

## City of Cannon Beach Tree Removal Application

APR 25 2023

Received

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

**Applicant Name:** Red Crow, LLC/Jamie Lerma

**Mailing Address:** PO Box 825, Cannon Beach, OR 97110

**Phone:** 503-849-0258

**Email:** jamie@redcrowgc.com

**Property Owner Name:** Jaqueline Bennett

**Mailing Address:** 1651 Woodland Terrace, Lake Oswego, OR 97034

**Phone:** (503) 462-6539

**Email:** jbenn6115@yahoo.com

**Property Location:** 743 N. Ash, Cannon Beach

**Map/Tax Lot Number:** 51019AA05602

**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.

City of Cannon Beach  
Finance Department

APR 25 2023

PAID

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] Date: 4/25/23

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

Property Owner Signature: [Signature] Date: 4/25/23

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.

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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:

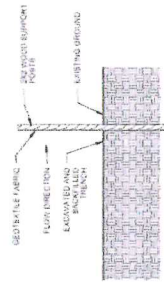
By: [Signature] Robert St. Clair  
Planner Date: May 2, 2023

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.

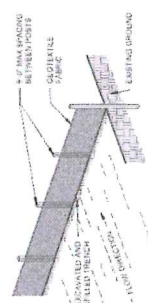


# AVERAGE GRADE CALCULATIONS:

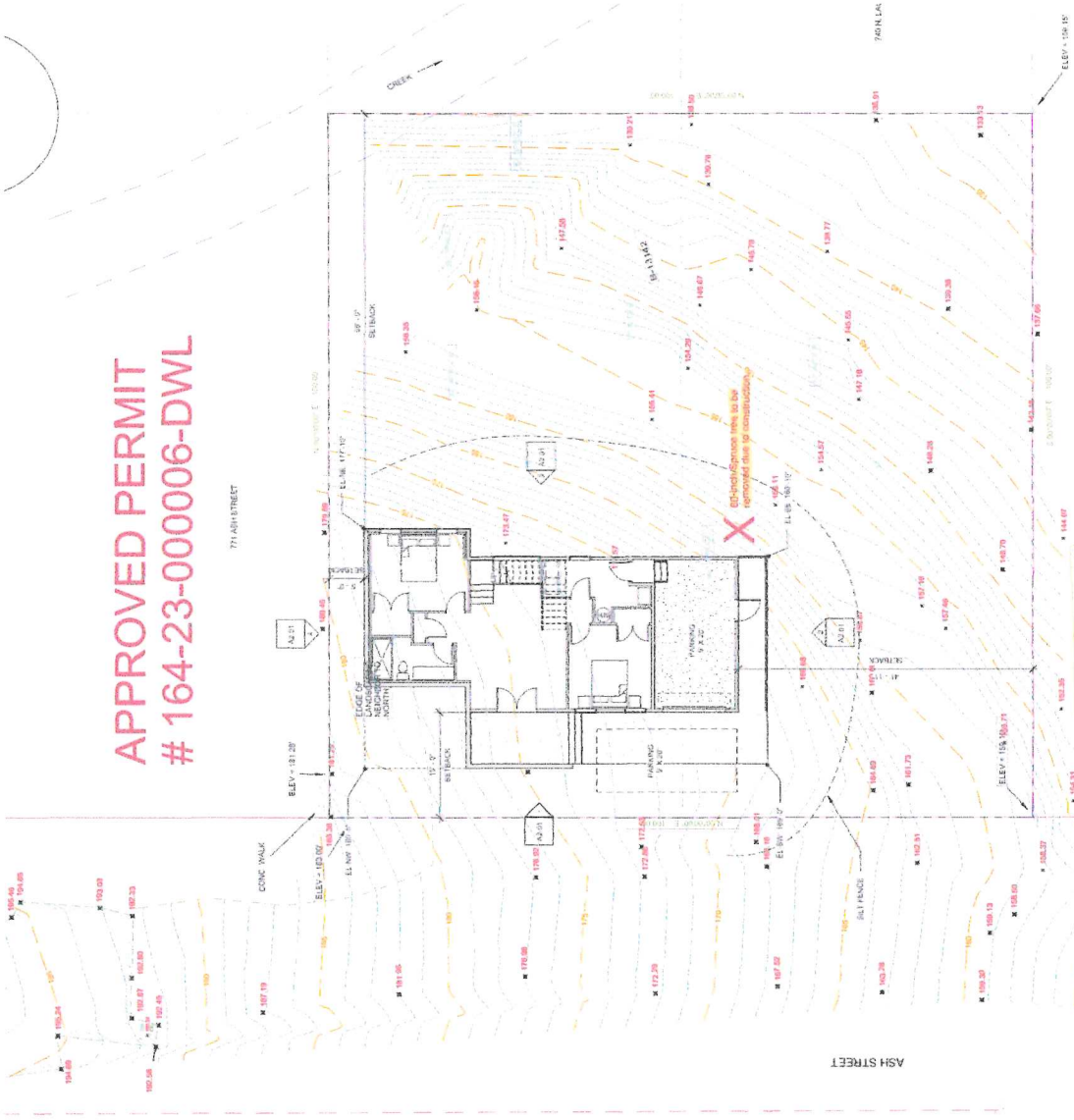
NW CORNER EL= 187'-0"  
NE CORNER EL= 177'-10"  
SE CORNER EL= 160'-10"  
SW CORNER EL= 169'-0"  
AVERAGE GRADE =  $189.42 + 177.83 + 160.83 + 169 + 685.08$   
 $688.14 \div 4 = 172$   
MANHOLE BUILDING HEIGHT =  $172'-0" + 2'-0" = 186'-0"$



SILT FENCE - SECTION 2  
3/4" = 1'-0"



SILT FENCE - ISOMETRIC 3  
3/4" = 1'-0"



APPROVED PERMIT  
# 164-23-000006-DWL

SITEPLAN 1  
1/8" = 1'-0"

## Robert St. Clair

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**From:** Joe Balden <joebalden70@gmail.com>  
**Sent:** Friday, April 28, 2023 8:35 AM  
**To:** Jamie Lerma; Robert St. Clair; jeffgerhardt treescapesnorthwest.com  
**Subject:** 743 N. Ash Street project

All,

I have reviewed the site plan and construction details. for the proposed house construction as it relates to the existing Sitka spruce tree. The southeast corner of the house is shown to be at the base of the tree. The tree root system would be severely compromised by excavation for the retaining wall and stem wall of the house. Removal of the tree will be necessary for construction to proceed per the approved plans.

Joe Balden  
Consulting Arborist  
Balden Arboriculture Services



# 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 13, 2023

Vito Cerelli  
Jamie Lerma

Project: Bennett Residence  
743 N. Ash St., Cannon Beach

Vito,

I met with Jamie on site 3/9 to discuss the situation where the SE corner of the house is projected to be at the base of the Sitka spruce. We discussed possible alternatives to construction where the spruce could be retained. My position is that the tree is significant in that the tree root system presents a major component to slope stability on the east side of the property. The tree is structurally sound, has good characteristics ( adapted to weather exposure, good taper, moderate height, no structural defects). If the structure can be adjusted a few feet either north or west, then cut and fill over the west side of the tree roots would be acceptable. Jamie and I discussed how the dig out on the north side of the lot would determine footing depth and floor height. At the time of excavation on the north side of the property we can make an informed opinion on whether or not the tree can be retained. Let me know when we can discuss this project detail further.

Sincerely,

Joe Balden



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



**City of Cannon Beach, Planning Department**

Attn: Robert St. Clair  
stclair@ci.cannon-beach.or.us  
(503) 436-8041

May 1, 2023

**Tree Removal Permit Application Review - 743 N Ash**

Per your request, I reviewed the Tree Removal Permit Application submitted by Jamie Lerma. A site map was included in the application. Additionally, a letter necessitating tree removal was received from Certified Arborist, Joe Balden. I visually inspected the tree and site on May 1st along with City Planner, Robert St. Clair. Given the circumstances, it is with great reluctance that I advise the removal of this tree.

The tree is a Sitka spruce (*Picea sitchensis*), that is approximately 40" in DBH and 60' tall (photograph attached). The tree is a specimen, exemplifying great health and structure. Located on a steep site, the tree is hugely beneficial in anchoring the slope. Unfortunately, in order to accommodate planned home construction the tree must be removed according to permit Criteria A: "*You are constructing a structure...*".

Poor planning has led to little consideration for retaining and protecting this valuable tree. Perhaps, if fines were imposed by the City for this type of blatant disregard, situations as this could be hindered.

Sincerely,

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# 236534  
Cell: 503-453-5571  
[www.treescaplesnorthwest.com](http://www.treescaplesnorthwest.com)





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