



CANNON BEACH COMMUNITY DEVELOPMENT

163 E. GOWER ST.

PO Box 368

CANNON BEACH, OR 97110

MEMORANDUM

RE: Tree Removal Permit

180 W. Van Buren St., Taxlot 51030AD03900

April 17, 2024

A tree removal permit authorizing the removal of three trees in conjunction with the construction of a new single-family dwelling has been issued to Arbor Care Tree Specialists, Inc. on behalf of property owners Craig & Lynette Angelo.

The application was submitted with a Tree Hazard Evaluation Form prepared by an ISA Certified Arborist as required by CBMC 17.70.030.

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 for residential development on the subject property was issued on April 16, 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).*

PO Box 368 Cannon Beach, Oregon 97110 • PHONE (503) 436-1581 • TTY (503) 436-8097 • FAX (503) 436-2050

www.ci.cannon-beach.or.us • planning@ci.cannon-beach.or.us

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.*

The E-Permitting record for this application may be reviewed here: [164-24-000018-PLNG](#)

The E-Permitting record for the planned residential construction may be reviewed here: [164-24-000047-DWL](#)

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

City of Cannon Beach Tree Removal Application

City of Cannon Beach
Finance Department

MAR 12 2024

Received

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: Craig Angelo

Mailing Address: 400 Mill Plain Blvd #500, Vancouver, WA 98660

Phone: (503) 470-0545 **Email:** chesnut.construction@gmail.com

Property Location: 180 West Van Buren Street **Map/Tax Lot Number:** 51030AD03900

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.

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.

Three trees being removed for construction. See CB Pre-Construction Arborist report for details.

City of Cannon Beach
Finance Department

MAR 12 2024

Received

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 Dierbeck* Date: 3-1-2024

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

Property Owner Signature: *Cliff Lewis Contractor* Date: 3-12-24

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

MAR 12 2024

PAID

By: *Robert St. Clair* Robert St. Clair
Planner Date: April 17, 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.



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: 167714039

▶ Transaction detail for payment to City of Cannon Beach.		Date: 03/12/2024 - 10:26:42 AM MT	
Transaction Number: 214755512 Visa — XXXX-XXXX-XXXX-8001 Status: Successful			
Account #	Item	Quantity	Item Amount
Tree Rem. 180 W Van	Planning Fees Tree Rem. 180 W Van	1	\$50.00

TOTAL: \$50.00

Billing Information
CLIFF L LEWIS
97110

Transaction taken by: Admin Front



Cannon Beach arborist pre-construction report

Client: Craig Angelo
Site: 180 West Van Buren Street
Tax/map: 51030AD03900
Contact: (503) 470-0545 chesnut.construction@gmail.com
Date: 3-1-2024

The lot at 180 West Van Buren Street had a building which has been removed, and the plan is to install a 2-story house in its place moved farther back into the lot. The lot has three trees within its boundary and two near its east property line that will need to be considered. All three of the trees within the property boundary will need to be removed to facilitate building: 20-inch DBH Sitka spruce, 10-inch DBH Shore pine and 8-inch DBH Shore pine. The Sitka spruces proximity to the foundation dig out will not allow it to remain. The two shore pines are not healthy enough to survive the impact of construction (See attached photos). So, all 3 trees on the property will need to be removed for construction.

The two trees on the east neighbor's property are a 40-inch DBH Sitka spruce and a 24-inch DBH Shore pine. These trees have grown with an impacted root zone due to the previous house. These trees can be retained but the excavator must be careful to not excessively dig out the east foundation. The roots should be exposed three feet before final dig point so that these roots can be hand cut rather than ripped by the machine. It is advised that an arborist be onsite to observe and answer question while digging the east foundation adjacent to these trees. Because a fence separates the properties, TPZ barrier fencing is not recommended on this site.

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".



View of lot looking north. Trees marked. Yellow are Sitka and 2 pines within lot. Red are Sitka and pine on east neighbor's property





The amount of dead and damaged branching, despite an initial looking green and full canopy, does not justify the retention of this Shore pine. (Shore pine along north fence)

Damaged and dead branching indicated in red.





Very limited green canopy on smaller Shore pine near north fence.





2 trees on east neighbor's property





Sitka spruce on lot that is within building footprint.



760 Astor Street • Astoria, OR 97103 • 503-791-0853
www.arborcarenw.com



Site map

