ Transaction detail for payment to City of Cannon Beach.		Date: 08/15/2023 - 3:09:09 PM MT	
Transaction Number: 202938305 Visa — XXXX-XXXX-XXXX-7917 Status: Successful			
Account #	Item	Quantity	Item Amount
Tree Rem. 51032BC	Planning Fees Tree Rem. 51032BC	1	\$100.00

TOTAL: \$100.00

Billing Information
paul white
, 98666

Transaction taken by: Admin tpfundCaselle pfund



Tree preservation plan

Client: Paul White
Site: 143 E Tanana Ave Cannon
Tax/map #: 51032BC00600
Contact: pw412010@gmail.com
Date: 11/1/2023
Pages: 1-4

The large 50-inch DBH Sitka spruce north of the house footprint can be preserved if precautions during construction are adhered to. The attached site map will help orient described restrictions and locations. The drip line of the tree is depicted as a yellow circle. This area represents the critical root zone of the tree.

1. The Red box is an area where the grade should not be changed.
2. In the green box only hand digging shall be done. The green box represents the area of the covered porch. All digging in the green box shall be done by hand and roots larger than 3-inches in diameter shall be maintained. This applies to the placement of pier footings as well as any necessary grading. If a greater than 3-inch diameter root is found during digging, then a certified arborist shall be consulted if moving the pier by a few inches is not possible to alleviate the conflict.
3. Placement of the pathway to the porch should be suspended until after the completion of construction. The pathway should be constructed of pavers rather than pored concrete and the grade in the red box should not be changed to accommodate the path.
4. The driveway where it crossed over the red box should be of gravel or pavers placed on grade. It will not meet the objective of preservation if the area is graded because the stabilizing roots and fine roots of the spruce reside in the upper 32 inches of soil.
5. The area to the east of the spruce should be covered in an 8-inch-thick layer of wood chip. Wood chip can be obtained for free from most tree companies and sometimes municipal work crews. This wood chip layer will help dissipate the load and thereby minimize the compaction of foot traffic in the area. In



the event light equipment must cross this section, use of plywood under the wheels will dissipate load. No heavy equipment.

6. Gravel should be installed south of the tree along the driveway prior to the beginning of construction. All vehicle access shall use this area to access the site. Vehicles should not access the site on exposed dirt as this will compact the soil and potentially harm roots.
7. A 10 x 10 feet metal fencing shall be constructed around the base of the tree with the trunk in the center. No material shall be stored within the fencing. (The easiest source for 10 x 6 feet sections of fencing are dog-kennel panels)
8. All the above precautionary actions should be done prior to the start of construction or the staging of material.

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".

11-1-2023



Area to be hand dug marked in green (retain roots where found)

Area where no digging shall occur marked in red.

