



## MEMORANDUM

**RE: Tree Removal Permit**

**263 W. Kenai St., Taxlot 41006BC07200**

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:

- One Shore Pine (*Pinus contorta*), approximately 27 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', with a stylized, flowing script.

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 - 263 Kenai St**

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

The tree is a shore pine (*Pinus contorta*), approximately 27" in DBH, and 45' tall. Please reference the site map, tree hazard evaluation, and photograph from Arborist Austin Wienecke. The ratio of live canopy on this tree is low. The tree is in a state of decline and will be dead soon. I recommend the tree be granted removal based on permit Criteria C: "*The tree presents a safety hazard.*"

Planting a replacement tree at this coastal site will require a hardy species. Another native shore pine is a good candidate.

Best regards,

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

Jeff Gerhardt

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

CCB# 165360  
Cell: 503-453-5571  
[www.treescaplesnorthwest.com](http://www.treescaplesnorthwest.com)

emailed to Geoff  
9/15/23 e/s

## 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:** Peter Vial

**Mailing Address:** 600 University St Ste #2700 Seattle, WA 98101

**Phone:** (206) 790-5183

**Email:** PVial@mcnaul.com

**Property Location:** 263 Kenai St

**Map/Tax Lot Number:** 41006BC07200

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

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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 permit request falls under criteria C. The shore pine is 90% dead and represents an immediate hazard to the property to the South as it hangs over their ADU.

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  Date: 9-15-2023

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

Property Owner Signature:  Date: 9.15.23

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  
☒ 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 18 2023

By:  Robert St. Clair  
Planner Date: October 11, 2023

PAID

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.

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# A Photographic Guide to the Evaluation of Hazard Trees in Urban Areas

## **TREE HAZARD EVALUATION FORM** 2nd Edition

Site/Address: 263 Kenai St  
Map/Location: 41006BC07200 located in SW corner of property  
Owner: public \_\_\_\_\_ private ☒ unknown \_\_\_\_\_ other \_\_\_\_\_  
Date: 9-7-2023 Inspector: Austin Wienecke, BCMA PN-5980B  
Date of last inspection: \_\_\_\_\_

### HAZARD RATING:

<u>4</u>	+	<u>3</u>	+	<u>4</u>	=	<u>11</u>
Failure Potential		Size of part		Target Rating		Hazard Rating
<input checked="" type="checkbox"/>						Immediate action needed
						Needs further inspection
						Dead tree

### TREE CHARACTERISTICS

Tree #: 1 Species: Shore pine  
DBH: 27 in. # of trunks: 1 Height: 45 ft. Spread: 35 ft.  
Form: ☐ generally symmetric ☐ minor asymmetry ☒ major asymmetry ☐ stump sprout ☐ stag-headed  
Crown class: ☐ dominant ☒ co-dominant ☐ intermediate ☐ suppressed  
Live crown ratio: 90 % Age class: ☐ young ☐ semi-mature ☒ mature ☐ over-mature/senescent  
Pruning history: ☐ crown cleaned ☐ excessively thinned ☐ topped ☐ crown raised ☐ pollarded ☐ crown reduced ☐ flush cuts ☐ cabled/braced  
☒ none ☐ multiple pruning events Approx. dates: \_\_\_\_\_  
Special Value: ☐ specimen ☐ heritage/historic ☐ wildlife ☐ unusual ☐ street tree ☐ screen ☐ shade ☒ indigenous ☐ protected by gov. agency

### TREE HEALTH

Foliage color: ☐ normal ☐ chlorotic ☒ necrotic Epicormics? Y ☒ N  
Foliage density: ☐ normal ☒ sparse Leaf size: ☐ normal ☒ small  
Annual shoot growth: ☐ excellent ☐ average ☒ poor Twig Dieback? ☒ Y ☐ N  
Woundwood development: ☐ excellent ☐ average ☒ poor ☐ none  
Vigor class: ☐ excellent ☐ average ☐ fair ☒ poor  
Major pests/diseases: needle cast, sequoia pitch moth, drought and introduced soil.

### SITE CONDITIONS

Site Character: ☒ residence ☐ commercial ☐ industrial ☐ park ☐ open space ☐ natural ☐ woodland/forest  
Landscape type: ☐ parkway ☐ raised bed ☐ container ☐ mound ☐ lawn ☒ shrub border ☐ wind break  
Irrigation: ☒ none ☐ adequate ☐ inadequate ☐ excessive ☐ trunk wetted  
Recent site disturbance? ☒ Y ☐ N ☐ construction ☐ soil disturbance ☒ grade change ☐ line clearing ☐ site clearing  
% dripline paved: ☒ 0% 10-25% 25-50% 50-75% 75-100% Pavement lifted? Y ☐ N  
% dripline w/ fill soil: 0% 10-25% ☒ 25-50% 50-75% 75-100%  
% dripline grade lowered: ☒ 0% 10-25% 25-50% 50-75% 75-100%  
Soil problems: ☐ drainage ☐ shallow ☐ compacted ☐ droughty ☒ saline ☐ alkaline ☐ acidic ☐ small volume ☐ disease center ☐ history of fail  
☐ clay ☐ expansive ☐ slope \_\_\_\_\_° aspect: \_\_\_\_\_  
Obstructions: ☐ lights ☐ signage ☐ line-of-sight ☐ view ☐ overhead lines ☐ underground utilities ☐ traffic ☐ adjacent veg. ☐ \_\_\_\_\_  
Exposure to wind: ☒ single tree ☐ below canopy ☐ above canopy ☐ recently exposed ☐ windward, canopy edge ☐ area prone to windthrow  
Prevailing wind direction: SW Occurrence of snow/ice storms ☐ never ☐ seldom ☐ regularly

### TARGET

Use Under Tree: ☒ building ☐ parking ☐ traffic ☐ pedestrian ☐ recreation ☐ landscape ☐ hardscape ☐ small features ☐ utility lines  
Can target be moved? Y ☒ N Can use be restricted? Y ☒ N  
Occupancy: ☐ occasional use ☐ intermittent use ☐ frequent use ☒ constant use



## TREE DEFECTS

### ROOT DEFECTS:

Suspect root rot: ☒ Y ☐ N Mushroom/conk/bracket present: Y ☒ N ID: \_\_\_\_\_

Exposed roots: ☐ severe ☐ moderate ☒ low Undersided: ☐ severe ☐ moderate ☒ low

Root pruned: \_\_\_\_\_ distance from trunk Root area affected: \_\_\_\_\_% Buttress wounded: Y ☐ N When: \_\_\_\_\_

Restricted root area: ☐ severe ☐ moderate ☒ low Potential for root failure: ☒ severe ☐ moderate ☐ low

LEAN: 15 deg. from vertical ☒ natural ☐ unnatural ☐ self-corrected Soil heaving: Y ☒ N

Decay in plane of lean: Y ☒ N Roots broken Y ☐ N Soil cracking: Y ☐ N

Compounding factors: increased soil depth to the south possibly affecting roots Lean severity: ☐ severe ☒ moderate ☐ low

CROWN DEFECTS: Indicate presence of individual defects and rate their severity (s = severe, m = moderate, l = low)

DEFECT	ROOT CROWN	TRUNK	SCAFFOLDS	BRANCHES
Poor taper				
Bow, sweep				
Codominants/forks				
Multiple attachments				
Included bark				
Excessive end weight				
Cracks/splits				
Hangers				
Girdling				
Wounds/seam				
Decay				
Cavity				
Conks/mushrooms/bracket				
Bleeding/sap flow				
Loose/cracked bark				
Nesting hole/bee hive				
Deadwood/stubs		S		
Borers/termites/ants				
Cankers/galls/burls				
Previous failure				

### HAZARD RATING

Tree part most likely to fail: whole tree failure

Inspection period: \_\_\_\_\_ annual \_\_\_\_\_ biannual \_\_\_\_\_ other \_\_\_\_\_

Failure Potential + Size of Part + Target Rating = Hazard Rating

4 + 3 + 4 = 11

Failure potential: 1 - low; 2 - medium; 3 - high; 4 - severe

Size of part: 1 - <6" (15 cm); 2 - 6-18" (15-45 cm);  
3 - 18-30" (45-75 cm); 4 - >30" (75 cm)

Target rating: 1 - occasional use; 2 intermittent use;  
3 - frequent use; 4 - constant use

### HAZARD ABATEMENT

Prune: ☐ remove defective part ☐ reduce end weight ☐ crown clean ☐ thin ☐ raise canopy ☐ crown reduce ☐ restructure ☐ shape

Cable/Brace: \_\_\_\_\_ Inspect further: ☐ root crown ☐ decay ☐ aerial ☐ monitor

Remove tree: ☒ Y ☐ N Replace? Y ☐ N Move target: Y ☐ N Other: \_\_\_\_\_

Effect on adjacent trees: ☒ none ☐ evaluate

Notification: ☒ owner ☐ manager ☐ governing agency

Date: 9-7-2023

*Christine Dinecke*

### COMMENTS



### Vial, Cannon Beach tree permit application addendum

Client: Peter Vial  
Location: 263 Kenai St., Cannon Beach  
Tax/lot#: 41006BC07200  
Contact: [PVial@mcnaul.com](mailto:PVial@mcnaul.com) (206) 790-5183

The Shore pine in the southwest corner of the Vial property has a die-off of 90% of its canopy. Arbor Care has been monitoring this tree for the past few years with the hope that it could be saved. But with the amount of canopy loss, it is time for removal. Reasons for decline are drought stress, needle blight, sequoia pitch moth and grade change, all combining to create an overstressed tree that does not have enough photosynthesizing canopy to recover from its deficit. The risk associated with leaving the tree resides in its proximity to the ADU of the neighbor to the south. The shore pine leans directly over this structure and any failure will harm the building.

### 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](mailto:austin@arborcarenw.com)

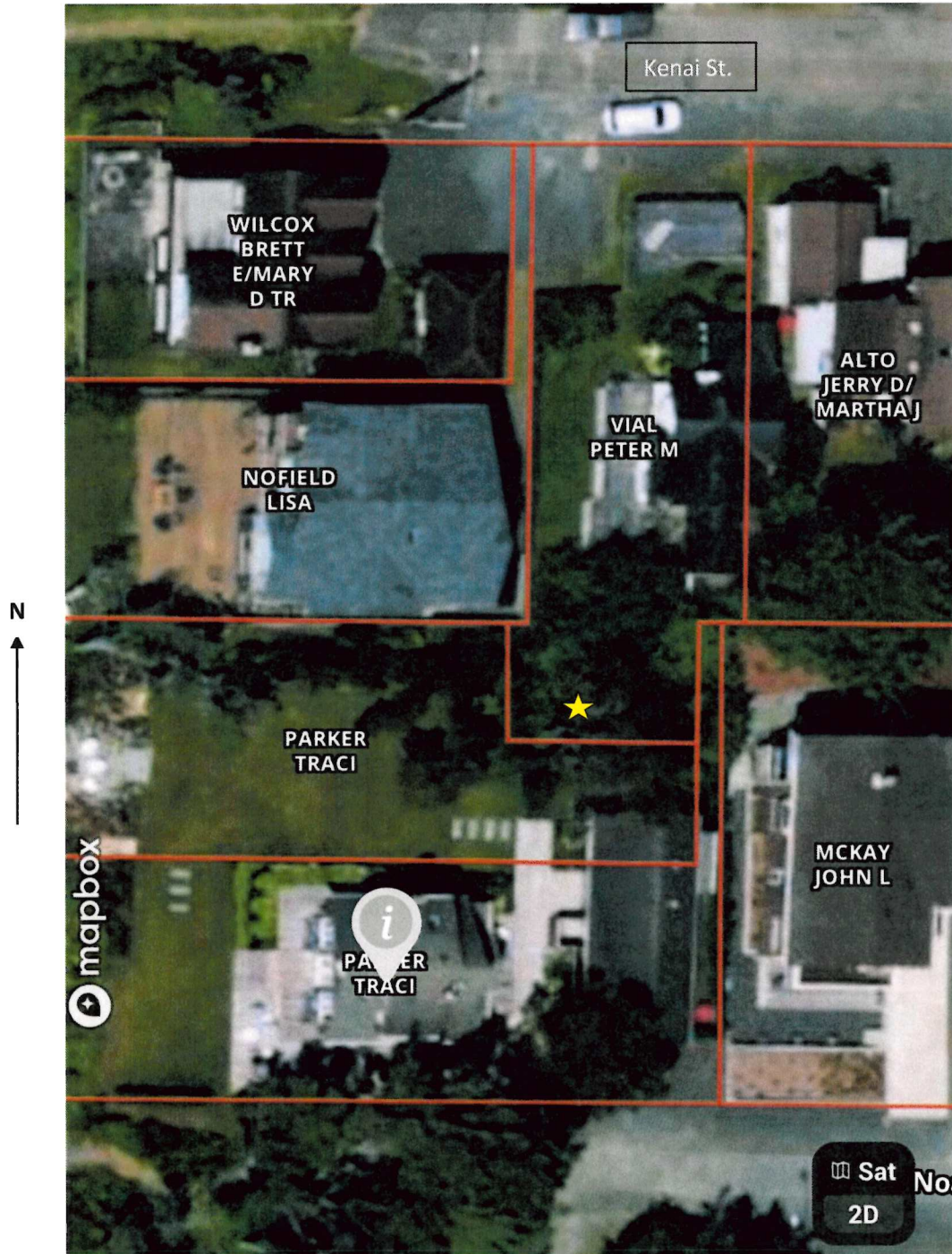


A handwritten signature in blue ink that reads "Austin Wienecke".





Map (Shore pine = ★)







Shore pine

