

CITY OF GIG HARBOR  
RESOLUTION No. 355

**WHEREAS**, Haub Brothers Trust Enterprises have requested a Shoreline Management substantial development to permit the excavation and on-site remediation of approximately 150 cubic yards petroleum contaminated soil; and,

**WHEREAS**, the Gig Harbor City Council has adopted Ordinance #489 which establishes guidelines for the reviewing of Shoreline Management permits; and,

**WHEREAS**, the Planning Department for the City of Gig Harbor has recommended conditional approval of the project, in a staff report dated April 13, 1992; and,

**WHEREAS**, the City of Gig Harbor Hearing Examiner conducted a public hearing on the application on April 15, 1992 to accept public comment on; and,

**WHEREAS**, the City of Gig Harbor Hearing Examiner has made specific findings and conclusions and has recommended approval of the application in his report dated May 6, 1992; and,

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Gig Harbor, Washington, as follows:

That the findings, conclusions and recommendations of the Hearing Examiner in his reports dated May 6, 1992 are hereby adopted and the application for a Shoreline Management Substantial Development permit is **APPROVED**, subject to the following conditions:

- 1) Prior to excavation of the site, the applicant shall submit an application for a grading permit to the City of Gig Harbor, which shall include measures for erosion control for, during and after construction. Erosion control measures should, at a minimum, include provisions for siltation fences, hay bales or other appropriate siltation control methods. The grading plans shall also document the preconstruction elevation of the excavated portion of the property.
- 2) The applicant shall comply with the requirements of the Tacoma-Pierce County Health Department and

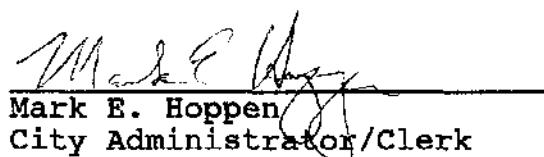
the Department of Ecology in respect to soils analysis and on-site remediation of the contaminated material as detailed in the Tacoma-Pierce County Health Department's letter to Haub Brothers Enterprises Trust. The applicant shall provide written verification of compliance from the appropriate authority of Pierce County or the State of Washington.

- 3) Perimeter vegetation inclusive of all existing vegetation within twenty feet of the front property line along Harborview Drive and within ten feet of the east property line shall be retained at the remediation portion of the site. If this is not feasible, the applicant shall submit a landscaping plan which will provide the same degree of screening currently in place. Specimens selected for screening shall be capable of meeting the screening/buffering requirements as established in Section 17.78 of the zoning code. The landscape plan shall be submitted prior to issuance of the clearing/grading permit and approved landscaping shall be installed within one growing season after the approval date of the permit.

PASSED this 26<sup>th</sup> day of May, 1992.

  
\_\_\_\_\_  
Gretchen A. Wilbert, Mayor

ATTEST:

  
\_\_\_\_\_  
Mark E. Hoppen  
City Administrator/Clerk

Filed with City Clerk: 5/21/92  
Passed by City Council: 5/26/92

CITY OF GIG HARBOR  
SHORELINE MANAGEMENT ACT OF 1971  
PERMIT FOR SHORELINE MANAGEMENT SUBSTANTIAL DEVELOPMENT,  
CONDITIONAL USE, OR VARIANCE

Substantial Development Permit  
 Conditional Use  
 Variance

Application No. SDP 92-01

Administering Agency City of Gig Harbor

Date Received March 1, 1992

Approved \_\_\_\_\_ Denied \_\_\_\_\_

Date of Issuance \_\_\_\_\_

Date of Expiration \_\_\_\_\_

Pursuant to RCW 90.58, a permit is hereby granted/denied to  
Haub Brothers Trust Enterprises, 1810 Island Blvd. W  
\_\_\_\_\_  
Tacoma, WA 98466 (name of applicant)

\_\_\_\_\_  
(address)

to undertake the following development Excavate up to 150 cubic  
yards of petroleum contaminated soil; remediate on-site in accordance  
with Pierce County Health Department requirements.

upon the following property NE 1/4, Sec. 8, T 21N, Range 2E  
(Section, Township, Range)

Within Gig Harbor Bay and/or its associated  
wetlands. The project will not be within shorelines  
(Be/not be)  
of statewide significance (RCW 90.58.030). The project will  
be located within an Urban designation.  
(environment)

Development pursuant to this permit shall be undertaken pursuant to the following terms and conditions

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This permit is granted pursuant to the Shoreline Management Act of 1971 and nothing in this permit shall excuse the applicant from compliance with any other federal, state or local statutes, ordinances or regulations applicable to this project, but not inconsistent with the Shoreline Management Act (Chapter 90.58 RCW).

This permit may be rescinded pursuant to RCW 90.68.140(7) in the event the permittee fails to comply with the terms or conditions hereof.

CONSTRUCTION PURSUANT TO THIS PERMIT WILL NOT BEGIN OR BE AUTHORIZED UNTIL THIRTY DAYS FROM THE DATE OF FILING AS DEFINED IN RCW 90.58.140(6) AND WAC 173-14-090, OR UNTIL ALL REVIEW PROCEEDINGS INITIATED WITHIN THIRTY DAYS FROM THE DATE OF SUCH FILING HAVE TERMINATED; EXCEPT AS PROVIDED IN RCS 90.58.140(5)(a)(b)(c).

5/28/92

(Date)

Opiechen Weisert  
Mayor, City of Gig Harbor

THIS SECTION FOR DEPARTMENT USE ONLY IN REGARD TO A CONDITIONAL USE OR VARIANCE PERMIT.

Date received by the department

Approved \_\_\_\_\_ Denied \_\_\_\_\_

This conditional use/variance permit is approved/denied by the department pursuant to chapter 90.58 RCW.

Development shall be undertaken pursuant to the following additional terms and conditions:

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(Date)

(Signature of Authorized Department Official)