

**Agenda Sheet for City Council Meeting of:**

11/22/2021

<b>Date Rec'd</b>	11/8/2021
<b>Clerk's File #</b>	ORD C36141
<b>Renews #</b>	
<b>Cross Ref #</b>	
<b>Project #</b>	Z20-207COMP
<b>Bid #</b>	
<b>Requisition #</b>	

<b>Submitting Dept</b>	PLANNING & ECONOMIC DEVELOPMENT
<b>Contact Name/Phone</b>	KEVIN FREIBOTT 6184
<b>Contact E-Mail</b>	KFREIBOTT@SPOKANECITY.ORG
<b>Agenda Item Type</b>	Final Reading Ordinance
<b>Agenda Item Name</b>	0650-COMPREHENSIVE PLAN AMENDMENT - MONTGOMERY AVE

**Agenda Wording**

An Ordinance relating to application Z20-207COMP, by Ten Talents LLC, amending the Comprehensive Plan Land Use Plan Map from Residential 4-10 to General Commercial for 0.16 acres and a change to the Zoning Map to CC2 - DC.

**Summary (Background)**

The proposal concerns 1015 W Montgomery Avenue, parcel 35073.2505. This Application is being considered concurrently through the annual Comprehensive Plan Amendment cycle as required by the Growth Management Act. The application has fulfilled public participation and notification requirements. The Plan Commission held a Public Hearing on October 27 to consider this amendment and has recommended approval of the amendment.

Lease? NO Grant related? NO Public Works? NO

**Fiscal Impact**

Neutral	\$	#
Select	\$	#
Select	\$	#
Select	\$	#

**Budget Account****Approvals**

<b>Dept Head</b>	BLACK, TIRRELL
<b>Division Director</b>	MACDONALD, STEVEN
<b>Finance</b>	ORLOB, KIMBERLY
<b>Legal</b>	RICHMAN, JAMES
<b>For the Mayor</b>	ORMSBY, MICHAEL

**Council Notifications**

<b>Study Session\Other</b>	Study Session - 10/28
<b>Council Sponsor</b>	Lori Kinnear

**Distribution List**

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**Additional Approvals****Purchasing**

FIRST READING OF THE ABOVE  
ORDINANCE HELD ON

11/22/2021

AND FURTHER ACTION WAS DEFERRED

*Kevin Freibott*  
CITY CLERK

SPOKANE CITY COUNCIL:

11/22/2021  
*Kevin Freibott*  
CITY CLERK

Ordinance No. C36141

AN ORDINANCE RELATING TO APPLICATION FILE Z20-207COMP AMENDING MAP LU 1, LAND USE PLAN MAP, OF THE CITY'S COMPREHENSIVE PLAN FROM "RESIDENTIAL 4-10" TO "GENERAL COMMERCIAL" FOR APPROXIMATELY 0.16 ACRES LOCATED AT 1015 W MONTGOMERY AVENUE (PARCEL 35073.2505) AND AMENDING THE ZONING MAP FROM "RESIDENTIAL SINGLE FAMILY (RSF)" TO "CENTERS AND CORRIDORS TYPE 2, DISTRICT CENTER (CC2-DC)".

WHEREAS, the Washington State Legislature passed the Growth Management Act (GMA) in 1990, requiring among other things, the development of a Comprehensive Plan (RCW 36.70A); and

WHEREAS, the City of Spokane adopted a Comprehensive Plan in May of 2001 that complies with the requirements of the Growth Management Act; and

WHEREAS, the Growth Management Act requires continuing review and evaluation of the Comprehensive Plan and contemplates an annual amendment process for incorporating necessary and appropriate revisions to the Comprehensive Plan; and

WHEREAS, land use amendment application Z20-207COMP was submitted in a timely manner for review during the City's 2020/2021 Comprehensive Plan amendment cycle; and

WHEREAS, Application Z20-207COMP seeks to amend the Land Use Plan Map of the City's Comprehensive Plan for 0.16 acres from "Residential 4-10" to "General Commercial"; if approved, the implementing zoning destination requested is "Centers and Corridors Type 2, District Center (CC2-DC)"; and

WHEREAS, staff requested comments from agencies and departments on May 19, 2021, and a public comment period ran from June 21, 2021 to August 20, 2021; and

WHEREAS, the Spokane Plan Commission held a workshop to study the application on June 23, 2021; and

WHEREAS, the Washington State Department of Commerce and appropriate state agencies were given the required 60-day notice before adoption of proposed changes to the Comprehensive Plan on September 20, 2021; and

WHEREAS, a State Environmental Policy Act (SEPA) Determination of Non-Significance was issued on September 28, 2021 for the amendment to the Comprehensive Plan, the comment period for which ended on October 12, 2021; and



WHEREAS, a staff report for Application Z20-207COMP reviewed all the criteria relevant to consideration of the application was published on September 28, 2021 and sent to all applicants and the Plan Commission; and

WHEREAS, notice of the SEPA Checklist and Determination and announcement of the Plan Commission Hearing for the application was published on September 29, 2021 and October 6, 2021; and

WHEREAS, Notice of Plan Commission Public Hearing and SEPA Determination was posted on the property and mailed to all property owners, occupants, and taxpayers of record, as shown in the most recent Spokane County Assessor's record for all properties within 400 linear feet of any portion of the boundary of the subject properties, pursuant to Spokane Municipal Code 17G.020.070, on September 29, 2021; and

WHEREAS, the Spokane Plan Commission held a public hearing, including the taking of public testimony, on October 13, 2021, during which the verbal public record was closed; and

WHEREAS, the Spokane Plan Commission closed the public written record on October 25, 2021; and

WHEREAS, the Spokane Plan Commission continued the public hearing on October 27, 2021, during which they deliberated this and all other Comprehensive Plan Amendment applications; and

WHEREAS, the Spokane Plan Commission found that Application Z20-207COMP is consistent with and implements the Comprehensive Plan; and

WHEREAS, the Spokane Plan Commission found that Application Z20-207COMP meets the final review criteria for Comprehensive Plan Amendments delineated in Spokane Municipal Code 17G.020.030; and

WHEREAS, the Spokane Plan Commission voted 8 to 0 to recommend approval of Application Z20-207COMP; and

WHEREAS, the City Council adopts the recitals set forth herein as its findings and conclusions in support of its adoption of this ordinance and further adopts the findings, conclusions, and recommendations from the Planning Services Staff Report and the City of Spokane Plan Commission for the same purposes; --

NOW, THEREFORE, THE CITY OF SPOKANE DOES ORDAIN:

1. Approval of the Application. Application Z20-207COMP is approved.

2. Amendment of the Land Use Map. The Spokane Comprehensive Plan Map LU 1, Land Use Plan Map, is amended from "Residential 4-10" to "General Commercial" for 0.16 acres, as shown in Exhibits A and B.
3. Amendment of the Zoning Map. The City of Spokane Zoning Map is amended from "Residential Single Family" to "Centers and Corridors Type 2, District Center (CC2-DC)," as shown in Exhibits C and D.

PASSED BY THE CITY COUNCIL ON November 29, 2021.

B. R.  
Council President

Attest:

Approved as to form:

Verni R. White  
City Clerk

[Signature]  
Assistant City Attorney

Malene Stulward  
Mayor

12/9/2021  
Date



January 8, 2022  
Effective Date





# Z20-207COMP (1015 W Montgomery)

Concerning parcel(s) in the Emerson Garfield Neighborhood of Spokane

2020/2021 Comprehensive Plan Amendment Proposals

Drawn: 1/15/2021  
THIS IS NOT A LEGAL DOCUMENT  
The information shown on this map is compiled from various sources and is subject to constant revision. Information shown on this map should not be used to determine the location of facilities in relationship to property lines, section lines, streets, etc.

## EXHIBIT A: Existing Land Use Plan Map



- Subject Parcel
- Same Owners
- Parcels
- City Boundary
- Curb Line

### Current Land Use Designation

- CC Core
- Commercial
- Office
- Res 10-20
- Res 15-30
- Res 4-10

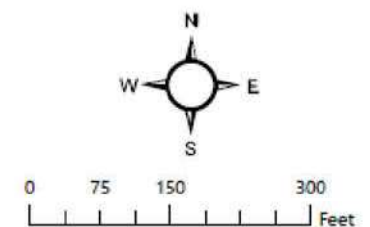
## EXHIBIT B: Proposed Land Use Plan Map



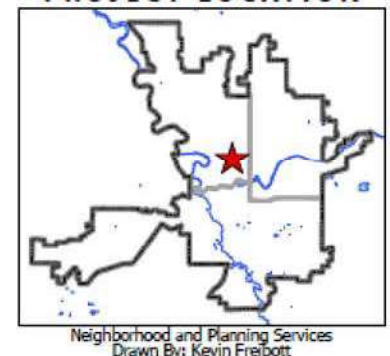
Parcel(s): 35073.2505

Approximate Area: 0.16 acres

Same Ownership: 0.69 acres



### PROJECT LOCATION







## Z20-207COMP (1015 W Montgomery)

Concerning parcel(s) in the Emerson Garfield Neighborhood of Spokane

2020/2021 Comprehensive Plan Amendment Proposals

Drawn: 1/15/2021

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### EXHIBIT C: Existing Zoning

- Subject Parcel
- Same Ownership
- Parcels
- City Boundary
- Curb Line
- Current Zoning**
  - Center and Corridor Type 2
  - Community Business
  - Office
  - Residential Multifamily
  - Residential Two-Family
  - Residential Single-Family



### EXHIBIT D: Proposed Zoning

**Parcel(s):** 35073.2505

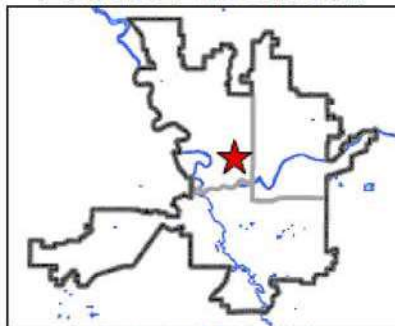
**Approximate Area:** 0.16 acres

**Same Ownership:** 0.69 acres



0 75 150 300 Feet

#### PROJECT LOCATION



Neighborhood and Planning Services  
Drawn By: Kevin Freibott





**Exhibit E: Legal Description**

Lot 4, Block 25, Moore's Addition, 07-25-43 SW in the City of Spokane, Spokane County, Washington State.

**STAFF REPORT Z20-207COMP (1015 W MONTGOMERY)**

Department of Neighborhood and Planning Services

The following staff report concerns a proposed amendment to the City's current Comprehensive Plan. The proposal is to amend the land use plan map designation and zoning of one or more parcels in the City of Spokane. Amendments to the Comprehensive Plan are enabled by Spokane Municipal Code (SMC) 17G.020 and Revised Code of Washington (RCW) 36.70A.130.

**I. PROPERTY SUMMARY**

<b>Parcel(s):</b>	35073.2505
<b>Address(es):</b>	1015 W Montgomery
<b>Property Size:</b>	0.16 acres
<b>Legal Description:</b>	MOORES ADD E7FT OF L3 & ALL OF L4 B25
<b>General Location:</b>	Approx. 100 feet SW of N Monroe St and W Montgomery Ave
<b>Current Use:</b>	Multi-Family Home

**II. APPLICANT SUMMARY**

<b>Agent:</b>	Dwight Hume, Land Use Solutions and Entitlement
<b>Applicant:</b>	Ten Talents LLC
<b>Property Owner:</b>	Ten Talents LLC

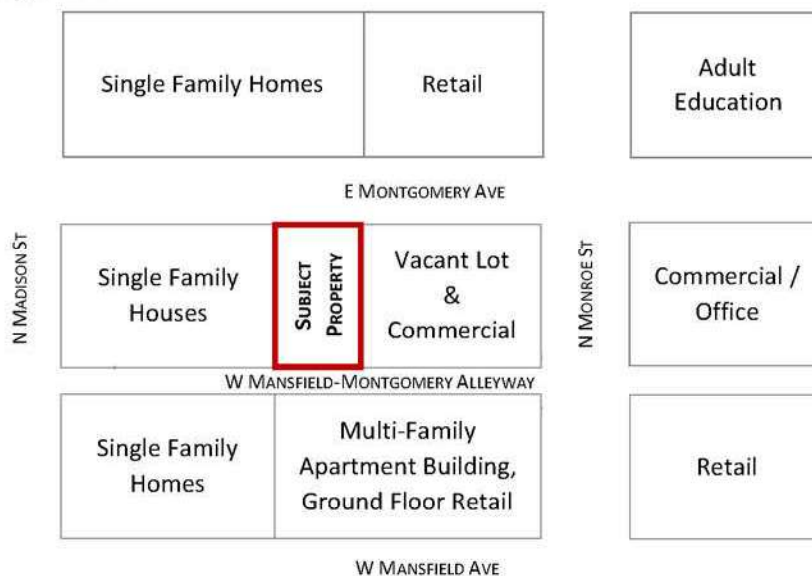
**III. PROPOSAL SUMMARY**

<b>Current Land Use Designation:</b>	Residential 4-10 (R 4-10)
<b>Proposed Land Use Designation:</b>	General Commercial (GC)
<b>Current Zoning:</b>	Residential Single Family (RSF)
<b>Proposed Zoning:</b>	Centers and Corridors, Type 2, District Center (CC-2)
<b>SEPA Status:</b>	A SEPA threshold Determination of Non-Significance (DNS) was made on September 29, 2021. The appeal deadline is 5:00 PM on October 12, 2021.
<b>Plan Commission Hearing Date:</b>	October 13, 2021
<b>Staff Contact:</b>	Kevin Freibott, Assistant Planner II, <a href="mailto:kfreibott@spokanecity.org">kfreibott@spokanecity.org</a>
<b>Staff Recommendation:</b>	<b>Approve</b>



#### IV. BACKGROUND INFORMATION

1. **General Proposal Description:** Pursuant to the procedures established by SMC 17G.060, enabled by RCW 36.70A.130, the applicant asks the City of Spokane to amend the land use plan map designation (Map LU-1 of the Comprehensive Plan) from “Residential 4-10” to “General Commercial” and zoning designation (Official Zoning Map of the City of Spokane) from “Residential Single Family (RSF)” to “Centers and Corridors, Type 2, District Center (CC-2)” for one property located in the Emerson/Garfield Neighborhood. The stated intent of the applicant is to potentially redevelop this and adjacent properties to the east, which are currently under the same ownership.
2. **Site Description and Physical Conditions:** The site general flat containing a multi-family rental residence built in the style of a single-family home. The lot backs up to a City alleyway fronted by parking for the on-site residents.
3. **Property Ownership:** The entire site is owned by Ten Talents LLC, a registered WA State Limited Liability Company based in Spokane, WA.
4. **Adjacent Property Improvements and Uses:** The proposal is surrounded by existing development of the following nature:



5. **Street Class Designations:** N Monroe Street is classified as a Major Arterial. All remaining streets are either local streets or alleyways.
6. **Current Land Use Designation and History:** As shown in **Exhibit A**, the current land use plan map designation of the property is “Residential 4 – 10 Dwellings per Acre (R 4-10).” The subject property has been designated as such since the City’s adoption of the Growth Management Act (GMA) compliant Comprehensive Plan in 2001.
7. **Proposed Land Use Designation:** As shown in **Exhibit B**, the proposal is to amend the land use plan map designation to “General Commercial (GC)” to match the adjacent properties owned by the same owner. This new land use plan map designation would match the properties immediately east and south of the subject parcel.

8. **Current Zoning and History:** As shown in **Exhibit C**, the current zoning of the subject property is “Residential Single-Family (RSF).” The zoning has been the same since the current zoning map was adopted in 2006. The historical zoning is shown in the following table:

Year	Zone	Description
1958	Class I Residential	<i>The lowest density residential zoning at the time.</i>
1978	R3 Multi-Family Residence	<i>A medium density residential zone.</i>
After 1978, Prior to 2006	R1 Single-Family Residence	<i>The lowest residential density zoning at the time.</i>

9. **Proposed Zoning:** As shown in **Exhibit D**, the proposal seeks to amend the zoning to “Centers and Corridors, Type 2, District Center (CC2-DC)” to match the properties to the east and south along N Monroe Street.

## V. APPLICATION PROCESS AND PUBLIC COMMENT

1. **Key Steps:** The application is being processed according to SMC 17G.060, including the following steps:

Application Submitted .....	October 26, 2020
Threshold Application Certified Complete .....	January 12, 2021
Council Threshold Subcommittee Established <sup>1</sup> .....	January 11, 2021
Council Threshold Subcommittee Met .....	February 17, 2021
Annual Work Program Set <sup>2</sup> .....	April 26, 2021
Agency/Department Comment Period Ended .....	June 2, 2021
Notice of Application Posted .....	June 21, 2021
Plan Commission Workshop .....	June 23, 2021
60-Day Public Comment Period Ended .....	August 20, 2021
SEPA Determination Issued .....	September 28, 2021
Notice of Public Hearing Posted .....	September 29, 2021
Plan Commission Hearing Date (Scheduled) .....	October 13, 2021

2. **Comments Received:** A request for comments was issued to City departments, local agencies, and departments, along with pertinent application details on May 19, 2021. By the close of agency comment on June 2, 2021, a single comment was received from Mr. Johnson of the City Engineering Department. Mr. Johnson noted that site-specific comments would be issued regarding the property at the building permit review stage. Mr. Johnson’s comment is attached to this report as **Exhibit L**.

<sup>1</sup> Spokane City Council Resolution 2021-0003

<sup>2</sup> Spokane City Council Resolution 2021-0023



Following the agency/department comment period, a Notice of Application was issued on June 21, 2021 by mail to all properties and owners within a 400-foot radius of the subject property, including within 400-feet of any adjacent properties with the same ownership. Notice was also posted on the subject property, in the closest library branch, and in the Spokesman Review. City staff emailed notice to the neighborhood council as well and to any nearby neighborhood councils. No public comments were received on the proposal.

3. **Public Workshop:** A public workshop with the Spokane Plan Commission was held on June 23, 2021, during which the particulars of the proposal were presented to the Plan Commission for their consideration and discussion. The applicant was provided an opportunity to speak during the workshop, but no public comment was taken.

## VI. APPLICATION REVIEW AND ANALYSIS

1. **Guiding Principles:** SMC 17G.020.010 provides the following guiding principles for the annual comprehensive plan amendment process:
  - A. Keep the comprehensive plan alive and responsive to the community.
  - B. Provide for simultaneous review of proposals to allow for cumulative impact analysis of all applications on a City-wide basis and in conjunction with budget decisions.
  - C. Make map adjustments based on a foundation in policy language, consistently applying those concepts citywide.
  - D. Honor the community's long-term investment in the comprehensive plan, through public participation and neighborhood planning processes, by not making changes lightly.
  - E. Encourage development that will enable our whole community to prosper and reinforce our sense of place and feeling of community, in an ecologically, economically and socially sustainable manner.
  - F. Amendments to the comprehensive plan must result in a net benefit to the general public.
2. **Review Criteria:** SMC 17G.020.030 provides a list of considerations that are to be used, as appropriate, by the applicant in developing an amendment proposal, by planning staff in analyzing a proposal, by the plan commission making a recommendation on a proposal, and by the city council in making a decision on the proposal. Following each of the considerations is staff's analysis relative to the proposed amendment.
  - A. **Regulatory Changes:** *Amendments to the comprehensive plan must be consistent with any recent state or federal legislative actions, or changes to state or federal regulations, such as changes to the Growth Management Act, or new environmental regulations.*

Staff Analysis: Staff reviewed and processed the proposed amendment under the most current regulations contained in the Growth Management Act, the Washington State Environmental Policy Act (SEPA), and the Spokane Municipal Code. Staff is unaware of any recent federal, state, or legislative actions with which the proposal would be in conflict, and no comments were received to this effect from any applicable agencies receiving notice of the proposal.

The proposal satisfies this criterion.

- B. GMA:** *The change must be consistent with the goals and purposes of the State Growth Management Act.*

Staff Analysis: The Growth Management Act (GMA) details 13 goals to guide the development and adoption of the comprehensive plans and development regulations (RCW 36.70A.020, "Planning Goals"), and these goals guided the City's development of its comprehensive plan and development regulations. No comments received or other evidence in the record indicates inconsistency between the proposed plan map amendment and the goals and purposes of the GMA.

The proposal satisfies this criterion.

- C. Financing:** *In keeping with the GMA's requirement for plans to be supported by financing commitments, infrastructure implications of approved comprehensive plan amendments must be reflected in the relevant six-year capital improvement plan(s) approved in the same budget cycle.*

Staff Analysis: The City did not require, nor did any Agency or City Department comment request or require a traffic impact analysis for the proposal. The subject property is already served by water, sewer, nearby transit service, and adjacent existing City streets. Furthermore, under State and local laws, any subsequent development of the site will be subject to a concurrency determination pursuant to SMC 17D.010.020.

The proposal satisfies this criterion.

- D. Funding Shortfall:** *If funding shortfalls suggest the need to scale back on land use objectives and/or service level standards, those decisions must be made with public input as part of this process for amending the comprehensive plan and capital facilities program.*

Staff Analysis: No evidence of a potential funding shortfall from this proposal exists.

The proposal satisfies this criterion.

- E. Internal Consistency:**

- The requirement for internal consistency pertains to the comprehensive plan as it relates to all of its supporting documents, such as the development regulations, capital facilities program, shoreline master program, downtown plan, critical area regulations, and any neighborhood planning documents adopted after 2001. In addition, amendments should strive to be consistent with the parks plan, and vice versa. For example, changes to the development regulations must be reflected in consistent adjustments to the goals or policies in the comprehensive plan. As appropriate, changes to the map or text of the comprehensive plan must also result in corresponding adjustments to the zoning map and implementation regulations in the Spokane Municipal Code.*

Staff Analysis: The proposal is internally consistent with applicable supporting documents of the Comprehensive Plan as follows:



*Development Regulations.* As a non-project proposal, there are no specific plans for development of this site. Additionally, any future development on this site will be required to be consistent with the current development regulations at the time an application is submitted. The proposal does not result in any non-conforming uses or development and staff finds no reason to indicate that the proposed Comprehensive Plan Land Use Plan Map and zone change would result in a property that cannot be reasonably developed in compliance with applicable regulations.

*Capital Facilities Program.* As described in the staff analysis of Criterion C above, no additional infrastructure or capital expenditures by the City are anticipated for this non-project action, and it is not anticipated that the City's integrated Capital Facilities Program would be affected by the proposal.

*Neighborhood Planning Documents Adopted after 2001.* The Emerson-Garfield neighborhood completed a "Neighborhood Action Plan" in June 2014 which was subsequently adopted by the City Council<sup>3</sup> on July 28, 2014. A major theme of the plan was enhanced pedestrian safety and beautification. As a result of this neighborhood plan and to address significant safety issues on N Monroe St, the City implemented sweeping updates to N Monroe Street between N Indiana Ave and W Gordon Ave. These improvements included a program of streetscape improvements, lane changes, and frontage improvements known colloquially as the "North Monroe Project." The subject property lies immediately west of the properties that front N Monroe Street and is owned by an organization that owns the entire eastern face of the block on Monroe. The applicant's proposal is, in part, intended to ease redevelopment of this parcel and the parcels to the east with street facing mixed use. Effective redevelopment of this currently vacant area may ultimately improve the streetscape along Monroe, helping to achieve the goals of the Neighborhood Action Plan.

*Miscellaneous Comprehensive Plan Goals and Policies.* Staff have compiled a list of Comprehensive Plan Goals and Policies which bear on the proposal in Exhibit H of this report. Further discussion of these policies is provided under section K.2 below.

The proposal satisfies this criterion.

2. *If a proposed amendment is significantly inconsistent with current policy within the comprehensive plan, an amendment proposal must also include wording that would realign the relevant parts of the comprehensive plan and its other supporting documents with the full range of changes implied by the proposal.*

Staff Analysis: The proposal is generally consistent with current Comprehensive Plan policies, as described in further detail in the staff analysis of Criterion K.2 below and other criteria in this report. Therefore, no amendment to policy wording is necessary and this criterion does not apply to the subject proposal.

The proposal satisfies this criterion.

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<sup>3</sup> See Spokane City Council Resolution RES 2014-0086.



- F. Regional Consistency:** *All changes to the comprehensive plan must be consistent with the countywide planning policies (CWPP), the comprehensive plans of neighboring jurisdictions, applicable capital facilities or special district plans, the regional transportation improvement plan, and official population growth forecasts.*

**Staff Analysis:** The proposed change in land use designations affects a relatively small area within an existing urbanized area, with no foreseeable implications to regional or inter-jurisdictional policy issues. No comments have been received from any agency, City department, or neighboring jurisdiction which would indicate that this proposal is not regionally consistent.

The proposal satisfies this criterion.

- G. Cumulative Effect:** *All amendments must be considered concurrently in order to evaluate their cumulative effect on the comprehensive plan text and map, development regulations, capital facilities program, neighborhood planning documents, adopted environmental policies and other relevant implementation measures.*

1. **Land Use Impacts:** *In addition, applications should be reviewed for their cumulative land use impacts. Where adverse environmental impacts are identified, mitigation requirements may be imposed as a part of the approval action.*
2. **Grouping:** *Proposals for area-wide rezones and/or site-specific land use plan map amendments may be evaluated by geographic sector and/or land use type in order to facilitate the assessment of their cumulative impacts.*

**Staff Analysis:** The City is concurrently reviewing this application and five other applications for Comprehensive Plan amendments as part of an annual plan amendment cycle. All six applications are for map amendments, five for changes to the land use plan map (LU-1) and one for changes to the Bicycle Facilities Map (TR-5). When considered together, these various applications do not interact, nor do they augment or detract from each other. Thus, the cumulative effects of these various applications are minor.

This proposal satisfies this criterion.

- H. SEPA:** *SEPA<sup>4</sup> Review must be completed on all amendment proposals and is described in Chapter 17E.050.*

1. **Grouping:** *When possible, the SEPA review process should be combined for related land use types or affected geographic sectors in order to better evaluate the proposals' cumulative impacts. This combined review process results in a single threshold determination for those related proposals.*
2. **DS:** *If a determination of significance (DS) is made regarding any proposal, that application will be deferred for further consideration until the next applicable review cycle in order to allow adequate time for generating and processing the required environmental impact statement (EIS).*

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<sup>4</sup> State Environmental Protection Act

Staff Analysis: The application is under review in accordance with the State Environmental Policy Act (SEPA), which requires that the potential for adverse environmental impacts resulting from a proposal be evaluated during the decision-making process. On the basis of the information contained in the environmental checklist, written comments from local and State departments and agencies concerned with land development within the City, and a review of other information available to the Director of Planning Services, a Determination of Non-Significance was issued on September 28, 2021.

The proposal satisfies this criterion.

- I. **Adequate Public Facilities:** *The amendment must not adversely affect the City's ability to provide the full range of urban public facilities and services (as described in CFU 2.1 and CFU 2.2) citywide at the planned level of service, or consume public resources otherwise needed to support comprehensive plan implementation strategies.*

Staff Analysis: The proposal would change the land-use designation of a previously developed area served by public facilities and services described in CFU 2.1. The proposed change in land-use designations affects a relatively small area and does not measurably alter demand for public facilities and services in the vicinity of the site or on a citywide basis. Any subsequent development of the site will be subject to a concurrency determination pursuant to SMC 17D.010.020, thereby implementing the policy set forth in CFU 2.2.

The proposal satisfies this criterion.

- J. **UGA:** *Amendments to the urban growth area boundary may only be proposed by the city council or the mayor of Spokane and shall follow the procedures of the countywide planning policies for Spokane County.*

Staff Analysis: The proposal does not include an expansion to the UGA; thus, this criterion does not apply.

This criterion does not apply.

- K. **Demonstration of Need:**

1. **Policy Adjustments:** *Proposed policy adjustments that are intended to be consistent with the comprehensive plan should be designed to provide correction or additional guidance so the community's original visions and values can better be achieved. The need for this type of adjustment might be supported by findings from feedback instruments related to monitoring and evaluating the implementation of the comprehensive plan.*

Staff Analysis: The proposal does not include a policy adjustment, thus this criterion does not apply.

2. **Map Changes:** *Changes to the land use plan map (and by extension, the zoning map) may only be approved if the proponent has demonstrated that all of the following are true:*



- a. *The designation is in conformance with the appropriate location criteria identified in the comprehensive plan (e.g. compatibility with neighboring land uses, proximity to arterials, etc.);*

Staff Analysis: Because the proposal seeks to designate the property for a “General Commercial (GC)” land use plan map designation, conformance with Policy LU 1.8, General Commercial Uses, is the primary consideration for this criterion. LU 1.8 states that commercial uses would be directed to “Centers and Corridors designated on the Land Use Plan Map.” The current parcel is located within the Monroe Corridor, as shown on map LU 1 of the Comprehensive Plan. The northern half of the Monroe Corridor, in which the subject property lies, was planned as part of a subarea planned and adopted by the City Council<sup>5</sup> on December 3, 2007. Although the zoning in the area is CC2-DC, the underlying land use has continued as General Commercial. The General Commercial designation of adjacent parcels is an artifact of prior Sub Area Planning and is acceptable under the typical planning process for Centers. Accordingly, the proposal appears to comply with the intent of Comprehensive Plan policies.

- b. *The map amendment or site is suitable for the proposed designation.*

Staff Analysis: The site is adequately served by all utilities and by a major arterial street, bus service is nearby on E Sprague Avenue, and the site is generally level and devoid of critical areas. There exist no physical features of the site or its surroundings that would preclude mixed-use development on the site, save for the Combined Sewer Overflow facility on-site. The property owner and City are fully aware of this feature. Future development of the site, regardless of whether the comprehensive plan amendment is approved, would have to avoid this area as a matter of course.

- c. *The map amendment implements applicable comprehensive plan policies and subarea plans better than the current map designation.*

Staff Analysis: See discussion under topic ‘a’ above. Development of commercial uses are an expected feature of Centers and Corridors. As such, the proposal would help to implement the development strategy laid out in the Comprehensive Plan policies, especially those concerning Centers and Corridors (see **Exhibit H**).

The proposal satisfies this criterion.

- 3. Rezones, Land Use Plan Amendment:** *Corresponding rezones will be adopted concurrently with land use plan map amendments as a legislative action of the city council. If policy language changes have map implications, changes to the land use plan map and zoning map will be made accordingly for all affected sites upon adoption of the new policy language. This is done to ensure that the comprehensive plan remains internally*

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<sup>5</sup> See Spokane Ordinance C34155.



*consistent and to preserve consistency between the comprehensive plan and supporting development regulations.*

Staff Analysis: If the Land Use Plan Map amendment is approved as proposed, the zoning designation of the subject property will change concurrently from Residential Single Family (RSF) to Centers and Corridors, Type 2, District Center (CC2-DC), matching the adjoining property along Monroe Street.

The proposal satisfies this criterion.

## **VII. CONCLUSION**

The proposal has been processed and considered according to the requirements of the Spokane Municipal Code. According to the information provided above and the whole of the administrative record, and provided Plan Commission or City Council make the recommended change to the project, the proposal appears to meet the criteria for a comprehensive plan amendment as provided in SMC 17G.020.030.

Following the close of public testimony and deliberations regarding conclusions with respect to the review criteria and decision criteria detailed in SMC Chapter 17G.020, Plan Commission will need to make a recommendation to City Council for approval or denial of the requested amendment to the Land Use Plan map of the City's Comprehensive Plan.

## **VIII. STAFF RECOMMENDATION**

Staff recommends the Plan Commission and City Council **approve** the proposal.

## **IX. LIST OF EXHIBITS**

- |                                  |   |
|----------------------------------|---|
| A. Existing Land Use Plan Map    | G. Wide-Area Aerial                       |
| B. Proposed Land Use Plan Map    | H. List of Relevant Comp Plan Policies    |
| C. Existing Zoning Map           | I. Application Materials                  |
| D. Proposed Zoning Map           | J. SEPA Checklist                         |
| E. Application Notification Area | K. SEPA Determination of Non-Significance |
| F. Detail Aerial                 | L. Agency Comments                        |



# Z20-207COMP (1015 W Montgomery)

Concerning parcel(s) in the Emerson Garfield Neighborhood of Spokane

2020/2021 Comprehensive Plan Amendment Proposals

Drawn: 1/15/2021

THIS IS NOT A LEGAL DOCUMENT

The information shown on this map is compiled from various sources and is subject to constant revision. Information shown on this map should not be used to determine the location of facilities in relationship to property lines, section lines, streets, etc.

## EXHIBIT A: Existing Land Use Plan Map



- Subject Parcel
- Same Owners
- Parcels
- City Boundary
- Curb Line

### Current Land Use Designation

- CC Core
- Commercial
- Office
- Res 10-20
- Res 15-30
- Res 4-10

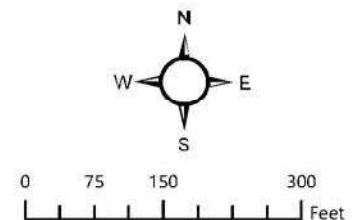
## EXHIBIT B: Proposed Land Use Plan Map



Parcel(s): 35073.2505

Approximate Area: 0.16 acres

Same Ownership: 0.69 acres



### PROJECT LOCATION



Neighborhood and Planning Services  
Drawn By: Kevin Freibott





# Z20-207COMP (1015 W Montgomery)

Concerning parcel(s) in the Emerson Garfield Neighborhood of Spokane

2020/2021 Comprehensive Plan Amendment Proposals

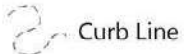
Drawn: 1/15/2021

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## EXHIBIT C: Existing Zoning

- Subject Parcel
- Same Ownership
- Parcels
- City Boundary



### Current Zoning

- Center and Corridor Type 2
- Community Business
- Office
- Residential Multifamily
- Residential Two-Family
- Residential Single-Family

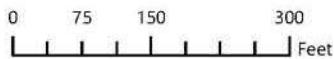
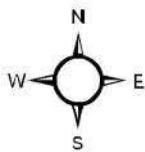


## EXHIBIT D: Proposed Zoning

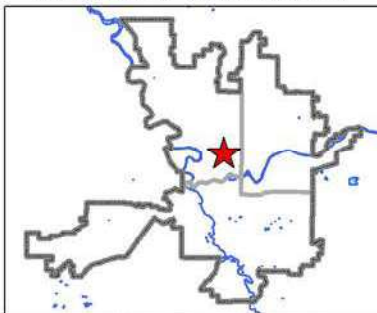
Parcel(s): 35073.2505

Approximate Area: 0.16 acres

Same Ownership: 0.69 acres



### PROJECT LOCATION



Neighborhood and Planning Services  
Drawn By: Kevin Freibott

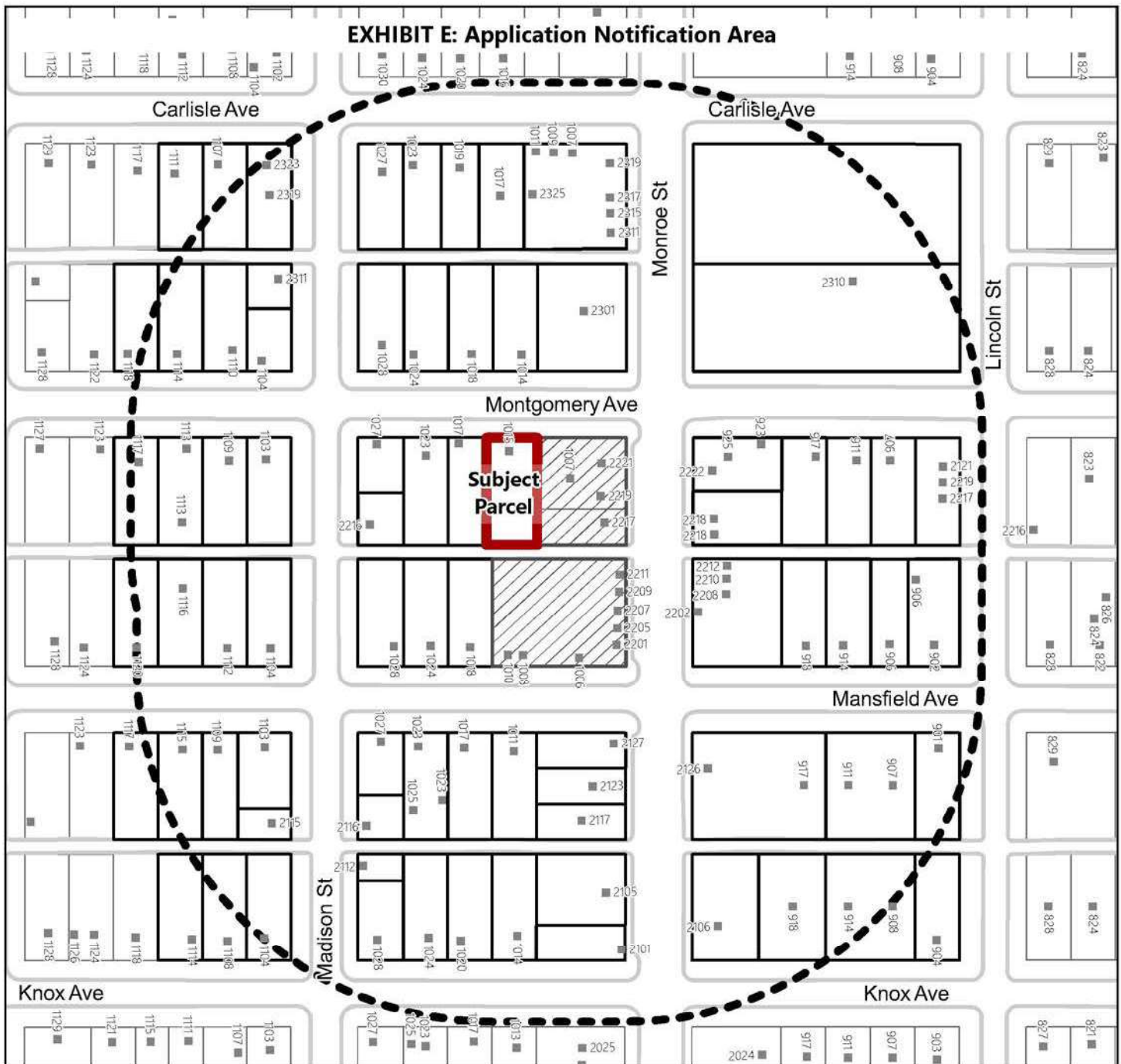






# Z20-207COMP (1015 W Montgomery Ave - Emerson/Garfield Neighborhood) 2020/2021 Comprehensive Plan Amendment Proposals

THIS IS NOT A LEGAL DOCUMENT: The information shown on this map is compiled from various sources and is subject to constant revision. Information shown on this map should not be used to determine the location of facilities in relationship to property lines, section lines, streets, etc.



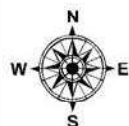
## Legend

- Parcel
- Curb Line
- Address Point

## Area Type

- Subject Parcels
- Same Owner
- Notification\_Boundary
- Notification\_Parcels

**Application Proposes To:**  
Change Land Use Designation from  
"Residential 4-10" to "General Commercial"



Project Size: 0.16 Acres (Approximate)  
Drawing Date: 6/1/2021 Drawing Scale: 1:2,000

0 75 150 300  
Feet

## PROJECT LOCATION



Neighborhood and Planning Services  
Drawn By: Kevin Freibott





## Z20-207COMP (1015 W Montgomery)

Concerning parcel(s) in the Emerson Garfield Neighborhood of Spokane

2020/2021 Comprehensive Plan Amendment Proposals

Drawn: 9/15/2021

THIS IS NOT A LEGAL DOCUMENT

The information shown on this map is compiled from various sources and is subject to constant revision. Information shown on this map should not be used to determine the location of facilities in relationship to property lines, section lines, streets, etc.

### EXHIBIT A: Existing Land Use Plan Map



Subject Parcels



Adjacent Ownership

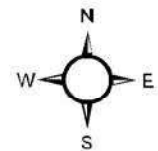
### EXHIBIT B: Proposed Land Use Plan Map



Parcel(s): 35073.2505

Approximate Area: 0.16 acres

Same Ownership: 0.69 acres



### PROJECT LOCATION



Neighborhood and Planning Services  
Drawn By: Kevin Freibott





The following policies of the Comprehensive Plan relate to application Z20-207COMP. The full text of the Comprehensive Plan can be found at [www.shapingspokane.org](http://www.shapingspokane.org).

## **Chapter 3—Land Use**

### LU 1.3 Single-Family Residential Areas

Protect the character of single-family residential neighborhoods by focusing higher intensity land uses in designated Centers and Corridors.

*Discussion:* The city's residential neighborhoods are one of its most valuable assets. They are worthy of protection from the intrusion of incompatible land uses. Centers and Corridors provide opportunities for complementary types of development and a greater diversity of residential densities. Complementary types of development may include places for neighborhood residents to work, shop, eat, and recreate. Development of these uses in a manner that avoids negative impacts to surroundings is essential. Creative mechanisms, including design standards, must be implemented to address these impacts so that potential conflicts are avoided.

### LU 1.8 General Commercial Uses

Direct new General Commercial uses to Centers and Corridors designated on the Land Use Plan Map.

*Discussion:* General Commercial areas provide locations for a wide range of commercial uses. Typical development in these areas includes freestanding business sites and larger grouped businesses (shopping centers). Commercial uses that are auto-oriented and include outdoor sales and warehousing are also allowed in this designation. Land designated for General Commercial use is usually located at the intersection of or in strips along principal arterial streets. In many areas such as along Northwest Boulevard, this designation is located near residential neighborhoods.

To address conflicts that may occur in these areas, zoning categories should be implemented that limit the range of uses, and site development standards should be adopted to minimize detrimental impacts on the residential area. New General Commercial areas should not be designated in locations outside Centers and Corridors. Existing commercial strips should be contained within their current boundaries with no further extension along arterial streets allowed.

However, recognizing existing investments, and given deference to existing land-use patterns, exceptions to the containment policy may be allowed for limited expansions adjacent to existing General Commercial areas located outside Centers and Corridors. The factors to consider in such adjacent expansions include: maintaining the minimum depth from an arterial street necessary for the establishment or expansion of a general commercial neighborhood business; avoiding intrusion where incompatible into established neighborhoods; and implementing transitional land uses with the intent of protecting neighborhood character.

Areas designated General Commercial within Centers and Corridors are encouraged to be developed in accordance with the policies for Centers and Corridors. Through a neighborhood planning process

for the Center, these General Commercial areas will be designated in a land use category that is appropriate in the context of a Center and to meet the needs of the neighborhood.

Residential uses are permitted in these areas. Residences may be in the form of single-family homes on individual lots, upper-floor apartments above business establishments, or other higher density residential uses.

### LU 3.1 Coordinated and Efficient Land Use

Encourage coordinated and efficient growth and development through infrastructure financing and construction programs, tax and regulatory incentives, and by focusing growth in areas where adequate services and facilities exist or can be economically extended.

*Discussion:* Future growth should be directed to locations where adequate services and facilities are available. Otherwise, services and facilities should be extended or upgraded only when it is economically feasible to do so.

The Centers and Corridors designated on the Land Use Plan Map are the areas of the city where incentives and other tools should be used to encourage infill development, redevelopment and new development. Examples of incentives the city could use include assuring public participation, using public facilities and lower development fees to attract investment, assisting with project financing, zoning for mixed-use and higher density development, encouraging rehabilitation, providing in-kind assistance, streamlining the permit process, providing public services, and addressing toxic contamination, among other things.

### LU 3.2 Centers and Corridors

Designate Centers and Corridors (neighborhood scale, community or district scale, and regional scale) on the Land Use Plan Map that encourage a mix of uses and activities around which growth is focused.

*Discussion:* ... Corridors are areas of mixed land use that extend no more than two blocks in either direction from the center of a transportation corridor. Within a Corridor there is a greater intensity of development in comparison to the surrounding residential areas. Housing at a density up to 44 units per acre and employment densities are adequate to support frequent transit service. The density of housing transitions to a lower level (up to 22 units per acre) at the outer edge of the Corridor. A variety of housing styles, apartments, condominiums, row houses, and houses on smaller lots are allowed. A full range of retail services, including grocery stores serving several neighborhoods, theaters, restaurants, dry-cleaners, hardware stores, and specialty shops are also allowed. Low intensity, auto-dependent uses (e.g., lumber yards, automobile dealers, and nurseries) are prohibited.

Corridors provide enhanced connections to other Centers, Corridors, and downtown Spokane. To accomplish this, it is important to make available safe, attractive transit stops and pedestrian and bicycle ways. The street environment for pedestrians is much improved by placing buildings with multiple stories close to the street with wide sidewalks and street trees, attractive landscaping, benches, and frequent transit stops. Parking lots should not dominate the frontage of these pedestrian-oriented streets, interrupt pedestrian routes, or negatively impact surrounding neighborhoods. Parking lots should be located behind or on the side of buildings whenever possible.

The following locations are designated as Corridors on the Land Use Plan Map:



- North Monroe Street;
- Hillyard Business Corridor; and
- Hamilton Street Corridor.

...

### LU 3.3 Designating Centers and Corridors

Designate new Centers or Corridors in appropriate locations on the Land Use Plan Map through a city-approved planning process.

*Discussion:* The Comprehensive Plan recognizes that Centers and Corridors are the most appropriate location for commercial and higher density residential uses. In some areas of the city, there may be a need to designate a new Center or Corridor. The exact location, boundaries, size, and mix of land uses in a Center or Corridor should be determined through a city-approved sub-area planning process that is inclusive of all interested stakeholders, including business and property owners, and the affected neighborhood(s). This process may be initiated by the city, or at the request of a neighborhood or private interest.

### LU 3.4 Planning for Centers and Corridors

Conduct a city-approved subarea planning process to determine the location, size, mix of land uses, and underlying zoning within designated Centers and Corridors. Prohibit any change to land use or zoning within suggested Centers or Corridors until a subarea planning process is completed.

*Discussion:* Suggested Centers and Corridors are those that have been newly designated and do not have any underlying Center and Corridor land use or zoning. Land use and zoning, as well as the size, location and intensity of the land use for all Centers and Corridors should be determined through a sub-area planning process that is inclusive of all stakeholders. Any such process shall include consultation and coordination with property owners and the neighborhood in which the Center or Corridor is located. This process may be initiated by the city, or at the request of a neighborhood or private interest. Center and Corridor planning should consider the following factors:

- existing and planned commercial and residential densities and development conditions;
- amount of commercial land needed to serve the neighborhood;
- public facilities, available utilities and infrastructure, and service capacity for residential and commercial development;
- capital facility investments and access to public transit; and
- other characteristics of a Center as provided in this plan, or as further refined.

The subarea planning process should result in a determination of the boundaries of the designated Center or Corridor, the land use mix and intensities of use, and the identification of any changes to the Land Use Map within the designated Center or Corridor.

### LU 3.5 Mix of Uses in Centers

Achieve a proportion of uses in Centers that will stimulate pedestrian activity and create mutually reinforcing land uses.

*Discussion:* Neighborhood, District, and Employment Centers are designated on the Land Use Plan Map in areas that are substantially developed. New uses in Centers should complement existing on-site and surrounding uses, yet seek to achieve a proportion of uses that will stimulate pedestrian activity and create mutually reinforcing land use patterns. Uses that will accomplish this include public, core commercial/office and residential uses.

All Centers are mixed-use areas. Some existing uses in designated Centers may fit with the Center concept; others may not. Planning for Centers should first identify the uses that do not fit and identify sites for new uses that are missing from the existing land use pattern. Ultimately, the mix of uses in a Center should seek to achieve the following minimum requirements:

<b>Table LU 1 – Mix of Uses in Centers</b>		
<b>Land Use</b>	<b>Neighborhood Center</b>	<b>District and Employment Center</b>
Public	10 percent	10 percent
Commercial/Office	20 percent	30 percent
Higher-Density Housing	40 percent	20 percent

*Note: All percentage ranges are based on site area, rather than square footage of building area.*

This recommended proportion of uses is based on site area and does not preclude additional upper floors with different uses. The ultimate mix of land uses and appropriate densities should be clarified in a site-specific planning process in order to address site-related issues such as community context, topography, infrastructure capacities, transit service frequency, and arterial street accessibility. Special care should be taken to respect the context of the site and the character of surrounding existing neighborhoods. The 10 percent public use component is considered a goal and should include land devoted to parks, plazas, open space, and public facilities.

### LU 4.1 Land Use and Transportation

Coordinate land use and transportation planning to result in an efficient pattern of development that supports alternative transportation modes consistent with the Transportation Chapter and makes significant progress toward reducing sprawl, traffic congestion, and air pollution.

*Discussion:* The GMA recognizes the relationship between land use and transportation. It requires a transportation element that implements, and is consistent with, the land use element. The transportation element must forecast future traffic and provide information on the location, timing, and capacity needs of future growth. It must also identify funding to meet the identified needs. If probable funding falls short of needs, the GMA requires the land use element to be reassessed to ensure that needs are met.

### LU 4.2 Land Uses That Support Travel Options and Active Transportation

Provide a compatible mix of housing and commercial uses in Neighborhood Centers, District Centers, Employment Centers, and Corridors.



*Discussion:* This provides opportunities for people to use active forms of transportation to get to work and shopping, enables less reliance on automobiles, reduces commuting times and distances, makes mass transit more viable, and provides greater convenience for area residents while supporting physical activity.

#### LU 4.6 Transit-Supported Development

Encourage transit-supported development, including a mix of employment, residential, and commercial uses, adjacent to high-performance transit stops.

*Discussion:* People are more likely to take transit to meet their everyday travel needs when transit service is frequent, at least every 15 minutes. Mixed-use development in these areas will enable less reliance on automobiles for travel, reduce parking needs, and support robust transit ridership. Land use regulations and incentives will encourage this type of development along high-performance transit corridors.

Transit-supported development should be encouraged through the application of development incentives, enhanced design measures, streetscape standards, parking standards, and potential changes in density and use. Each of these measures should be developed through a sub-area planning (or similar) process as each highperformance transit line is planned and developed. These sub-area planning processes should include neighborhood and stakeholder involvement and public participation processes to ensure that site-specific and neighborhood-context issues are addressed and benefits are maximized.

#### LU 5.3 Off-Site Impacts

Ensure that off-street parking, access, and loading facilities do not adversely impact the surrounding area.

*Discussion:* Off-street parking, access, and loading facilities are usually associated with the development of higher density residential, office, and commercial uses. These features often have major impacts on single-family residential areas. The impacts are most significant when these facilities are next to or intrude between homes. When these facilities are accessory to a higher density residential or nonresidential use, they should be developed according to the same policies and zoning regulations as govern the primary use. New parking lots should also have the same zoning classification as the primary use. In addition, these facilities should be developed to minimize adverse impacts to adjacent properties. All parking lots should be paved. Parking lots and loading areas should have appropriate buffers to fully screen them from adjacent, less intensive uses. Access to business and higher density residential sites should be controlled to avoid impacts on adjacent uses, pedestrian movement, and street functions.

#### LU 5.5 Compatible Development

Ensure that infill and redevelopment projects are well-designed and compatible with surrounding uses and building types.

## **Chapter 7 – Economic Development**

### **ED 2.4 Mixed Use**

Support mixed-use development that brings employment, shopping, and residential activities into shared locations that stimulate opportunities for economic activity.

## **Chapter 8 – Urban Design and Historic Preservation**

### **DP 1.2 New Development in Established Neighborhoods**

Encourage new development that is of a type, scale, orientation, and design that maintains or improves the character, aesthetic quality, and livability of the neighborhood.

*Discussion:* New development should be compatible with the context of the area and result in an improvement to the surrounding neighborhood.

### **DP 2.12 Infill Development**

Encourage infill construction and area redevelopment that complement and reinforce positive commercial and residential character.

*Discussion:* Infill construction can benefit the community when done in a manner that improves and does not detract from the livability of the neighborhood and the desirable design character of the area.

## **Chapter 11—Neighborhoods**

### **N 2.1 Neighborhood Quality of Life**

Ensure that neighborhoods continue to offer residents transportation and living options, safe streets, quality schools, public services, and cultural, social, and recreational opportunities in order to sustain and enhance the vitality, diversity, and quality of life within neighborhoods.

*Discussion:* Spokane enjoys a rich variety of living opportunities within its individual neighborhoods, each with its unique character. Maintaining and enhancing our neighborhood assets is key to providing stability within neighborhoods and Spokane citizens with a prolonged sense of pride.

### **N 8.4 Consistency of Plans**

Maintain consistency between neighborhood planning documents and the comprehensive plan.

*Discussion:* Neighborhood planning shall be conducted within the framework of the comprehensive plan, and further, the Growth Management Act requires that these plans be consistent with the comprehensive plan.





# General Application

**DESCRIPTION OF PROPOSAL:**

Map Amendment from R 4-10 to GC and a corresponding zone change from RSF to CC 2-DC

**ADDRESS OF SITE OF PROPOSAL:** (if not assigned yet, obtain address from Public Works before submitting application)  
W 1015 Montgomery Avenue

**APPLICANT:**

**Name:** Ten Talents LLC C/O Mark Agee  
**Address:** P O Box 1199 Veradale WA 99037  
**Phone (home):** **Phone (work):** 509-951-1033  
**Email address:** [marklagee@gmail.com](mailto:marklagee@gmail.com)

**-PROPERTY OWNER:**

**Name:** Same as above  
**Address:**  
**Phone (home):** **Phone (work):**  
**Email address:**

**AGENT:**

**Name:** Land Use Solutions and Entitlement c/o Dwight Hume  
**Address:** 9101 N Mt. View Lane Spokane WA 99218  
**Phone (home):** **Phone (work):** 435-3108  
**Email address:** [dhume@spokane-landuse.com](mailto:dhume@spokane-landuse.com)

**ASSESSOR'S PARCEL NUMBERS:**

35073.2505

**LEGAL DESCRIPTION OF SITE:**

The E 7 ft of Lot 3 and all of Lot 4 Block 25 Moore's Addition.

**SIZE OF PROPERTY:**

6840 sf. (.16 acres)

**LIST SPECIFIC PERMITS REQUESTED IN THIS APPLICATION:**

Map Amendment and Zone Change

**SUBMITTED BY:**

Dwight Hume  
☐ Applicant    ☐ Property Owner    ☐ Property Purchaser    ☒ Agent

In the case of discretionary permits (administrative, hearing examiner, landmarks commission or plan commission), if the applicant is not the property owner, the owner must provide the following acknowledgement:

I, Ten Talents LLC Mark L Agee, Manager, owner of the above-described property do hereby authorize Dwight Hume to represent us and our interests in all matters regarding this application.

**ACKNOWLEDGMENT:**

STATE OF WASHINGTON    )  
  ) ss.  
COUNTY OF SPOKANE    )

*see file for Notary*

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared \_\_\_\_\_, to me known to be the individual that executed the foregoing instrument and acknowledged the said instrument to be free and his/her free and voluntary act and deed, for the uses and purposes therein mentioned.

Witness my hand and official seal hereto affixed the day and year first above written.

\_\_\_\_\_  
Notary Public in and for the State of Washington,  
residing at \_\_\_\_\_





# Comprehensive Plan or Land Use Code Amendment

Pre-Application

Rev.20180102

1015 W Montgomery Map Amendment

## DESCRIPTION OF THE PROPOSED AMENDMENT:

(Please check the appropriate box(es))

- |   |   |
|---|---|
| <input type="checkbox"/> Comprehensive Plan Text Change | <input checked="" type="checkbox"/> Land Use Designation Change |
| <input type="checkbox"/> Regulatory Code Text Change    | <input type="checkbox"/> Area-Wide Rezone                       |

**Please respond to these questions on a separate piece of paper. Incomplete answers may jeopardize your application's chances of being reviewed during this amendment cycle.**

### 1. General Questions (for all proposals):

- a. Summarize the general nature of the proposed amendment.  
*A map amendment from R 4-10 and RSF zone to General Commercial and a CC-2 DC zone as an inclusion to the owners flanking properties to the east and south within the North Monroe Street Corridor.*
- b. Why do you feel this change is needed?  
*The existing residential structure is 116 years old and needs to be brought up to current building code standards before future residential occupancy at greater density. In addition, the City recently upgraded the arterial to encourage safer pedestrian movement within the corridor, thereby attracting more residential use from nearby residential properties. The existing R 4-10 designation and RSF zone do not enable higher density residential use and the site warrants an upgrade to CC-2 DC to provide that option for mixed use.*
- c. In what way(s) is your proposal similar to or different from the fundamental concepts contained in the comprehensive plan?  
*As stated above, this is the recently updated North Monroe Corridor and pursuant to LU 3-2, Corridors are areas of mixed use that extend no more than two blocks in either direction from the center of the transportation corridor (Monroe). Within a Corridor, there is a greater intensity of development. Housing is up to 44 units per acre with a density transition to 22 units per acre at the outer edge. This proposal is therefore consistent with the policy provisions of the comprehensive plan due to the location within the Corridor to Monroe and the applicants adjacent CC-2 DC property.*
- d. For text amendments: What goals, policies, regulations or other documents might be changed by your proposal? *Not Applicable*
- e. For map amendments:
  1. What is the current Land Use designation and zoning for each affected parcel? *R 4-10 and RSF*
  2. What is the requested Land Use designation and zoning for each affected parcel? *GC and CC-2DC*
  3. Describe the land uses surrounding the proposed amendment site(s); e.g. land use type, vacant/occupied, etc.  
*Subject: Existing S/F dwelling conversion to tri-plex.  
West: Residential S/F  
North/NE: Residential S/F; drive thru coffee stand  
South/SE: 33 unit apartment (applicants property)  
East: Office and vacant (applicants property)*

- f. Do you know of any existing studies, plans or other documents that specifically relate to or support your proposal? *No plans*
- g. Why did you decide to pursue a comprehensive plan amendment rather than address your concern through some other aspect of the Development Services department's work program (e.g. neighborhood planning, public input on new regulations, etc.)?

*There is no purpose or budget for a neighborhood study. This area has been upgraded with street improvements designed to enhance the pedestrian movement. Furthermore, the area has been designated a Corridor since the original adoption of the comprehensive plan with policy provisions for density increases at the inner corridor. Accordingly, this is the only opportunity to amend the plan.*

- h. Has there been a previous attempt to address this concern through a comprehensive plan amendment?  
☐ Yes ☒ No
- i. If yes, please answer the following questions:
1. When was the amendment proposal submitted?
  2. Was it submitted as a consistent amendment or an inconsistent amendment?
  3. What were the Plan Commission recommendation and City Council decision at that time?
  4. Describe any ways that this amendment proposal varies from the previously considered version.

Development Services Center 808 West Spokane Falls Boulevard, Spokane, WA 99201-3336  
[my.spokanecity.org](http://my.spokanecity.org) | Phone: 509.625.6300 | Fax: 509.625.6822



# W 1015 Montgomery Threshold Supplement

1. Describe how the proposed amendment is appropriately addressed as a Comprehensive Plan Amendment.

*The request is for a map change to the adopted Comprehensive Plan Map, hence the Comprehensive Plan Amendment.*

2. The proposed amendment does not raise policy or land use issues that are more appropriately addressed by an ongoing work program approved by the City council or by a neighborhood or subarea planning process.

*The subject site is located well within a designated Corridor and adjacent to a CC-2 DC zone. No sub-area plan is needed to accomplish this amendment.*

3. The proposed amendment can be reasonably reviewed within the resources and time frame of the Annual Comprehensive Plan Amendment Work Program.

*No special studies are expected to be generated by this request. Accordingly, this can be processed within the normal timeframe of an annual amendment.*

4. In the case of a private application for a land use map change, nearby properties may also seem to be candidates for amendment. At the time of docketing or during plan commission review, expansion of the geographic scope of an amendment proposal may be considered, shared characteristics with nearby, similarly situated property may be identified and the expansion is the minimum necessary to include properties with those shared characteristics. Has the applicant had any outreach to surrounding property owners whose property may be so situated?

*No other property owners were contacted by the applicant. This is an obligation of the Council and Docketing Committee to determine if more property should be included.*

5. Describe how the proposed amendment is consistent with current general policies in the comprehensive plan for site-specific amendment proposals. The proposed amendment must be consistent with policy implementation in the Countywide Planning policies, the GMA, or other state or federal law, and the WAC.

a) *This proposal is within an adopted designated Corridor. Moreover, it is consistent with the Corridor designation and CC-2 DC zone adjacent to this proposal. A quick review of the CC-2 DC designation within this Corridor shows similar depth from Monroe with this designation and zone. It is therefore consistent with County Planning policies, the GMA and the WAC.*

b) *LU 3.2 describes Corridors as areas of mixed land use that extend no more than two blocks in either direction from the center of a transportation corridor. Within a Corridor there is a greater intensity of development in comparison to the surrounding residential areas. Housing at a density up to 44 units per acre and employment densities are adequate to support frequent transit service.*

*The amendment is consistent with LU 3.2 by enabling higher density use at or near the transportation corridor.*

*In summary, the amendment request further implements the intent of the area within a designated Corridor as having the appropriate zone for higher density residential use and offers a uniform boundary for a suitable mixed use upon all four of the applicants ownerships.*

6. The proposed amendment is not the same as or substantially similar to a proposal that was considered in the previous year's threshold review process, but was not included in the Annual Comprehensive Plan Amendment Work Program, unless additional supporting information has been generated.

*No previous applications have been considered.*

7. If this change is directed by state law or a decision of a court or administrative agency, please describe. *N/A*
8. Please provide copy of agenda or other documentation of outreach to neighborhood council made prior to application.

*The applicant will reach out to the Emerson Garfield NC to inform them of this intended change to the land use and zone maps.*

End of Threshold Supplement





## Map Spokane

City of Spokane Washington



PROPOSED COMP PLAN  
(W 1015 MONTGOMERY)

-117.427 47.678 Degrees

Exhibit I

Staff Report: File Z20-207COMP

<https://spokane.maps.arcgis.com/apps/webappviewer/index.html?id=3bd21df38df54be58870e0d66c80d6ae>

Page 7

1/1



Map Spokane

City of Spokane Washington



EXISTING COMP PLAN  
(w 1015 MONTGOMERY)

60ft

-117.427 47.678 Degrees



**State Environmental Policy Act (SEPA)  
ENVIRONMENTAL CHECKLIST**

**File No. Z20-207COMP**

**PLEASE READ CAREFULLY BEFORE COMPLETING THE CHECKLIST!**

**Purpose of Checklist:**

The State Environmental Policy Act (SEPA) chapter 43.21C RCW, requires all governmental agencies to consider the environmental impacts of a proposal before making decisions. An Environmental Impact Statement (EIS) must be prepared for all proposals with probable significant adverse impacts on the quality of the environment. The purpose of this checklist is to provide information to help you and the agency identify impacts from your proposal (and to reduce or avoid impacts from the proposal, if it can be done) and to help the agency decide whether an EIS is required.

**Instructions for Applicants:**

This environmental checklist asks you to describe some basic information about your proposal. Governmental agencies use this checklist to determine whether the environmental impacts of your proposal are significant, requiring preparation of an EIS. Answer the questions briefly, with the most precise information known, or give the best description you can.

You must answer each question accurately and carefully, to the best of your knowledge. In most cases, you should be able to answer the questions from your own observations or project plans without the need to hire experts. If you really do not know the answer, or if a question does not apply to your proposal, write "do not know" or "does not apply." Complete answers to the questions now may avoid unnecessary delays later.

Some questions ask about governmental regulations, such as zoning, shoreline, and landmark designations. Answer these questions if you can. If you have problems, the governmental agencies can assist you.

The checklist questions apply to all parts of your proposal, even if you plan to do them over a period of time or on different parcels of land. Attach any additional information that will describe your proposal or its environmental effects. The agency to which you submit this checklist may ask you to explain your answers or provide additional information reasonably related to determining if there may be significant adverse impact.

**Use of checklist for nonproject proposals:**

Complete this checklist for nonproject proposals, even though questions may be answered "does not apply."

IN ADDITION, complete the SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS (Part D).

For nonproject actions, the references in the checklist to the words "project," "applicant," and "property or site" should be read as "proposal," "proposer," and "affected geographic area," respectively.

**A. BACKGROUND**

1. **Name of proposed project:**
2. **Applicant:** Ten Talents LLC C/O Mark Agee  
Address: P O Box 1199  
City/State/Zip: Veradale WA 99037 Phone 509-951-1033
3. **Agent or Primary Contact:** Land Use Solutions & Entitlement C/O Dwight Hume  
Address: 9101 N Mt. View Lane  
City/State/Zip: Spokane WA 99218 Phone: 509-435-3108
4. **Location of Project:**  
Address: W 1015 Montgomery Avenue  
Section: 07 Quarter: SE ¼ Township: 23 N Range: 45 E  
Tax Parcel Number(s): 35073.2505
5. Date checklist prepared: May 2021
6. Agency requesting checklist: City of Spokane, Washington
7. Proposed timing or schedule (including phasing, if applicable):  
Unknown
8. a. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain:  
Unknown  
b. Do you own or have options on land nearby or adjacent to this proposal? If yes, explain:  
Yes, the adjoining parcels easterly and southerly of the subject commonly known as Parcels 35073.2506. 2507. And 2508.
9. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal:  
Unknown
10. Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain:



No other applications are pending.

11. List any government approvals or permits that will be needed for your proposal, if known:

Annual Plan Amendment and zone change from R 4-10 to GC and a corresponding zone change from RSF to CC2 DC

12. Give brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page.

A 6840 sf lot with an existing 100+ year old residence to be demolished for future inclusion of subject parcel with applicants adjacent CC2 DC property of .68 acres.

13. Location of the proposal: Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township and range, if known. If a proposal would occur over a range of area, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit application related to this checklist.

The subject property is W 1015 Montgomery near the SW corner of Montgomery and Monroe.

14. Does the proposed action lie within the Aquifer Sensitive Area (ASA)? ☒ Yes ☐ No  
The General Sewer Service Area? ☒ Yes ☐ No  
The Priority Sewer Service Area? ☒ Yes ☐ No  
The City of Spokane? ☒ Yes ☐ No

15. The following questions supplement Part A.

a. Critical Aquifer Recharge Area (CARA) / Aquifer Sensitive Area (ASA)

- (1) Describe any systems, other than those designed for the disposal of sanitary waste installed for the purpose of discharging fluids below the ground surface (includes systems such as those for the disposal of stormwater or drainage from floor drains). Describe the type of system, the amount of material to be disposed of through the system and the types of material likely to be disposed of (including materials which may enter the system inadvertently through spills or as a result of firefighting activities).

This is a non-project action and the above will be determined at the time of building permit review.

- (2) Will any chemicals (especially organic solvents or petroleum fuels) be stored in aboveground or underground storage tanks? If so, what types and quantities of material will be stored? This is a non-project action and the above will be determined at the time of building permit review.
- (3) What protective measures will be taken to ensure that leaks or spills of any chemicals stored or used on site will not be allowed to percolate to groundwater. This includes measures to keep chemicals out of disposal systems. This is a non-project action and the above will be determined at the time of building permit review.
- (4) Will any chemicals be stored, handled or used on the site in a location where a spill or leak will drain to surface or groundwater or to a stormwater disposal system discharging to surface or groundwater?  
This is a non-project action and the above will be determined at the time of building permit review.

b. Stormwater

- (1) What are the depths on the site to groundwater and to bedrock (if known)?  
Unknown
- (2) Will stormwater be discharged into the ground? If so, describe any potential impacts.  
This is a non-project action and the above will be determined at the time of building permit review.

**B. ENVIRONMENTAL ELEMENTS**

**1. Earth**

a. General description of the site (check one):

☒ Flat   ☐ Rolling   ☐ Hilly   ☐ Steep slopes   ☐ Mountainous

Other: Answer

b. What is the steepest slope on the site (approximate percent slope)?



As stated above, the site is FLAT and therefore there is no slope to address.

- c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? If you know the classification of agricultural soils, specify them and note any agricultural land of long-term commercial significance and whether the proposal results in removing any of these soils.

According to the SCS Soils Atlas printed in 1968, the soil classification is GgA Garison gravelly loam on slopes of 0-5%. While the SCS classification system has changed, the soils have not.

- d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.

No

- e. Describe the purpose, type, total area, and approximate quantities and total affected area of any filling, excavation, and grading proposed. Indicate source of fill.

This is a non-project action and the above will be determined at the time of building permit review.

- f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe.

This is a non-project action and the above will be determined at the time of building permit review.

- g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt, or buildings)? This is a non-project action and the above will be determined at the time of building permit review.

- h. Proposed measures to reduce or control erosion or other impacts to the earth, if any:

None, future development would comply with grading and stormwater standards.

## 2. Air

- a. What type of emissions to the air would result from the proposal during construction, operation, and maintenance when the project is completed? If any, generally describe and give approximate quantities if known.

*This is a non-project action and the above will be determined at the time of building permit review.*

- b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.

No

- c. Proposed measures to reduce or control emissions or other impacts to air, if any:

*Dust abatement during construction and paving of driving/parking surfaces after construction.*

### 3. Water

a. SURFACE WATER:

- (1) Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.

No

- (2) Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans.

No

- (3) Estimate the amount of fill and dredge material that would be placed in or removed from the surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material.

*Not Applicable*

- (4) Will the proposal require surface water withdrawals or diversions? If yes, give general description, purpose, and approximate quantities if known.

No

- (5) Does the proposal lie within a 100-year floodplain? If so, note location on the site plan.

No



- (6) Does the proposal involve any discharge of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge.

No

b. GROUNDWATER:

- (1) Will groundwater be withdrawn from a well for drinking water or other purposes? If so, give a general description of the well, proposed uses and approximate quantities withdrawn from the well. Will water be discharged to groundwater? Give general description, purpose, and approximate quantities if known.

No, the site is served with city water service.

- (2) Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, containing the following chemicals...; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve. This is a non-project action and the above will be determined at the time of building permit review.

c. WATER RUNOFF (INCLUDING STORMWATER):

- (1) Describe the source of runoff (including stormwater) and method of collection and disposal if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe.

This is a non-project action and the above will be determined at the time of building permit review.

- (2) Could waste materials enter ground or surface waters? If so, generally describe.

This is a non-project action and the above will be determined at the time of building permit review.

- (3) Does the proposal alter or otherwise affect drainage patterns in the vicinity of the site? If so, describe.

No

- d. PROPOSED MEASURES to reduce or control surface, ground, and runoff water, and drainage pattern impacts, if any. This is a non-project action and the above will be determined at the time of building permit review.

**4. Plants**

- a. Check the type(s) of vegetation found on the site:

Deciduous trees: ☐ alder ☐ maple ☐ aspen

Other:

Evergreen trees: ☐ fir ☐ cedar ☒ pine

Other:

☒ shrubs ☒ grass ☐ pasture ☐ crop or grain

☐ orchards, vineyards or other permanent crops

Wet soil plants: ☐ cattail ☐ buttercup ☐ bullrush ☐ skunk cabbage

Other:

Water plants: ☐ water lily ☐ eelgrass ☐ milfoil

Other:

Any other types of vegetation:

- b. What kind and amount of vegetation will be removed or altered?

This is a non-project action and the above will be determined at the time of building permit review.

- c. List threatened and endangered species known to be on or near the site:

Unknown

- d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any:

To be determined at project permitting

- e. List all noxious weeds and invasive species known to be on or near the site:

Unknown



**5. Animals**

- a. Check and List any birds and other animals which have been observed on or near the site or are known to be on or near the site: Unknown

Birds: ☐ hawk ☐ heron ☐ eagle ☒ songbirds

Other:

Mammals: ☐ deer ☐ bear ☐ elk ☐ beaver

Other:

Fish: ☐ bass ☐ salmon ☐ trout ☐ herring ☐ shellfish

Other:

Any other animals (not listed in above categories):

- b. List any threatened or endangered animal species known to be on or near the site.

This is an urban area with more than 100 years of land use. It is designated for intense urban development and intends to be used for both mixed use and intense residential for a walkable community setting. The only conceivable threatened or endangered animal species would be lost domestic pets amidst the Monroe Street Corridor traffic movement.

- c. Is the site part of a migration route? If so, explain.

No

- d. Proposed measures to preserve or enhance wildlife, if any:

None

- e. List any invasive animal species known to be on or near the site.

Unknown

**6. Energy and natural resources**

- a. What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc.

To be determined at time of project permit application

- b. Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe:

To be determined at time of building permit application

- c. What kinds of energy conservation features are included in the plans of this proposal? List other proposed measures to reduce or control energy impacts, if any:

To be determined at time of project permitting

**7. Environmental health**

- a. Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste that could occur as a result of this proposal? If so, describe.

No

- (1) Describe any known or possible contamination at the site from present or past uses.

Unknown

- (2) Describe existing hazardous chemicals/conditions that might affect project development and design. This includes underground hazardous liquid and gas transmission pipelines located within the project area and in the vicinity.

Unknown

- (3) Describe any toxic or hazardous chemicals/conditions that might be stored, used, or produced during the project's development or construction, or at any time during the operating life of the project.

This is a non-project action and the above will be determined at the time of building permit review.

- (4) Describe special emergency services that might be required.

This is a non-project action and the above will be determined at the time of building permit review.

- (5) Proposed measures to reduce or control environmental health hazards, if any:

This is a non-project action and the above will be determined at the time of building permit review.

- b. NOISE:



- (1) What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)?

Traffic noise nearby on Monroe should not affect this site.

- (2) What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)?

Indicate what hours noise would come from the site.

Construction activities and vehicle ingress and egress are likely to generate noise on an interim bases, if project development proceeds in the future.

- (3) Proposed measure to reduce or control noise impacts, if any:

Compliance with noise regulations.

## 8. Land and shoreline use

- a. What is the current use of the site and adjacent properties? Will the proposal affect current land uses on nearby or adjacent properties? If so, describe.

The subject site is a residence being used for multiple tenants. The proposed use is likely to be part of the adjacent CC-2DC for mixed use. The site is surrounded by residential to the west, north and south. A 33 unit apartment adjoins to the SE and vacant and coffee drive-thru are to the east and NE respectively.

- b. Has the project site been used as working farmlands or working forest lands? If so, describe. How much agricultural or forest land of long-term commercial significance will be converted to other uses as a result of the proposal, if any? If resource lands have not been designated, how many acres in farmland or forest land tax status will be converted to nonfarm or non-forest use?

The site has not been used for agricultural purposes.

- 1) Will the proposal affect or be affected by surrounding working farm or forest land normal business operations, such as oversize equipment access, the application of pesticides, tilling, and harvesting? If so, how:

There are no agricultural uses within the vicinity or site.

- c. Describe any structures on the site.

A 116 year old residential structure being used for multiple tenants

- d. Will any structures be demolished? If so, which?

Yes the existing 116 year old residence is not current to code and will be demolished, if this amendment is approved.

- e. What is the current zoning classification of the site?

RSF zone

- f. What is the current comprehensive plan designation of the site?

Residential 4-10

- g. If applicable, what is the current shoreline master program designation of the site?

N/A

- h. Has any part of the site been classified as a critical area by the city or the county? If so, specify.

No

- i. Approximately how many people would reside or work in the completed project?

To be determined at time of building permit review.

- j. Approximately how many people would the completed project displace?

The structure has been used for three tenants.

- k. Proposed measures to avoid or reduce displacement impacts, if any:

To be determined at time of building permit review.

- l. Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any:

Compliance with applicable development codes

- m. Proposed measures to ensure the proposal is compatible with nearby agricultural and forest lands of long-term commercial significance, if any:

N/A

## 9. Housing

- a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing.

To be determined at time of building permit



- b. Approximately how many units, if any, would be eliminated? Indicate whether high-, middle- or low-income housing.

If approved, the existing 116 year old structure would be demolished.

- c. Proposed measures to reduce or control housing impacts, if any:

To be determined at time of building permit review.

#### 10. Aesthetics

- a. What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed?

To be determined at building permit review and in compliance with CC-2 DC standards.

- b. What views in the immediate vicinity would be altered or obstructed?

None

- c. Proposed measures to reduce or control aesthetic impacts, if any:

Compliance with applicable development standards.

#### 11. Light and Glare

- a. What type of light or glare will the proposal produce? What time of day would it mainly occur?

This is a non-project action and the above will be determined at the time of building permit review.

- b. Could light or glare from the finished project be a safety hazard or interfere with views?

No

- c. What existing off-site sources of light or glare may affect your proposal?

None

- d. Proposed measures to reduce or control light and glare impacts, if any:

Indirect exterior lighting if installed.

#### 12. Recreation

- a. What designated and informal recreational opportunities are in the immediate vicinity?

None

- b. Would the proposed project displace any existing recreational uses? If so, describe.

No

- c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any:

None

### 13. Historic and cultural preservation

- a. Are there any buildings, structures, or sites, located on or near the sited that are over 45 years old listed in or eligible for listing in national, state, or local preservation registers located on or near the site? If so, specifically describe.

The existing structure is 116 years old but not on the historic register.

- b. Are there any landmarks, features, or other evidence of Indian or historic use or occupation? This may include human burials or old cemeteries. Are there any material evidence, artifacts, or areas of cultural importance on or near the site? Please list any professional studies conducted at the site to identify such resources.

Unknown

- c. Describe the methods used to assess the potential impacts to cultural and historic resources on or near the project site. Examples include consultation with tribes and the department of archaeology and historic preservation, archaeological surveys, historic maps, GIS data, etc.

None, due to existing land use activities surrounding the site.

- d. Proposed measures to avoid, minimize, or compensate for loss, changes to, and disturbance to resources. Please include plans for the above and any permits that may be required.

None

### 14. Transportation

- a. Identify public streets and highways serving the site or affected geographic area and describe proposed access to the existing street system. Show on site plans, if any.

Monroe Street corridor and Montgomery to the site.

- b. Is site or affected geographic area currently served by public transit? If so, generally describe. If not, what is the approximate distance to the nearest transit stop.

STA Route 4 serves the subject property within 150' on Monroe ST.

- c. How many additional parking spaces would the completed project or non-project proposal have? How many would the project or proposal eliminate?

To be determined at time of building permit review.



- d. Will the proposal require any new or improvements to existing roads, streets, pedestrian, bicycle or state transportation facilities, not including driveways? If so, generally describe (indicate whether public or private).

This is a non-project action and the above will be determined at the time of building permit review.

- e. Will the project or proposal use (or occur in the immediate vicinity of) water, rail or air transportation? If so, generally describe.

No

- f. How many vehicular trips per day would be generated by the completed project or proposal? If known, indicate when peak volumes would occur and what percentage of the volume would be trucks (such as commercial and non-passenger vehicles). What data or transportation models were used to make these estimates? (Note: to assist in review and if known, indicate vehicle trips during PM peak, AM Peak, and Weekday (24 hours).

To be determined at time of building permit issuance.

- g. Will the proposal interfere with, affect or be affected by the movement of agricultural and forest products on roads or streets in the area? If so, general describe.

N/A

- h. Proposed measures to reduce or control transportation impacts, if any:

To be determined at time of building permit review.

#### 15. Public services

- a. Would the project result in an increased need for public services (for example: fire protection, police protection, public transit, health care, schools, other)? If so, generally describe.

To be determined at time of building permit review.

- b. Proposed measures to reduce or control direct impacts on public services, if any:

To be determined at time of building permit review.

#### 16. Utilities

- a. Check utilities currently available at the site:

☒ electricity    ☒ natural gas    ☒ water    ☒ refuse service

☒ telephone    ☒ sanitary sewer    ☐ septic system

Other: Answer


- b. Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed:  
To be determined at time of building permit review.



**C. SIGNATURE**

I, the undersigned, swear under penalty of perjury that the above responses are made truthfully and to the best of my knowledge. I also understand that, should there be any willful misrepresentation or willful lack of full disclosure on my part, the agency must withdraw any determination of Non-significance that it might issue in reliance upon this checklist.

Date: May 9, 2021

Signature: 

**Please Print or Type:**

**PROJECT PROPONENT:**

Name: Ten Talents LLC Mark Agee Address: P O Box 1199  
Phone: (509) 951-1033 Veradale WA 99037

**CHECKLIST PERPARER (If different from proponent):**

Name: Dwight Hume Address: 9101 N Mt. View Lane  
Phone: (509) 435-3108 Spokane WA 99218

**FOR STAFF USE ONLY**

Staff member(s) reviewing checklist: Kevin Freibott

Based on this staff review of the environmental checklist and other pertinent information, staff concludes that:

- ☒ A. There are no probable significant adverse impacts and recommends a Determination of Nonsignificance.
- ☐ B. Probable significant adverse environmental impacts do exist for the current proposal and recommends a Mitigated Determination of Nonsignificance with conditions.
- ☐ C. There are probable significant adverse environmental impacts and recommends a Determination of Significance.

#### D. SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS

*(Do not use this sheet for project actions)*

Because these questions are very general, it may be helpful to read them in conjunction with the list of elements of the environment.

When answering these questions, be aware of the extent the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

1. How would the proposal be likely to increase discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise?

The proposed use is yet to be determined. If approved, it would allow mixed use of residential and/or retail. No impacts are foreseen from these uses as they exist in the vicinity.

Proposed measures to avoid or reduce such increases are:

To be determined at time of building permit review.

2. How would the proposal be likely to affect plants, animals, fish, or marine life?

This is an urban environment, no impacts are foreseen.

Proposed measures to protect or conserve plants, animals, fish, or marine life are:

None

2. How would the proposal be likely to deplete energy or natural resources?

To be determined at time of building permit review.

Proposed measures to protect or conserve energy and natural resources are:

Compliance with energy codes will be imposed during construction.

3. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection, such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, flood plains or prime farmlands?

None of the above mentioned environments occur on the subject site or in the vicinity. This is an area previously designated for intense urban development within the existing comprehensive plan as prepared by the City of Spokane Planning Department and approved by both the City of Spokane Planning Commission and City Council.



Proposed measures to protect such resources or to avoid or reduce impacts are:

None

4. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?

The subject site is not within Shorelines Management jurisdiction. However, it is located within an adopted Centers and Corridor area intended for intense mixed use development. If approved, the site must comply with applicable development regulations to assure land use compatibility.

Proposed measures to avoid or reduce shoreline and land use impacts are:

See above answer

5. How would the proposal be likely to increase demands on transportation or public services and utilities?

This is a 7000 sf inclusion to an existing CC-2 DC area. No impacts are foreseen from this inclusion.

Proposed measures to reduce or respond to such demand(s) are:

None

6. Identify, if possible, whether the proposal may conflict with local, state or federal laws or requirements for the protection of the environment.

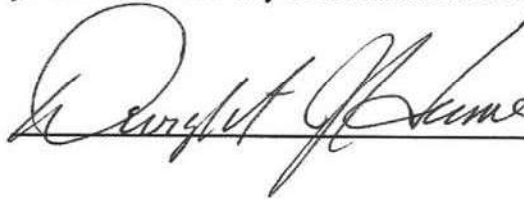
As a designated intense area of mixed use, a project within the subject property developed in full compliance with applicable development regulations, will have no conflict with state or federal laws or requirements for the protection of the environment.

**C. SIGNATURE**

I, the undersigned, swear under penalty of perjury that the above responses are made truthfully and to the best of my knowledge. I also understand that, should there be any willful misrepresentation or willful lack of full disclosure on my part, the agency must withdraw any determination of Nonsignificance that it might issue in reliance upon this checklist.

Date: May 9, 2021

Signature: \_\_\_\_\_



**Please Print or Type:**

**PROJECT PROPONENT:**

Name: Ten Talents C/O Mark Agee Address: POB 1199

Phone: (509) 951-1033 Veradale WA 99037

**CHECKLIST PERPARER (If different from proponent):**

Name: Dwight Hume Address: 9101 N Mt. View Lane

Phone: (509) 435-3108 Spokane WA 99218

**FOR STAFF USE ONLY**

Staff member(s) reviewing checklist: Kevin Freibott

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- ☐ C. There are probable significant adverse environmental impacts and recommends a Determination of Significance.



## NONPROJECT DETERMINATION OF NONSIGNIFICANCE

**FILE NO(S):** Z20-207COMP

**PROPONENT:** Ten Talents LLC (Agent: Dwight Hume, Land Use Solutions and Entitlement)

**DESCRIPTION OF PROPOSAL:** Amendment of the Land Use Plan Map designation for one parcel totaling 0.16 acres from "Residential 4-10" to "General Commercial" and a concurrent change of zoning from "Residential Single-Family (RSF)" to "Centers and Corridors Type 2, District Center" No specific development proposal is being approved at this time.

**LOCATION OF PROPOSAL, INCLUDING STREET ADDRESS, IF ANY:** The proposal concerns one parcel: 35073.2505, located at 1015 W Montgomery Avenue, SW of N Monroe Street and W Montgomery Avenue in the Emerson/Garfield neighborhood.

**LEGAL DESCRIPTION:** Legal descriptions of the subject property is available by contacting the City of Spokane. Located in 7-25-43 SW.

**LEAD AGENCY:** City of Spokane

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An Environmental Impact Statement (EIS) is not required under RCW 43.21C.030(2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. This information is available to the public on request.

- [ ] There is no comment period for this DNS.
- [ ] This DNS is issued after using the optional DNS process in section 197-11-355 WAC. There is no further comment period on the DNS.
- [X] This DNS is issued under 197-11-340(2); the lead agency will not act on this proposal for at least 14 days from the date of issuance (below). Comments regarding this DNS must be submitted no later than 5 p.m. on October 12, 2021 if they are intended to alter the DNS.

\*\*\*\*\*

**Responsible Official:** Louis Meuler

**Position/Title:** Interim Director, Planning Services **Phone:** (509) 625-6300

**Address:** 808 W. Spokane Falls Blvd., Spokane, WA 99201

**Date Issued:** September 28, 2021 **Signature:** Louis Meuler  
Louis Meuler (Sep 16, 2021 14:20 PDT)

\*\*\*\*\*

**APPEAL OF THIS DETERMINATION**, after it has become final, may be made to the City of Spokane Hearing Examiner, 808 West Spokane Falls Blvd., Spokane WA 99201. The appeal deadline is Noon on October 19, 2021 (21 days from the date of the signing of this DNS). This appeal must be on forms provided by the Responsible Official, make specific factual objections, and be accompanied by the appeal fee. Contact the Responsible Official for assistance with the specifics of a SEPA appeal.

\*\*\*\*\*



2020/2021 Comprehensive Plan Amendments

## **PLAN COMMISSION FINDINGS OF FACT, CONCLUSIONS, AND RECOMMENDATIONS ON COMPREHENSIVE PLAN AMENDMENT FILE Z20-207COMP**

**A Recommendation of the Spokane Plan Commission to the City Council to APPROVE the Comprehensive Plan Amendment application seeking to amend the land use plan map designation from “Residential 4-10” to “General Commercial” for a 0.16-acre area located at 1015 W Montgomery. The implementing zoning designation recommended is “Centers and Corridors Type 2, District Center (CC2-DC)”.**

### **FINDINGS OF FACT:**

- A. The City of Spokane adopted a Comprehensive Plan in May of 2001 that complies with the requirements of the Growth Management Act (GMA).
- B. Under GMA, comprehensive plans generally may be amended no more frequently than once a year, and all amendment proposals must be considered concurrently in order to evaluate for their cumulative effect.
- C. Amendment application Z20-207COMP (the “Application”) was submitted in a timely manner for review during the City’s 2020/2021 amendment cycle.
- D. The Application seeks to amend the land use plan map designation for a 0.16-acre area located at 1015 W Montgomery (the “Property”) from “Residential 4-10” to “General Commercial” with a corresponding change in zoning from “Residential Single Family (RSF)” to “Centers and Corridors Type 2, District Center (CC2-DC)”.
- E. The owner of the Property also owns an interest in the parcels immediately to the east and southeast of the property.
- F. Annual amendment applications were subject to a threshold review process to determine whether the applications will be included in the City’s Annual Comprehensive Plan Amendment Work Program.
- G. On February 17, 2021, an Ad Hoc City Council Committee reviewed the applications that had been timely submitted and forwarded its recommendation to City Council regarding the applications.
- H. On April 26, 2021, the City Council adopted Resolution RES 2021-0023 establishing the 2021 Comprehensive Plan Amendment Work Program and included the Application in the Work Program.
- I. Thereafter, on May 19, 2021, staff requested comments from agencies, departments, and neighborhood councils. The City received one comment letter regarding the Application from the City Engineering Department noting that site-specific comments would be issued at the building permit review stage.



- J. On May 20, 2021, the Land Use Subcommittee of the Community Assembly received a presentation regarding the 2020 Comprehensive Plan Amendment Work Program, including the Application.
- K. A Notice of Application was published on June 21, 2021 in the Spokesman Review and was mailed to all properties and owners within a 400-foot radius of the subject Properties and any adjacent properties with the same ownership. Signs were also placed on the subject Properties in plain view of the public. The Notice of Application initiated a 60-day public comment period from June 21 to August 20, 2021, during which no comments were received.
- L. On June 23, 2021, the Spokane City Plan Commission held a workshop to study the Application.
- M. On August 5, 2021, the Community Assembly received a presentation regarding the 2021 Comprehensive Plan Amendment Work Program and the Application and was provided with information regarding the dates of Plan Commission workshops and hearings.
- N. On September 20, 2021, the Washington State Department of Commerce and appropriate state agencies were given the required 60-day notice of intent to adopt before adoption of any proposed changes to the Comprehensive Plan.
- O. On September 26 and October 6, 2021, notice was published in the Spokesman Review providing notice of a SEPA Determination of Non-Significance and notice of the Plan Commission Public Hearing.
- P. On September 28, 2021, staff published a report addressing SEPA and providing staff's analysis of the merits of the Application, copies of which were circulated as prescribed by SMC 17G.020.060B.8. Staff's analysis of the Application recommended approval of the Application.
- Q. On September 29, 2021, a State Environmental Policy Act (SEPA) Checklist and Determination of Non-Significance were issued for the Application. The deadline to appeal the SEPA determination was September 14, 2020. No comments on the SEPA determination were received.
  - 1. Notice of the SEPA Determination for the Application was published in the Official Gazette on September 29 and October 6, 2021.
- R. On September 29, 2021, Notice of Public Hearing and SEPA Determination was posted on the Property and mailed to all property owners and taxpayers of record, as shown by the most recent Spokane County Assessor's record, and occupants of addresses of property located within a four-hundred-foot radius of any portion of the boundary of the subject Properties.
- S. On October 13, 2021, the Plan Commission held a public hearing on the Application, including the taking of verbal testimony, closed the verbal record, closed the written record as of Monday, October 25, and postponing deliberations until the following hearing date.
  - 1. No public testimony was provided at the hearing, save for a presentation by the applicant.
- T. On October 27, 2021, the Plan Commission conducted its deliberations on this application and voted to recommend the City Council approve this application.

- U. As a result of the City's efforts, pursuant to the requirements of SMC 17G.020.070, the public has had extensive opportunities to participate throughout the process and persons desiring to comment were given an opportunity to do so.
- V. Except as otherwise indicated herein, the Plan Commission adopts the findings and analysis set forth in the Staff Report prepared for the Application (the "Staff Report").
- W. The Plan Commission finds that the proposal meets the intent and requirements of the Comprehensive Plan, most specifically the policies under Goal LU 3, Centers and Corridors, concerning the establishment of Center-Type land uses in the City.
- X. The Plan Commission finds that the proposal meets the decision criteria established by SMC 17G.020.030, as described in the Staff Report.

## **CONCLUSIONS:**

Based upon the application materials, staff analysis (which is hereby incorporated into these findings, conclusions, and recommendation), SEPA review, agency and public comments received, and public testimony presented regarding application File No. Z20-207COMP, the Plan Commission makes the following conclusions with respect to the review criteria outlined in SMC 17G.020.030:

1. The Application was submitted in a timely manner and added to the 2021 Annual Comprehensive Plan Amendment Work Program, and the final review application was submitted as provided in SMC 17G.020.050(D).
2. Interested agencies and the public have had extensive opportunities to participate throughout the process and persons desiring to comment have been given that opportunity to comment.
3. The Application is consistent with the goals and purposes of GMA.
4. Any potential infrastructure implications associated with the Application will either be mitigated through projects reflected in the City's relevant six-year capital improvement plans or through enforcement of the City's development regulations at time of development.
5. As outlined in above in the Findings of Fact, the Application is internally consistent as it pertains to the Comprehensive Plan, as described in SMC 17G.020.030.E.
6. The Application is consistent with the Countywide Planning Policies for Spokane County, the comprehensive plans of neighboring jurisdictions, applicable capital facilities plans, the regional transportation plan, and official population growth forecasts.
7. The Application has been considered simultaneously with the other proposals included in the 2021 Annual Comprehensive Plan Amendment Work Program in order to evaluate the cumulative effect of all the proposals.
8. SEPA review was completed for the Application.



9. The Application will not adversely affect the City's ability to provide the full range of urban public facilities and services citywide at the planned level of service, or consume public resources otherwise needed to support comprehensive plan implementation strategies.
10. The Application proposes a land use designation that is in conformance with the appropriate location criteria identified in the comprehensive plan (e.g., compatibility with neighboring land uses, proximity to arterials, etc.).
11. The proposed map amendment and site is suitable for the proposed designation.
12. The map amendment would implement applicable comprehensive plan policies better than the current map designation.

#### **RECOMMENDATIONS:**

In the matter of Z20-207COMP, a request by Dwight Hume of Land Use Solutions and Entitlement on behalf of the Ten Talents LLC to change the land use plan designation on 0.16 acres of land from "Residential 4-10" to "General Commercial" with a corresponding change of the implementing zoning to "Centers and Corridors Type 2, District Center" (CC2-DC), based upon the above listed findings and conclusions, by a vote of **8 to 0**, the Spokane Plan Commission recommends City Council **APPROVE** the requested amendment to the Land Use Plan Map of the City's Comprehensive Plan with corresponding amendment to the City's Zoning Map, and authorizes the President to prepare and sign on the Commission's behalf a written decision setting forth the Commission's findings, conclusions, and recommendation on the application.



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**Todd Beyreuther, President**

Spokane Plan Commission

November 08, 2021

# Findings and Conclusions - Z20-207COMP




## Document 2 of 6

Final Audit Report

2021-11-08

Created:	2021-11-05
By:	Jackie Churchill (jchurchill@spokanecity.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAAgV0KdMCXqNgEijjAALzwYdhDq_ujy8tl

## "Findings and Conclusions - Z20-207COMP Document 2 of 6" History

-  Document created by Jackie Churchill (jchurchill@spokanecity.org)  
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-  Document e-signed by Todd Beyreuther (tbeyreuther@spokanecity.org)  
Signature Date: 2021-11-08 - 8:16:55 PM GMT - Time Source: server- IP address: 73.11.187.178
-  Agreement completed.  
2021-11-08 - 8:16:55 PM GMT



## Freibott, Kevin

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**From:** Johnson, Erik D.  
**Sent:** Wednesday, June 2, 2021 9:44 AM  
**To:** Freibott, Kevin  
**Subject:** FW: RFC for Comp Plan Map Amendment Proposal - 1015 W Montgomery Ave  
**Attachments:** RFC - 1015 W Montgomery - Z20-207COMP.pdf; RFC - 155 E Cleveland - Z20-206COMP.pdf; RFC - 120 N Magnolia - Z20-194COMP.pdf

Kevin,

I took a look at these Comp Plan Land Use Map Amendments and have no Engineering concerns. Comments relating to access, the design of water, sewer, street improvements, and stormwater will be addressed as part of building permit review.

Thanks,



Erik Johnson | City of Spokane | Engineering Technician IV  
Office 509.625.6445 | Cell 509.995.0870 | [edjohnson@spokanecity.org](mailto:edjohnson@spokanecity.org)



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# Comprehensive Plan or Land Use Code Amendment

Pre-Application

Rev.20180102

W 1022 & 1028 Sinto Map Amendment

## DESCRIPTION OF THE PROPOSED AMENDMENT:

(Please check the appropriate box(es))

- |   |   |
|---|---|
| <input type="checkbox"/> Comprehensive Plan Text Change | <input checked="" type="checkbox"/> Land Use Designation Change |
| <input type="checkbox"/> Regulatory Code Text Change    | <input type="checkbox"/> Area-Wide Rezone                       |

**Please respond to these questions on a separate piece of paper. Incomplete answers may jeopardize your application's chances of being reviewed during this amendment cycle.**

### 1. General Questions *(for all proposals):*

- a. Summarize the general nature of the proposed amendment.  
*A map amendment from R 10-20 and RTF zone to R 15+ and an RHD zone within the North Monroe Street Corridor.*
- b. Why do you feel this change is needed?  
*The existing residential structures were first constructed in 1891 and 1910 and are both functionally obsolete. Moreover, the City designated the subject properties within a Corridor that is intended to accommodate much higher densities than the current RTF zone allows. With Spokane's current shortage of housing, it is appropriate to accommodate some of that housing demand with the intended higher density zones.*
- c. In what way(s) is your proposal similar to or different from the fundamental concepts contained in the comprehensive plan?  
*As stated above, this is the recently updated North Monroe Corridor and pursuant to LU 3-2, Corridors are areas of mixed use that extend no more than two blocks in either direction from the center of the transportation corridor (Monroe). Within a Corridor, there is a greater intensity of development. Housing is up to 44 units per acre next to the transportation corridor with a density transition to 22 units per acre at the outer edge. This proposal is therefore consistent with the policy provisions of the comprehensive plan due to the location within the Corridor at a mid-point of that allowed density transition.*
- d. For text amendments: What goals, policies, regulations or other documents might be changed by your proposal? *Not Applicable*
- e. For map amendments:
  1. What is the current Land Use designation and zoning for each affected parcel? *R 10-20 and RTF*
  2. What is the requested Land Use designation and zoning for each affected parcel? *R 15+ and RHD*
  3. Describe the land uses surrounding the proposed amendment site(s); e.g. land use type, vacant/occupied, etc.  
*Subject: Existing S/F and 8-plex*  
*West: Residential S/F*  
*North/NE: Residential S/F*  
*South: vacant, garage, s/f and duplex*  
*East: S/F and Retail*





Memo

## **Additional Comments Received: Comp Plan Amendments**

Department of Planning Services

**Date:** November 8, 2021

**From:** Kevin Freibott, Assistant Planner II

**To:** Spokane City Council

Since the publication of the Staff Reports for the various proposed Comprehensive Plan Amendments, the City has received numerous additional written comments. These are not included in the Staff Reports and, thus, I have included them here for your review and consideration. The attached comments concern application **File Z20-207COMP**, Montgomery Avenue.

## Freibott, Kevin

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**From:** E.J. Iannelli <ej.iannelli@gmail.com>  
**Sent:** Friday, October 8, 2021 10:16 AM  
**To:** Freibott, Kevin  
**Subject:** NPAC / Z20-207COMP

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

[CAUTION - EXTERNAL EMAIL - Verify Sender]

Kevin,

Just left you a voicemail but wanted to follow up via e-mail as well. There were two queries:

One is the NPAC. I'm supposed to be applying to succeed Megan Kennedy on that, but I haven't been alerted to any application process. We'd corresponded via Karen Stratton on this back in late April, and I just want to make sure I haven't missed any important deadlines.

The second issue—of equal importance—concerns Z20-207COMP. This is Mark Agee's business Ten Talents LLC applying for a rezone. On paper this looks fairly straightforward, but the situation on the ground has become considerably more fraught. Ten Talents also owns and operates The Lloyd, which has become a major trouble spot in the neighborhood, and some candid conversations with housing leaders have suggested that mismanagement is a root cause.

The small group of neighbors who are aware of the links between the drug/theft/vandalism/violence problems, The Lloyd and the planning request are starting to grow very, very concerned that the rezone is the first step in having not one but two under-supervised, under-equipped, under-maintained transitional housing facilities concentrated on a single block. The litany of problems we're already facing is immense, and approval of what seems to be a benign zone change will almost certainly send this area into an unrecoverable downward spiral.

What I'd like to know is, what steps can one take to table approval of the rezone request until the problems at The Lloyd have been permanently addressed?

Looking forward to hearing from you. If it's more convenient to call, I'm on (509) 720-7350.

Best,

— E.J.



## Freibott, Kevin

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**From:** Freibott, Kevin  
**Sent:** Wednesday, October 13, 2021 9:49 AM  
**To:** ej.iannelli@gmail.com  
**Cc:** Stratton, Karen; Kinnear, Lori; Meuler, Louis; Richman, James; Black, Tirrell  
**Subject:** Re: The Lloyd/Z20-207COMP

Good morning, EJ. I just wanted to expand a bit on our conversation on the phone after you submitted your comments and follow up on your concerns with safety/operations at the Lloyd apartments and the site of file Z20-207COMP (1015 W Montgomery Ave). As I mentioned on the phone earlier this week, the only application we have from Ten Talents at this point is for the Comprehensive Plan Amendment and the rezone. No development has been proposed or applied for on the properties north of the Lloyd. If the applicant is successful with their comprehensive plan amendment request, they would still have to apply for a demo permit and building permit before any physical changes would occur to the site.

I thought you might like to review the Staff Report for the Comp Plan Amendment/Rezone on Montgomery. You can find the [Staff Report via this link](#). In the staff report you'll find our analysis of the various criteria against which any such amendment is considered, found in the Municipal Code in [SMC 17G.020.030](#). These are the guidelines the City uses when considering Comp Plan Amendments for adoption.

As I mentioned before, I'll make sure to forward your original email to me to the Plan Commission and City Council prior to their hearings on the proposal as part of the public record for this application. In the meantime, if you have any additional questions please don't hesitate to contact me. Thanks and have a good day!

Kevin



**Kevin Freibott** | Planner II | City of Spokane - Planning and Development Services  
509.625-6184 | <mailto:kfreibott@spokanecity.org> | [spokanecity.org](http://spokanecity.org) | [spokaneplanning.org](http://spokaneplanning.org)



**From:** [Mark Agee](#)  
**To:** [Freibott, Kevin](#); [Dwight Hume](#)  
**Subject:** DeLorzier Letter  
**Date:** Friday, October 15, 2021 4:23:25 PM

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[CAUTION - EXTERNAL EMAIL - Verify Sender]

Kevin,

I totally understand the neighborhood concerns and share them myself. The issue is not that I don't care and haven't started dealing with the problems or poor tenants, drugs, and other illegal acts in the building and area,, but rather the problems have had no good solutions due to changes in our STATE LAWS. Not only have my hands and Volunteers of America ( our majority tenant) been tied, but as I'm sure you are aware, the police can no longer act on many of these issues. We have evicted problematic folks as fast as legally possible and have increased our security in the building and properties to try to keep the problem folks out.

Our desire is to clean up our part of the block and bring it back to the family neighborhood it once was, and could again be.

We have NO PLANS to move ahead on a new project until the current building is made whole, safe and family friendly. Any new project would target working families in need of affordable housing, which is where the LLoyd is heading. Thank you for your time and consideration.

--

Mark L Agee

509-951-1033



**From:** [Dwight Hume](#)  
**To:** [Freibott, Kevin](#)  
**Cc:** [Mark Agee](#)  
**Subject:** Z20-207COMP Lloyd Apt Concerns  
**Date:** Monday, October 18, 2021 2:30:14 PM

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**[CAUTION - EXTERNAL EMAIL - Verify Sender]**

Kevin: I would remind the Planning Commission that this unfortunate social concern is not relevant to land use planning and this request does two things; 1) it enables reuse of the subject site on Montgomery with new compliant construction and 2) it provides for the integration of the parcel into the currently vacant parcel at Montgomery and Monroe for more efficient site planning.

Respectfully Submitted

*Dwight J Hume*

Land Use Solutions and Entitlement  
9101 N Mt. View Lane  
Spokane WA 99218  
509-435-3108