

**STAFF REPORT ON COMPREHENSIVE PLAN
LAND USE AMENDMENT APPLICATION
0.29 acre at 701 and 707 South Sherman Street; File Z18-883COMP**

I. SUMMARY OF REQUEST AND RECOMMENDATIONS:

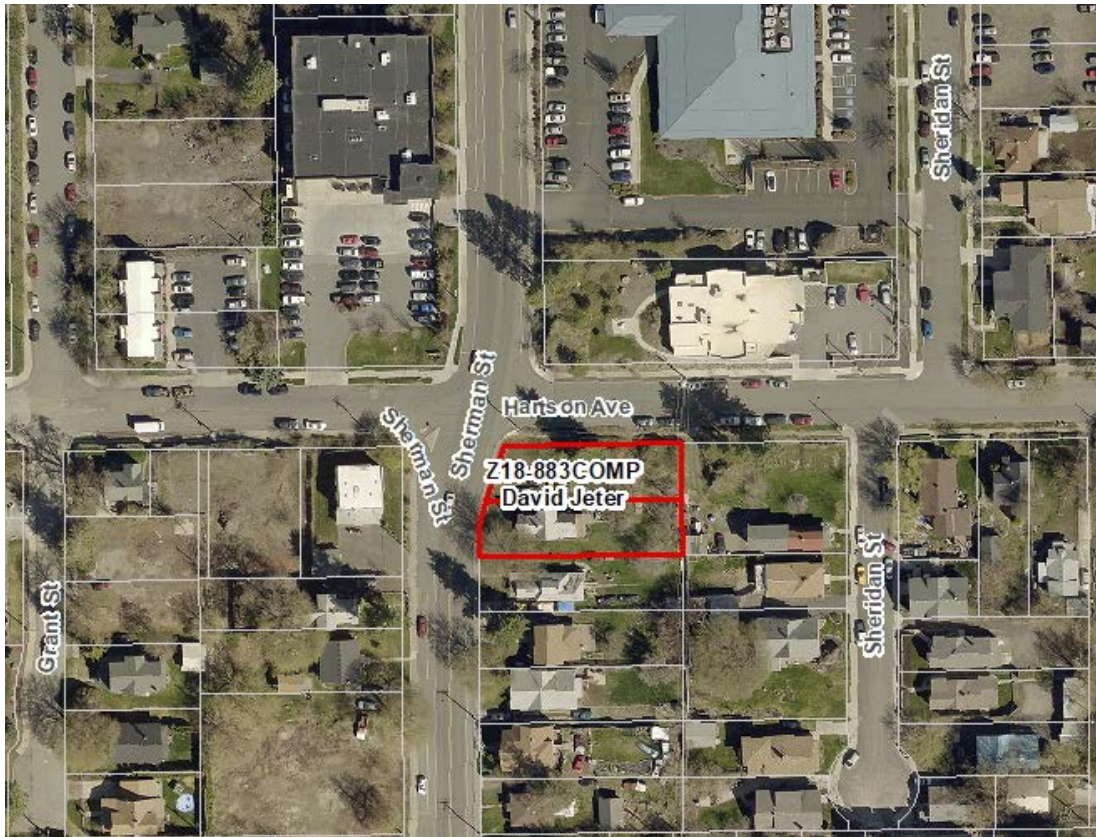
DESCRIPTION OF PROPOSAL:

Change parcels 35203.0101 and 35203.0102 from “Residential 15-30 Land Use” and RMF zoning to “Office Land Use” and O-35 zoning (same as adjacent parcel to the north). The subject parcels are approximately 13,000 square feet (0.29 acre) total. No specific development proposal is being approved at this time.

II. GENERAL INFORMATION

Agent:	Dwight Hume, Land Use Solutions and Entitlement
Applicant/Property Owner(s):	David Jeter, MPT, COMT, Acceleration Physical Therapy/Carl Upton and Patricia Upton aka Patricia Reilly
Location of Proposal:	The subject site is two parcels located on the southeast corner of South Sherman Street and East Hartson Avenue, (701 and 707 S Sherman St / parcels 35203.0101 and 35203.0102). The concerned property totals approx. 13,000 square feet (0.29 acre).
Legal Description:	Lots 1 and 2 of Subdivision of Lot 5, GH Morgan's Addition
Existing Land Use Plan Designation:	“Residential 15-30”
Proposed Land Use Plan Designation:	“Office”
Existing Zoning:	RMF (Residential Multifamily)
Proposed Zoning:	O-35 (Office with 35-foot height limit)
SEPA Status:	A SEPA threshold Determination of Non-Significance (DNS) was made on August 27, 2019. The appeal deadline is 5 p.m. on September 10, 2019.
Enabling Code Section:	SMC 17G.020, Comprehensive Plan Amendment Procedure.
Plan Commission Hearing Date:	September 11, 2019
Staff Contact:	Nathan Gwinn, Assistant Planner; ngwinn@spokanecity.org
Recommendation:	Approve, if the Plan Commission finds the application conforms with appropriate location criteria

III. BACKGROUND INFORMATION

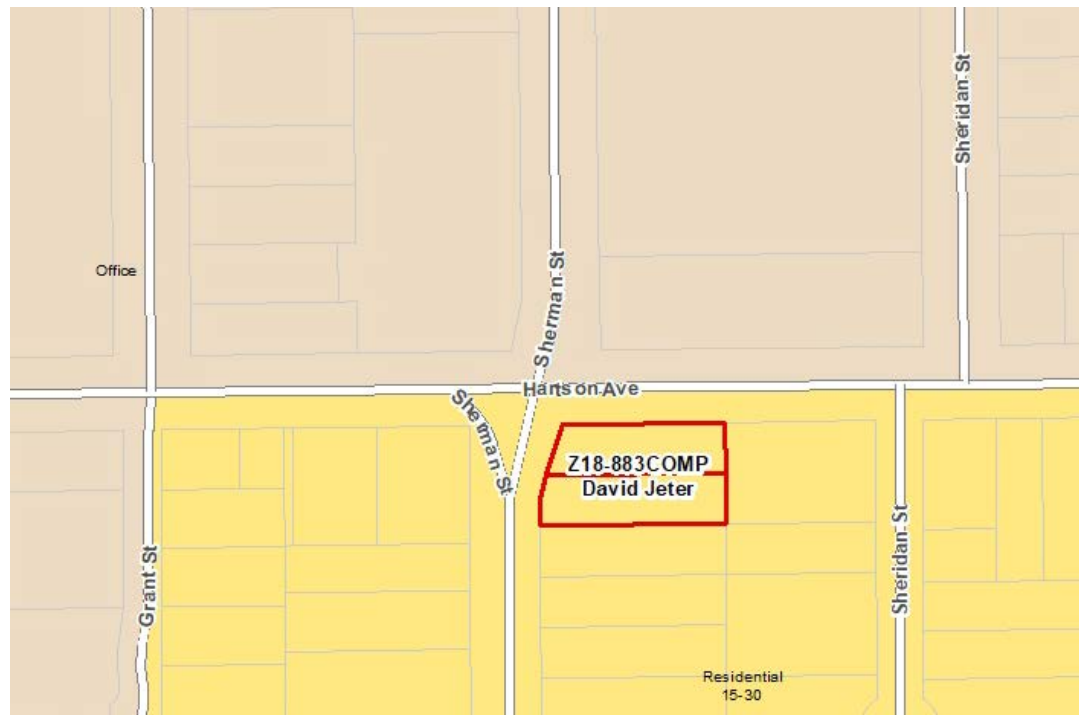


- A. Site Description:** The subject parcels (tax parcels 35203.0101 and 35203.0102) for the proposal contain approximately 13,000 square feet (0.29 acre), situated at 701 & 707 S Sherman St. The site is improved with a single-family dwelling built in 1895 on the southern lot. Situated at the southeast corner of S Sherman St and E Hartson Ave, the property fronts the east side of Sherman, a minor arterial, and the south side of Hartson, a local access street.

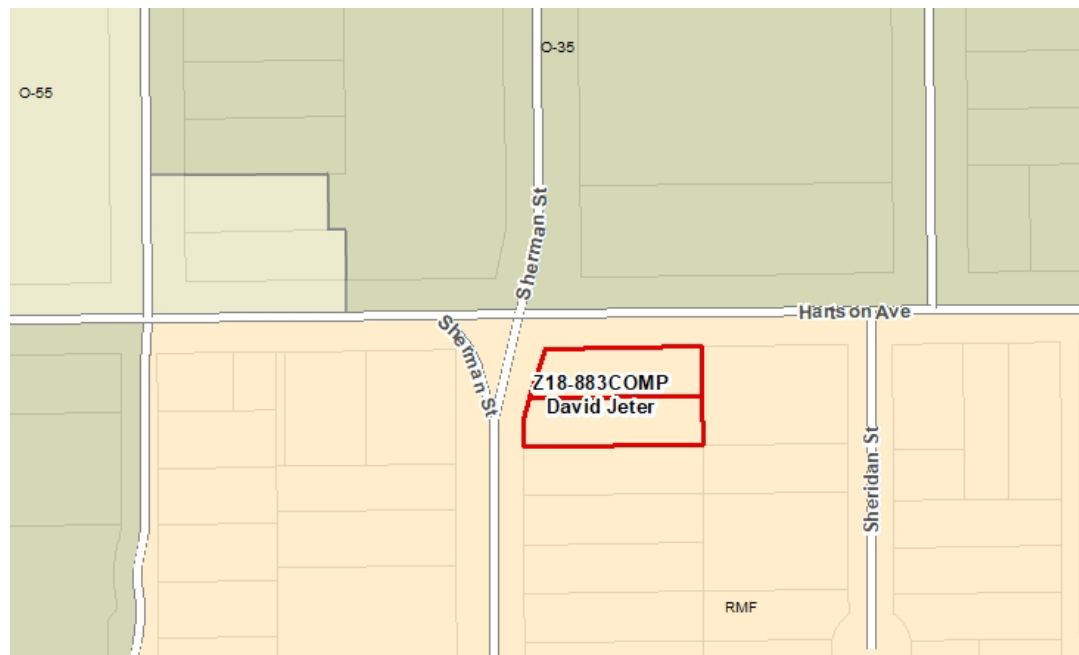
The subject parcels share a block with several other single-family dwellings and some duplexes.

- B. Proposal Description:** Pursuant to the procedures provided in [chapter 17G.060](#) Spokane Municipal Code, “Comprehensive Plan Amendment Procedure,” the applicant is requesting a Comprehensive Plan Land Use Plan Map designation change from “Residential 15-30” to “Office.” If approved, the zoning would be changed from RMF (Residential Multifamily – 35 feet) to O-35 (Office – 35 feet). Although the project description submitted by the applicant indicates that the site would be improved for an office and off-street parking, the applicant’s proposal does not include any specific plans for development or improvement to the property. Development and improvement of the site would be subject to all relevant provisions of the City’s Unified Development Code, including without limitation, [chapter 17D.010](#) SMC relating to concurrency.

C. Existing Land Use Plan Map Designations with Subject Property in Bold Red Outline



D. Existing Zoning Map with Subject Property in Bold Red Outline



E. Land Use History: The subject property was annexed to the City in 1883 and later platted as Lots 1 and 2 of Subdivision of Lot 5, GH Morgan's Addition in 1889. The home at 707 S Sherman St was built in 1895. Permit records indicate

at least one dwelling was also built on the northern lot at 701 S Sherman St by 1917, but that lot is now vacant.

By 1975, the subject property was zoned Multifamily Residence (R3), similar to the current designation adopted in 2007. However, two citywide plans in the intervening time designated the site differently. In 1983, the City's Land Use Plan designated the site Low Density Residential. Afterward, when the City adopted its Comprehensive Plan in 2001 under newly adopted requirements of the Growth Management Act, the site and block were designated Residential 4-10. Commensurate with the designation, the site was rezoned Residential Single-Family (RSF) in 2006 under ORD C33841. However, in January 2007, the Land Use Plan Map designation was changed to Residential 15-30 after adoption of the East Central Area Land Use Plan Changes under ORD C33945, changing the implementing zoning from RSF to RMF and returning to multifamily residential zoning of the property.

F. Adjacent Land Uses and Improvements:

North: across E Hartson Ave	Office designation; medical office and parking lot, built in 2013
South	Residential 15-30; Single-family residence
East	Residential 15-30; Single-family residence
West: across S Sherman St	Residential 15-30; Multi-family residential building and parking lot

G. Street Designations: The subject property lies at the southeast corner of East Hartson Avenue and South Sherman Street. The Proposed Arterial Network Map TR 12, in Chapter 4 of the Comprehensive Plan, classifies Sherman Street as an **Urban Minor Arterial**. East Hartson Avenue is a local access street.

H. Application Process:

- Application was submitted on October 29, 2018.
- City Council established the Annual Comprehensive Plan Amendment Work Program for 2019 by resolution ([RES 2019-0011](#)) on February 25, 2019;
- Applicant was provided Notice of Application on May 15, 2019;
- Notice of Application was posted, published, and mailed on May 28, 2019, which began a 60-day public comment period, ending on July 29, 2019;
- A SEPA Determination of Non Significance was issued on August 27, 2019;
- Notice of Public Hearing was posted and mailed by August 28, 2019;
- Notice of Public Hearing was published on August 28 and September 4, 2019;
- Hearing date is scheduled with the Plan Commission for September 11, 2019.

IV. AGENCY, INTERESTED DEPARTMENT, & PUBLIC COMMENT

Notice of this proposal was sent to City departments and outside agencies for their review. Department and outside agency comments are included in this report as Exhibits 5 and 6. Two agency/city department comments were received regarding this application:

- Avista
- City of Spokane, Development Services

Notice of this proposal was also sent to the East Central Neighborhood Council and all property owners within the notification area. Notice was posted on the subject property and in the local library branch, and published in the Spokesman Review.

- One comment letter in opposition to the proposal was received from a property owner in the vicinity, at 715 S Sherman St, while no comments were received from other members of the public prior to the comment deadline. The letter is included in this report as Exhibit 7. Note: The comment letter author's property does not directly abut the subject site as his letter suggests, but it does adjoin another neighboring single-family dwelling at 711 S Sherman St, which lies between the 715 S Sherman St and the subject site.

V. COMPREHENSIVE PLAN AMENDMENT PROCESS GUIDING PRINCIPLES

SMC [17G.020.010](#) provides the following guiding principles for the annual comprehensive plan amendment process:

1. Keep the comprehensive plan alive and responsive to the community.
2. 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.
3. Make map adjustments based on a foundation in policy language, consistently applying those concepts citywide.
4. Honor the community's long-term investment in the comprehensive plan, through public participation and neighborhood planning processes, by not making changes lightly.
5. 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.
6. Amendments to the comprehensive plan must result in a net benefit to the general public.

VI. REVIEW CRITERIA

SMC Section [17G.020.030](#) establishes the approval criteria for Comprehensive Plan amendments, including Land Use Plan Map amendments. In order to approve a Comprehensive Plan Land Use Plan Map amendment request, the decision-making authority shall make findings of fact based on evidence provided by the applicant that demonstrates satisfaction of all the applicable criteria. The applicable criteria are shown below in ***bold italic*** print. Following each criterion is staff analysis relative to the amendment requested.

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 meets 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 meets 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 comment request or require a traffic impact analysis for the proposal. The subject property is already served by water, sewer, and nearby transit service and lies immediately adjacent to S Sherman St, a minor arterial, and E Hartson Avenue, a local access street. Under State and local laws, any subsequent development of the site will be subject to a concurrency determination pursuant to SMC [17D.010.020](#). Staff finds that the proposal meets 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: The subject property is centrally located within the city in an area well-served by urban facilities and services, and the proposal itself does not involve a specific development project. Implementation of the concurrency

requirement, as well as applicable development regulations and transportation impact fees, will ensure that development is consistent with adopted comprehensive plan and capital facilities standards, or that sufficient funding is available to mitigate any impacts to existing infrastructure networks. The proposal meets this criterion.

E. Internal Consistency.

1. ***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. A planning process began in 2004 and 2005 to develop a Neighborhood Plan, adopted by the City under RES 2006-0032, following the City's neighborhood planning and centers and corridors planning guidelines. The plan encompassed all of the area within the East Central neighborhood council boundary, and it recommended studying the expansion of a medical district employment center in the vicinity of the subject site (pp. 23-24).

Following this, the City adopted the separate East Central Area Land Use Plan Changes effective January 10, 2007, under ORD C33945, as discussed above in section III.E of this report. The Ordinance recognized that some East Central residential areas including the subject property "...should now have the zoning map designation in place prior to June 14, 2006 reinstated" (p. 2). Later, East

Central became the first neighborhood to utilize funding allocated by the City Council in 2007 to complete a specific project, improvements to the Ben Burr Trail, through the neighborhood council's Action Plan for 2009. That trail is located more than a half-mile east of the applicant's property.

In summary, the neighborhood planning process identified a medical district for study in the vicinity of the subject proposal, additionally changing the Land Use Plan Map designation from Residential 4-10 to Residential 15-30 to reinstate the longstanding multifamily residential zoning here. Although the City adopted these measures, none of the neighborhood plans identified any other strategies relating to the future use or development of the subject parcels, nor were any specific improvements or projects identified within or adjacent to the subject parcels. Therefore, the proposal to change the land-use designation and zoning for the subject property is internally consistent with applicable neighborhood planning documents.

Miscellaneous Comprehensive Plan Goals and Policies. Staff have compiled a group of Comprehensive Plan Goals and Policies excerpted from the Comprehensive Plan and contained in Exhibit 1 of this report. Further discussion of Comprehensive Plan Policy LU 1.5 Office Uses is included under the staff analysis of Criterion K.2 below.

- 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.

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 (approximately 0.29-acre) area near the center of the urbanized area, with no foreseeable implications to regional or interjurisdictional 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 meets 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 four other applications for Comprehensive Plan amendments, as part of an annual plan amendment cycle. Three applications are for map amendments, while two are proposed text amendments to the Comprehensive Plan.

The three map amendment proposals, including the subject proposal, are spread throughout the city and concern properties distant from and unconnected to any of the others under consideration. Each of the three map amendment proposals is separated from the others by large swaths of pre-existing urban development. The conditions and exact modification(s) of land use and zoning are not likely to affect each other in any cumulative amount.

Both proposed text amendments are citywide in nature and significantly larger in the amount of property potentially impacted than the subject application. A proposed new policy (LU 4.6, Transit Supported Development, File [Z18-958COMP](#)) would encourage mixed-use development and high density residential development in areas adjacent to planned high-performance transit facilities, such as along E 5th Ave approximately 650 feet north of the subject site. The other text amendment is a proposed amendment to existing Policy LU 1.8, General Commercial Uses (File [Z19-002COMP](#)). However, any changes to land-use designations resulting from these pending policy changes would be required in a future annual application cycle, with no Land Use Plan Map changes occurring concurrently with this application. As such, it appears that no cumulative effects are possible, nor do the potential for such effects need to be analyzed. The proposal meets this criterion.

H. SEPA.

SEPA 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).

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 August 27, 2019. The proposal meets 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 an area totaling 0.29 acre, within a built-up area of the city served by the public facilities and services described in CFU 2.1. The proposed change in land-use designations affects a relatively small area, does not include a development proposal, 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. Staff finds that the proposal meets 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 application does not propose an amendment to the urban growth area boundary. 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. [...]

Staff Analysis: The proposal is for a map change only and does not include any proposed policy adjustments. Therefore, this subsection 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: Comprehensive Plan Chapter 3, Section 3.4 Description of Land Use Designations, provides that:

“Office: The Office designation usually indicates freestanding small office sites and larger sites with two or more buildings located along arterial streets or intersections or as a buffer adjacent to residential areas. Higher intensity office areas should be located around downtown Spokane.” (Comprehensive Plan Ch. 3, p. 3-39).

The subject site is located at the intersection of S Sherman St, a minor arterial, and E Hartson Ave, a local access street, and is located in a residential area adjacent to an Office designation across Hartson.

Policy LU 1.5, Office Uses, sets forth additional locational criteria for the Office land-use designation. It provides: “Direct new office uses to Centers and Corridors designated on the Land Use Plan Map.” The discussion section of Policy LU 1.5 provides further:

“To ensure that the market for office use is directed to Centers, future office use is generally limited in other areas. The Office designations located outside Centers are generally confined to the boundaries of existing Office designations. Office use within these boundaries is allowed outside of a Center.

“The Office designation is also located where it continues an existing office development trend and serves as a transitional land use between higher intensity commercial uses on one side of a principal arterial street and a lower density residential area on the opposite side of the street. Arterial frontages that are predominantly developed with single-family

residences should not be disrupted with office use. For example, office use is encouraged in areas designated Office along the south side of Francis Avenue between Cannon Street and Market Street to a depth of not more than approximately 140 feet from Francis Avenue.”

The proposal would expand the Office designation south across E Hartson Ave from the existing Office designation north of the subject site. The arterial block frontage on the east side of S Sherman St is currently improved with eight single-family residences and one duplex, and therefore predominately developed with single-family residences, however it is designated Residential 15-30 on the Land Use Plan Map and is zoned for multifamily use.

The block to the northeast, located between Sheridan and Hatch Streets and 5th Avenue and Hartson Avenue, was part of a 3.25-acre Comprehensive Plan Land Use Plan Map amendment, from Residential 15-30 to Office in 2013 (ORD C35026). In its review of that amendment, the City found that the proposal provided a transitional land use between the designated General Commercial district north of Interstate 90, considered a principal arterial – controlled access high capacity, and residential neighborhood to the south of the amendment site. The subject proposal is similarly located near Interstate 90, now classified on Map TR 12 Arterial Network Map as an Urban Interstate, and provides a transitional land use between the designated higher intensity commercial districts to the north (in this case, General Commercial and Office), and the residential neighborhood to the south of the amendment site.

The application materials offer indicators of an existing office development trend. The applicant cites expected growth along S Sherman St supported by the improvements to connect the East Central neighborhood with the University District at the new pedestrian bridge and plaza at E Sprague Ave and S Sherman St. The materials, including Paragraph 2 of the Early Threshold Review narrative, also mention six vacant parcels on the adjacent Residential 15-30 designated block to the west owned by MultiCare Health System, “presumably for future office expansion, even though it too, is within an RMF zone.” While those parcels are part of property in other nearby blocks to the northwest designated Office and also owned by MultiCare, including the Rockwood Clinic at 400 E 5th Ave, MultiCare has not as of the present time indicated interest in a change of land use on the Residential 15-30 block immediately adjacent and west of the subject site, nor has it applied for permits to improve those properties.

The application addresses compatibility with neighboring land uses, as it notes the immediately adjacent Office designated property to the north across Hartson Avenue, and suitability of extending the transitional Office designation to the subject site due to typically alternating hours of activity between homes and office uses. Staff recommend the Plan Commission consider whether this information is in conformance with LU 1.5 Office Uses and the other appropriate location criteria.

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

Staff Analysis: As described in the staff analysis under subsection (a) above, the proposed Office designation meets the locational characteristics provided in Comprehensive Plan Policy LU 1.5, because it is adjacent to a minor arterial street with a frontage designated for multifamily residential use, and is adjacent to an existing Office designation. The application materials maintain that the proposal could result in a site suitable for redevelopment as a medical office. The proposal meets subsection (b).

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

Staff Analysis: Under the discussion of Policy LU 1.4 Higher Density Residential Uses, the Comprehensive Plan applies this designation in locations outside Centers “where the existing use of land is predominately higher density residential.” The subject site is currently developed as a single-family home built in 1895 and neighboring vacant lot under single ownership. Many properties on the block remain developed as single-family homes, despite several decades of multifamily zoning.

The Comprehensive Plan describes the existing Land Use Plan Map designation:

“Residential 15-30: This designation allows higher density residential use at a density of 15 to 30 units per acre.” (Comprehensive Plan Ch. 3, p. 3-40).

The subject 0.29-acre site now developed as a single dwelling unit does not meet the current map designation’s description of higher density residential use at a density of 15 to 30 units per acre. The submitted application materials state that the subject site would require aggregation with additional sites for redevelopment as multifamily residences. As described above in this report in III.E Land Use History and VI.E.1 Internal Consistency, the current Residential 15-30 Land Use Plan Map designation recognizes the 2007 East Central Area Land Use Plan Changes and multifamily zoning that predated the City’s 2001 Comprehensive Plan. Meanwhile, the 2006 Neighborhood Plan also identified a medical district for study in the vicinity of this proposal.

The Comprehensive Plan describes the proposed Land Use Plan Map designation as follows:

“Office: The Office designation usually indicates freestanding small office sites and larger sites with two or more buildings located along arterial streets or intersections or as a buffer adjacent to residential areas. Higher intensity office areas should be located around downtown Spokane.” (Comprehensive Plan Ch. 3, p. 3-39).

The application materials maintain that the site could be redeveloped into “a small therapy office and on-site parking” (applicant’s project description), and that

the Office designation "... is a more appropriate and beneficial use to the area that is now trending toward expanded medical services rather than an apartment complex" (response to Section 17G.020.030 Final Review Criteria, paragraph (K)(1)(c)). The proposal meets subsection (c).

3. Rezones, Land Use Plan Map 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 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 from RMF (Residential Multifamily) to O-35 (Office with 35-foot height limit). The O-35 zone implements the Office land-use designation proposed by the applicant. No policy language changes have been identified as necessary to support the proposed Land Use Plan Map amendment. The proposal meets this criterion.

VII. CONCLUSION:

Based on the facts and findings presented herein, staff recommends the Plan Commission consider Policy LU 1.5 Office Uses and other appropriate location criteria and determine if the requested amendment satisfies all criteria set forth in SMC Section [17G.020.030](#).

VIII. STAFF RECOMMENDATION:

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.

Staff recommends that the Plan Commission adopt the facts and findings of the staff report and recommends approval, if the Plan Commission finds the application is in conformance with Policy LU 1.5 Office Uses and the other appropriate location criteria, of the requested amendment to the Land Use Plan Map of the City's Comprehensive Plan for the subject property approximately 0.29 acre in size and located at 701 and 707 S Sherman St (parcels 35203.0101 and 35203.0102).

IX. **LIST OF EXHIBITS**

- 1 Relevant Comprehensive Plan policies
- 2 Application Materials
- 3 SEPA CHECKLIST
- 4 SEPA Determination of Non-Significance
- 5 Agency Comment – Avista
- 6 Department Comment – Development Services
- 7 Public Comment – Robert Apple

EXHIBIT 1 – RELEVANT COMPREHENSIVE PLAN POLICIES

City of Spokane [Comprehensive Plan](#)

Land Use Element

LU 1.4 Higher Density Residential Uses

Direct new higher density residential uses to Centers and Corridors designated on the Land Use Plan Map.

Discussion: Higher density housing of various types is the critical component of a center. Without substantially increasing population in a center's immediate vicinity, there is insufficient market demand for goods and services at a level to sustain neighborhood-scale businesses. Higher density residential uses in Centers range from multi-story condominiums and apartments in the middle to small-lot homes at the edge. Other possible housing types include townhouses, garden apartments, and housing over retail space.

To ensure that the market for higher density residential use is directed to Centers, future higher density housing generally is limited in other areas. The infill of Residential 15+ and Residential 15-30 residential designations located outside Centers are confined to the boundaries of existing multi-family residential designations where the existing use of land is predominantly higher density residential.

LU 1.5 Office Uses

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

Discussion: Office use of various types is an important component of a Center. Offices provide necessary services and employment opportunities for residents of a Center and the surrounding neighborhood. Office use in Centers may be in multi-story structures in the core area of the Center and transition to low-rise structures at the edge.

To ensure that the market for office use is directed to Centers, future office use is generally limited in other areas. The Office designations located outside Centers are generally confined to the boundaries of existing Office designations. Office use within these boundaries is allowed outside of a Center.

The Office designation is also located where it continues an existing office development trend and serves as a transitional land use between higher intensity commercial uses on one side of a principal arterial street and a lower density residential area on the opposite side of the street. Arterial frontages that are predominantly developed with single-family residences should not be disrupted with office use. For example, office use is encouraged in areas designated Office along the south side of Francis Avenue between Cannon Street and Market Street to a depth of not more than approximately 140 feet from Francis Avenue.

Drive-through facilities associated with offices such as drive-through banks should be allowed only along a principal arterial street subject to size limitations and design guidelines. Ingress and egress for office use should be from the arterial street. Uses such as freestanding sit-down restaurants or retail are appropriate only in the Office designation located in higher intensity office areas around downtown Spokane.

Residential uses are permitted in the form of single-family homes on individual lots, upper-floor apartments above offices, or other higher density residential uses.

CFU 2.1 Available Public Facilities

Consider that the requirement for concurrent availability of public facilities and utility services is met when adequate services and facilities are in existence at the time the development is ready for occupancy and use, in the case of water, wastewater and solid waste, and at least a financial commitment is in place at the time of development approval to provide all other public services within six years.

Discussion: Public facilities are those public lands, improvements, and equipment necessary to provide public services and allow for the delivery of services. They include, but are not limited to, streets, roads, highways, sidewalks, street and road lighting systems, traffic signals, domestic water systems, storm and sanitary sewer systems, solid waste disposal and recycling, fire and police facilities, parks and recreational facilities, schools and libraries.

It must be shown that adequate facilities and services are available before new development can be approved. While occupancy and use imply an immediate need for water, wastewater and solid waste services, other public services may make more sense to provide as the demand arises. For example, a certain threshold of critical mass is often needed before construction of a new fire station, school, library, or park is justified. If these facilities and services do not currently exist, commitments for services may be made from either the public or the private sector.

CFU 2.2 Concurrency Management System

Maintain a concurrency management system for all capital facilities.

Discussion: A concurrency management system is defined as an adopted procedure or method designed to ensure that adequate public facilities and services needed to support development and protect the environment are available when the service demands of development occur. The following facilities must meet adopted level of service standards and be consistent with the concurrency management system: fire protection, police protection, parks and recreation, libraries, public wastewater (sewer and stormwater), public water, solid waste, transportation, and schools.

The procedure for concurrency management includes annual evaluation of adopted service levels and land use trends in order to anticipate demand for service and determine needed improvements. Findings from this review will then be addressed in the Six-Year Capital Improvement Plans, Annual Capital Budget, and all associated capital facilities documents to ensure that financial planning remains sufficiently ahead of the present for concurrency to be evaluated.

The City of Spokane must ensure that adequate facilities are available to support development or prohibit development approval when such development would cause service levels to decline below standards currently established in the Capital Facilities Program.

In the event that reduced funding threatens to halt development, it is much more appropriate to scale back land use objectives than to merely reduce level of service standards as a way of allowing development to continue. This approach is necessary in order to perpetuate a high quality of life. All adjustments to land use objectives and service level standards will fall within the public review process for annual amendment of the Comprehensive Plan and Capital Facilities Program.

Land Use Solutions & Entitlement

Land Use Planning Services

9101 N. MT. VIEW LANE Spokane, WA 99218

509-435-3108 (V)

10-28-18

Tirrell Black, AICP
City of Spokane Planning Services
W 801 Spokane Falls Blvd, 3rd Floor
Spokane WA 99201

Ref: 701 and 707 S. Sherman Annual Map Amendment

Tirrell:

On behalf of David Jeter et al, please find its application for a Comprehensive Plan Amendment and rezone from R-15-30 to Office and RMF to O-35. Specifically, enclosed are:

- 1) General Application
- 2) Early Threshold Review Supplement
- 3) Comprehensive Plan Amendment Pre-Application
- 4) SEPA Checklist
- 5) Project Narrative
- 6) Site Plan
- 7) Summary of Neighborhood Council Outreach, and
- 8) \$500.00 application fee.

Respectfully Submitted

Dwight J Hume

Dwight J Hume, agent
Land Use Solutions and Entitlement



General Application

DESCRIPTION OF PROPOSAL:

Map Amendment from Residential 15-30 to Office and a zone change from RMF to O-35

ADDRESS OF SITE OF PROPOSAL: (if not assigned yet, obtain address from Public Works before submitting application)
701 and 707 S Sherman

APPLICANT:

Name: David Jeter MPT, COMT, Acceleration Physical Therapy
Address: 1111 W Wellesley Ave. Spokane WA 99205
Phone (home): **Phone (work):** 448-9358
Email address: djeterpt1@gmail.com

PROPERTY OWNER:

Name: Patricia Upton aka Patricia Reilly
Address: 7421 Wandering St. Las Vegas Nevada 89131
Phone (home): **Phone (work):** N/A
Email address: N/A

AGENT:

Name: Land Use Solutions & Entitlement, Dwight Hume
Address: 9101 N Mt. View Lane Spokane WA 99218
Phone (home): **Phone (work):** 435-3108
Email address: dhume@spokane-landuse.com

ASSESSOR'S PARCEL NUMBERS:

35203.0101 (701 S Sherman) and 35203.0102 (707 S Sherman)

LEGAL DESCRIPTION OF SITE:

See attached

SIZE OF PROPERTY:

.29 acres

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LIST SPECIFIC PERMITS REQUESTED IN THIS APPLICATION:

Land Use Map Amendment and associated zone change

SUBMITTED BY:

☐ 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:

Sara Eichelberger Power of Attorney over Patricia Upton AKA Patricia Reilly
I, Patricia Upton aka Patricia Reilly, owner of the above-described property do hereby authorize Dwight Hume to represent me and my interests in all matters regarding this application.

ACKNOWLEDGMENT:

Nevada
STATE OF ~~WASHINGTON~~)
Clark) ss.
COUNTY OF ~~SPOKANE~~)

On this 25th day of October, 2018, before me, the undersigned, a Notary Public in and for the State of ~~Washington~~ *Nevada*, duly commissioned and sworn, personally appeared Sara Eichelberger, *POA over Patricia Upton AKA Patricia Reilly* 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.

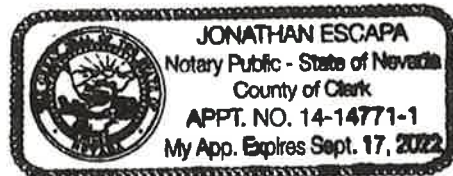
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Notary Public in and for the State of ~~Washington~~ *Nevada*,
residing at State of Nevada Clark County

6440 Sky Pointe dr Ste 140
Las Vegas NV 89131



Early Threshold Review

701/707 S Sherman

Description of Proposed Amendment: Land Use Map change from R 15-30 to Office and a corresponding zone change from RMF to O-35 on .29 acre located at the SEC of Hartson and Sherman and commonly known as S 701 and 707 S Sherman.

SMC 17G.025.010

1. **Describe how the proposed amendment is appropriately addressed as a Unified Development Code Amendment.**

The UDC allows for private sector request on individual ownerships, in-lieu-of a city-wide update to the comprehensive plan or a sub-area plan. Neither of these options are available, leaving the private sector request as the only reasonable option.

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.**

In 2006, the East Central Neighborhood and the City of Spokane prepared a sub-area update to this residential area making it R 15-30 and RMF zoning. It is therefore unlikely that an update would occur again, even though the last amendment was almost 12 years ago. Nonetheless, Rockwood Clinic, now Multi-Care Health Systems has been acquiring platted parcels in this immediate vicinity and 6 of those parcels throughout the adjacent westerly block have been purchased by Rockwood/Multi-Care and have been cleared of housing, presumably for future office expansion, even though it too, is within an RMF zone. The area seems to be trending toward medical office services and this applicant is seeking to do the same, as a licensed physical therapist.

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

The request is for .29 acre to be converted to an Office designation. This can be reasonably reviewed within the resources and time frame for annual amendments.

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4. **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.**

The annual process for amending the Comprehensive Plan is to keep the Comprehensive Plan alive and responsive to the community. As stated above, the area continues to trend toward medical office services, as evident by the six separate parcels acquired by Multi-Care Health Services in this vicinity and RMF zone immediately west of the subject property. It is clearly on the fringe of major growing health care services located immediately north and west of the subject property, albeit within Office designated areas.

The requested amendment is therefore, consistent with the adjacent land use classification and zones and will implement many applicable Comprehensive Plan policies. The site has a full range of public services available and can accommodate a small therapy office in close proximity to major health care services.

The request is consistent with the CWPP. The CWPP encourages growth in urban areas where services and utilities already exist. When the site is further developed, the applicant or developer will be required to demonstrate that levels of service are maintained, as required by the CWPP. The CWPP also encourages the use of public transit and development where public transit is available. It is important to note that the city has adopted development regulations and policies to implement the CWPP at the City level. Thus, consistency with the CWPP is achieved.

The application is consistent with the goals and policies of the Growth Management Act. The GMA encourages densification, in-fill and urban development and redevelopment in areas designated for urban growth and within existing city limits. The property is within the UGA and the city limits of Spokane

The proposed change is consistent with the following goals of the Comprehensive Plan:

Land Use 1.5

The Office designation is also located where it continues an existing office development trend and serves as a transitional land use. It should be noted that the area is zoned RMF and is a mix of small apartment buildings, single-family homes and vacant lots previously acquired by major medical services for future expansion. Nonetheless, office uses are more compatible with single-

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family uses due to the off-setting hours of activity and certainly are a similar land use to apartment uses.

Land Use 1.12

The proposed map change is consistent with LU 1.12. Existing public facilities and services are adequately available to the subject property.

Land Use 3.1

The proposed map change is consistent with LU 3.1, which encourages the efficient use of land. Under Policy LU 3.1 future growth should be directed to locations where adequate services and facilities are available.

Land Use 5.3

The Off -Site impacts are mitigated by the development standards of the city and the corner location with two access points available for ingress and egress. Accordingly, the proposed addition better ensures compliance with LU 5.3.

Transportation 3.1

Transportation and development patterns are important to support desired land uses and development patterns. Sherman is now a connecting point at Sprague Avenue with the new pedestrian bridge to the University District, including a Plaza at this intersection. This feature should stimulate future growth within this vicinity.

Economic Development Goal 3.2

While the vicinity is trending toward major health care services, the opportunity for small ancillary services should be encouraged and located in these areas. This site implements Goal 3.2

Economic Development Goal 6

The proposed map change is consistent with Goal ED 6, which recommends that development be located where infrastructure capacity already exist before extending infrastructure into new areas. In this case, all services are readily available.

5. **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. N/A, the proposal has not been submitted in the past.**

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6. If this change is directed by state law or a decision of a court or administrative agency, please describe. N/A

End of Form

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Comprehensive Plan or Land Use Code Amendment

Pre-Application

Rev.20180102

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DESCRIPTION OF THE PROPOSED AMENDMENT:

(Please check the appropriate box(es) (701-707 S Sherman Map Amendment)

- | | |
|---|---|
| <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 Res-15-30 to Office and a zone change from RMF to O-35 on .29 acre of property located at the SEC of Sherman and Hartson
- b. Why do you feel this change is needed?
The area is not scheduled for a sub-area plan update and the trending toward medical services in this vicinity generated a strong need for small ancillary services to be built.
- c. In what way(s) is your proposal similar to or different from the fundamental concepts contained in the comprehensive plan?
The request is similar to the fundamental concepts in the comprehensive plan because the area is trending toward medical services.
- d. For text amendments: What goals, policies, regulations or other documents might be changed by your proposal? *N/A*
- e. For map amendments:
 1. What is the current Land Use designation and zoning for each affected parcel? *R-15-30 and RMF*
 2. What is the requested Land Use designation and zoning for each affected parcel? *Office and O-35*
 3. Describe the land uses surrounding the proposed amendment site(s); e.g. land use type, vacant/occupied, etc. *Site: Residential S/F and vacant; East: S/F; South S/F North: Office West Mix of apartments, vacant and medical or s/f.*
- f. Do you know of any existing studies, plans or other documents that specifically relate to or support your proposal? *The recent construction of the pedestrian bridge and plaza at Sherman and Sprague; the recent acquisition of numerous houses by major medical services such as Rockwood now Multi Care Health Services.*
- 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 were no other options immediately available and the applicant is urgently needing a new south hill location.

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 | Phone: 509.625.6300 | Fax: 509.625.6822

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Project Narrative Summary

701 and 707 S Sherman Map Amendment

This is a proposed change from R 15-30 to Office to allow a physical therapist to provide ancillary services in an area trending toward major medical services. It consists of two platted parcels totaling .26 acre and contains one rental house and a vacant parcel located at the SEC of Hartson and Sherman across from other major medical office uses.

As stated throughout this application, Multi Care Health Services has acquired numerous parcels within the same RMF zone and directly across Sherman from the subject property. In total, MCHS has 18 parcels within blocks of this site and will no doubt continue to acquire more as they expand their services.

The property is within East Central Neighborhood and was included in a sub-area upgrade to RMF 12 years ago. In the interim, a pedestrian bridge has been constructed tying the ECN with the University District and a pedestrian plaza is being constructed at Sprague and Sherman. This improvement is expected to stimulate growth of the Sherman street area.

The applicant is purchasing this property on a contingency, subject to a successful outcome of this requested amendment. If successful, the property will close, and a new south side therapy office will be constructed. Currently they have maximized their facility located on the north side and commonly known as Acceleration Physical Therapy.

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From: dhume@spokane-landuse.com
Sent: Monday, October 29, 2018 11:05 AM
To: 'eastcentralneighborhood.chair@gmail.com';
'eastcentralneighborhood.vchair@gmail.com'
Subject: Proposed annual amendment Hartson and Sherman
Attachments: 701 S Sherman CPA General Application.doc

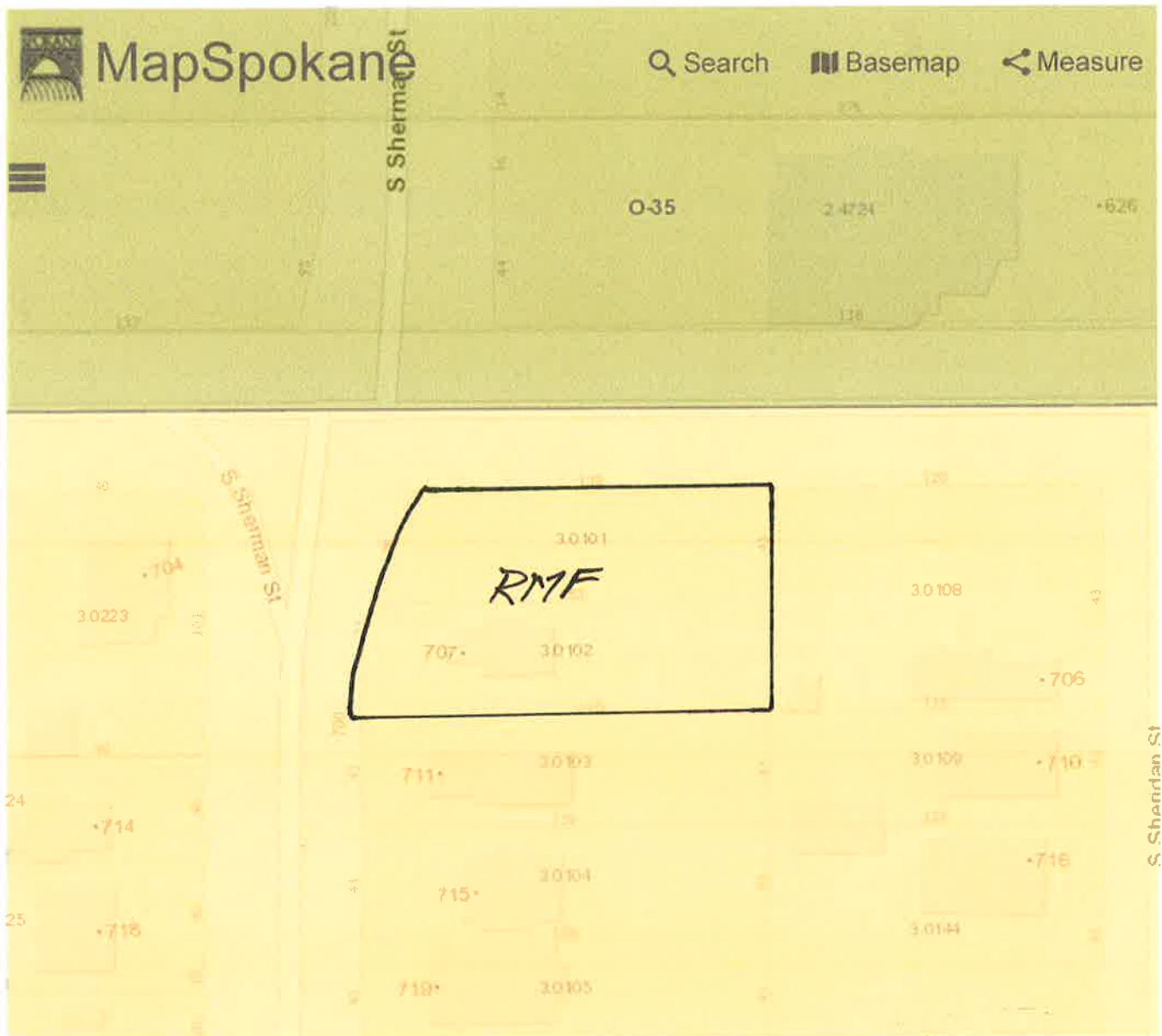
Randy Mc Glenn, Chair and Jim Hanley, Vice Chair: Gentlemen: I have filed an annual amendment within your neighborhood requesting a zone change from RMF to Office to allow a small physical therapy service at the SEC of Sherman and Hartson. It is presently a vacant lot and a rental house. If approved, my client would begin construction in the spring of 2020. The City of Spokane requires that we meet with you to inform you of our proposed change. I note that your meetings are on 11/20 and 12/18. I am available for either of those dates if you can accommodate me. Please advise.

Sincerely

Dwight J Hume

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

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EXISTING ZONE (RMF)

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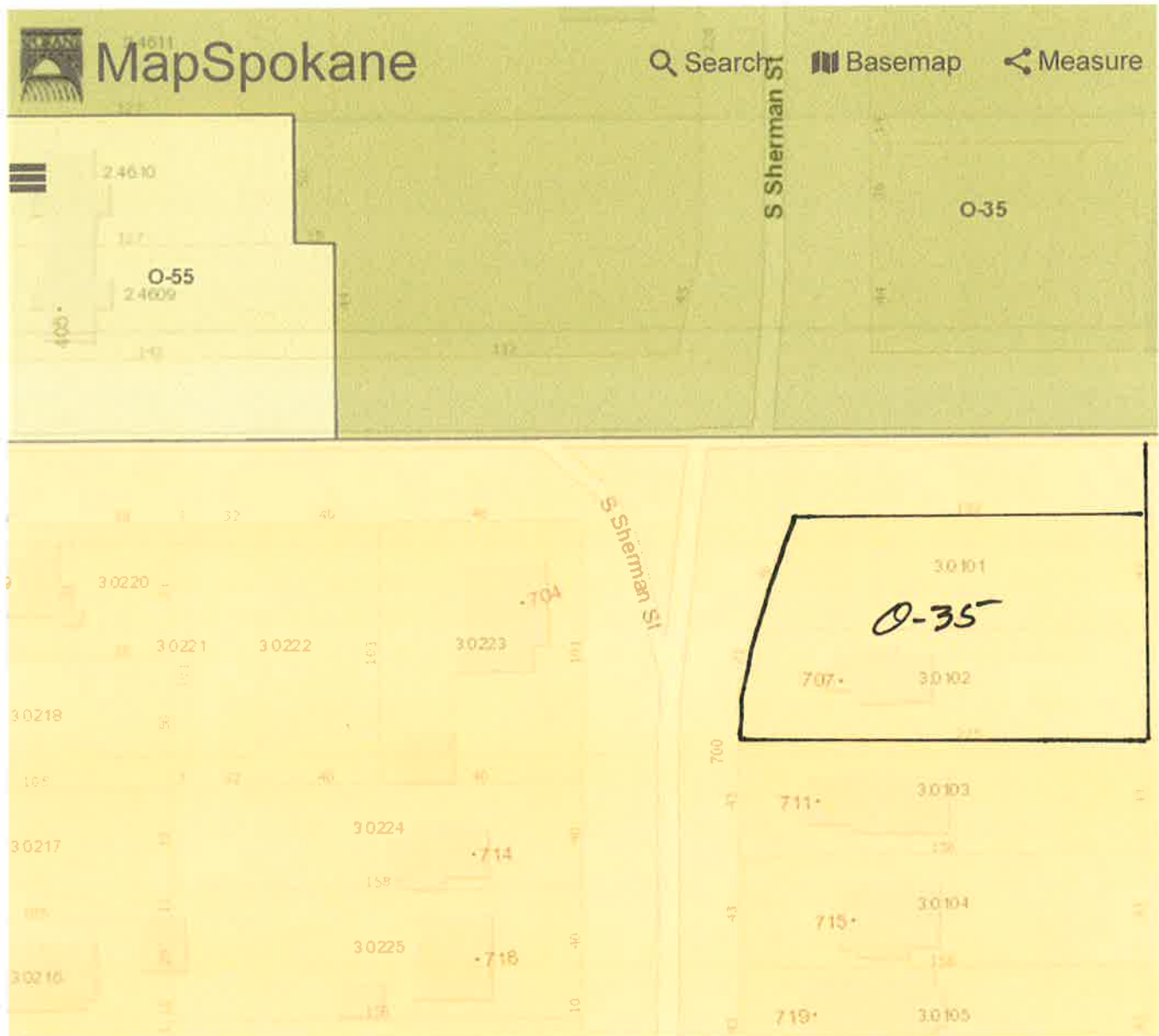
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Planning Services

0 30 60ft



[Map Use Disclaimer](#)



PROPOSED ZONE

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0 30 60ft



[Map Use Disclaimer](#)



Comprehensive Plan Amendments

Full Review
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Z18-883COMP 701 & 707 S Sherman

MAR 11 2019

Full Review & Fees for Applications approved for Annual Amendment Work Program:

**Neighborhood and
Planning Services**

This "Full Review" application and full payment of fees is required to be completed and filed with City of Spokane within 15 days of council action by all applicants when proposals have been added to the "Annual Comprehensive Plan Amendment Work Program" by City Council Resolution.

Please respond to these questions on a separate piece of paper. Incomplete answers may jeopardize your applications chances of being reviewed during this amendment cycle. Answers to these questions will assist in review of the criteria in SMC 17G.020.030.

1. Describe the nature of the proposed amendment and explain if there is any change from the early threshold review application. *The amendment is to change the allowed land use from medium density apartments to office for a physical therapy service.*
2. How will the proposed change provide a substantial benefit to the public? *Yes, the location is in close proximity to other major medical services and would be a convenient adjunct to those services and patients.*
3. Is this application consistent or inconsistent with the Comprehensive Plan goals, objectives and policies? Describe and attach a copy of any study, report or data, which has been developed that supports the proposed change and any relevant conclusions. If inconsistent please discuss how the analysis demonstrates that changed conditions have occurred which will necessitate a shift in goals and policies. *The proposed amendment is consistent with the adopted Office policy as a trending expansion of the Office designation located immediately north of the subject property across Hartson Avenue.*
4. Is this application consistent or inconsistent with the goals and policies of state and federal legislation, such as the Growth Management Act (GMA) or environmental regulations? If inconsistent, describe the changed community needs or priorities that justify such an amendment and provide supporting documents, reports or studies. *The proposal is consistent with GMA and other applicable state and federal guidelines.*
5. Is this application consistent with the Countywide Planning Policies (CWPP), the comprehensive plans of neighboring jurisdictions, applicable capital facilities or special district plans, the Regional Transportation Improvement District, and official population growth forecasts? If inconsistent please describe the changed regional needs or priorities that justify such an amendment and

provide supporting documents, reports or studies. *The proposal is consistent with CWPP and existing adopted land use policies.*

6. Are there any infrastructure implications that will require financial commitments reflected in the Six-Year Capital Improvement Plan? Are there other infrastructure implications that may be relevant given the review criteria in SMC 17G.020.030(C)? *No*
7. Will this proposal require an amendment to any supporting documents, such as development regulations, Capital Facilities Program, Shoreline Master Program, Downtown Plan, critical areas regulations, any neighborhood planning documents adopted after 2001, or the Parks Plan? If yes, please describe and reference the specific portion of the affected plan, policy or regulation. *No*

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Project Description

Z18-883COMP Acceleration Physical Therapy

This is a map amendment request to change the Residential 15-30 category to Office and the RMF zone to O-35 for a physical therapy service to be located at the SE corner of Hartson and Sherman Street.

The current use of these two lots is a rental house and vacant lot. If approved, the house will be removed and the site graded for the construction of a small therapy office and on-site parking. It is yet to be determined if the existing basalt outcropping can be removed as well.

Construction is expected to occur during the construction season following approval of this amendment request.

End of Description

Z18-883COMP 701 and 707 S Sherman

Neighborhood and
Planning Services**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.

No changes to GMA or environmental regulations are known to affect the proposed amendment. Accordingly, the proposed amendment is consistent with applicable GMA and environmental regulations.

B. GMA.

The change must be consistent with the goals and purposes of the state Growth Management Act.

The proposal is consistent with the adopted goals and policies of the Comprehensive Plan. That document has the same internal compliance requirement. Therefore, this meets the GMA requirements.

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.

No new infrastructure improvements will be triggered by this proposal. All expenses associated with this proposal are on site and privately funded.

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.

No impacts will occur to require a shortfall to service levels from this proposed amendment.

E. Internal Consistency.

1). 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.

The proposed expansion of Office designation is inconsequential to the internal and applicable plans and programs of the City of Spokane.

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.

Not Applicable

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

The designation to Office from Residential 15-30 is not consequential to Regional Consistency.

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

The proposed amendment has no accumulative impacts. The site size of .29 acres can only generate 8 residential units of density if combined with other ownerships. This will stand alone as a separate office use.

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.

This proposal has no effects on land use type or geographic area.

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H. SEPA.

SEPA 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.

The applicant is unaware of other pending applications. Notwithstanding, this expansion of an existing Office designation has insignificant cumulative impacts

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) *Not Applicable*

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

The proposal has no impacts upon citywide services.

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: *Not Applicable*

K. Demonstration of Need.

1) 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.);

The site is within proximity of other existing office complexes serving this area. AS stated above, Rockwood Multi-Care is the owner of numerous vacant lots directly across Sherman from the subject property and it is expected that these lots will be zoned for office use as they expand their existing facility nearby.

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

The site is suitable for the proposed small physical therapy office use. In-lieu-of this, the site would have to be combined with other adjacent ownerships to be effectively used for the RMF zone.

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

As stated above, this is a more appropriate and beneficial use to the area that is now trending toward expanded medical services rather than an apartment complex.

2) Rezones Land Use Plan Map Amendments

The extension of the existing O-35 zone does not impact other areas or zones citywide.

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Environmental Checklist

File No. _____

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.

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A. BACKGROUND

1. Name of proposed project, if applicable: 701-707 S Sherman Map Amendment
2. Name of applicant: David Jeter dba Acceleration Physical Therapy
3. Address and phone number of applicant or contact person: Dwight Hume agent, 9101 N Mt. View Lane Spokane WA 99218 509-435-3108
4. Date checklist prepared: October 2018
5. Agency requesting checklist: Planning Services City of Spokane
6. Proposed timing or schedule (including phasing, if applicable): Upon approval of map and zone change, spring 2020.
7. a. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain. N/A, non-project action. To be determined at time of building permit.
b. Do you own or have options on land nearby or adjacent to this proposal? If yes, explain. No
8. List any environmental information you know about that has been prepared, or will be prepared, directly related to his proposal. None
9. 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
10. List any government approvals or permits that will be needed for your proposal, if known. Map and zone change; building permit; grading permit; landscape plan approval.

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11. 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. The site is located at the SEC of Sherman and Hartson. It is .29 acre in size and consist of two platted lots, one vacant and the other has a single family home being used as a rental. There is a haystack basalt rock on the corner that will be removed, improving site distance for traffic at the intersection.

12. Location of the proposal. Give sufficient information to 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. SEC Sherman and Hartson. (See above description).

13. Does the proposed action lie within the **Aquifer Sensitive Area (ASA)**? **The General Sewer Service Area**? **The Priority Sewer Service Area**? **The City of Spokane**? (See: Spokane County's ASA Overlay Zone Atlas for boundaries.)

14. 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).

N/A, non-project action. To be determined at time of building permit.

- (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?

N/A, non-project action. To be determined at time of building permit.

- (3) What protective measures will be taken to insure 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.

N/A, non-project action. To be determined at time of building permit.

- (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?

N/A, non-project action. To be determined at time of building permit.

b. Stormwater

- (1) What are the depths on the site to groundwater and to bedrock (if known)?

N/A, non-project action. To be determined at time of building permit.

- (2) Will stormwater be discharged into the ground? If so, describe any potential impacts?

N/A, non-project action. To be determined at time of building permit.

TO BE COMPLETED BY APPLICANT

B. ENVIRONMENTAL ELEMENTS

1. Earth

- a. General description of the site (circle one): *flat, rolling, hilly, steep slopes, mountains, other:* Rock outcropping and gentle slope

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- b. What is the steepest slope on the site (approximate percent slope)? . N/A, non-project action. To be determined at time of building permit.
- _____
- _____
- _____
- 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 prime farmland. . N/A, non-project action. To be determined at time of building permit.
- _____
- _____
- d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe. . N/A, non-project action. To be determined at time of building permit.
- _____
- _____
- e. Describe the purpose, type, and approximate quantities of any filling or grading proposed. Indicate source of fill: . N/A, non-project action. To be determined at time of building permit.
- _____
- _____
- f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe. . N/A, non-project action. To be determined at time of building permit.
- _____
- _____
- g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)? . N/A, non-project action. To be determined at time of building permit.
- _____
- _____
- h. Proposed measures to reduce or control erosion or other impacts to the earth, if any: . N/A, non-project action. To be determined at time of building permit.
- _____
- _____
- _____

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2. Air

- a. What type of emissions to the air would result from the proposal (i.e., dust, automobile, odors, industrial, wood smoke) during construction and when the project is completed? If any, generally describe and give approximate quantities if known. _____
· N/A, non-project action. To be determined at time of building permit. _____

- b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe. _____
· N/A, non-project action. To be determined at time of building permit. _____

- c. Proposed measures to reduce or control emissions or other impacts to air, if any: _____
· N/A, non-project action. To be determined at time of building permit. _____

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3. Water

- a. SURFACE:
- (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.
N/A _____

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- _____

(4) Will the proposal require surface water withdrawals or diversions? 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 _____

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b. GROUND:

- (1) Will groundwater be withdrawn, or will water be discharged to groundwater? Give general description, purpose, and approximate quantities if known.

N/A, non-project action. To be determined at time of building permit. _____

- (2) Describe waste material that will be discharged into the ground from septic tanks or other sanitary waste treatment facility. Describe the general size of the system, the number of houses to be served (if applicable) or the number of persons the system(s) are expected to serve.

N/A, non-project action. To be determined at time of building permit. _____

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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.

N/A, non-project action. To be determined at time of building permit.

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

N/A, non-project action. To be determined at time of building permit.

- d. PROPOSED MEASURES to reduce or control surface, ground, and runoff water impacts, if any.

N/A, non-project action. To be determined at time of building permit.

4. Plants

- a. Check or circle type of vegetation found on the site:

_____ Deciduous tree: *alder, maple, aspen, other.*

_____ Evergreen tree: *fir, cedar, **pine**, other.*

_____ **Shrubs**

_____ Pasture

_____ Crop or grain

_____ Wet soil plants, *cattail, buttercup, bullrush, skunk cabbage, other.*

_____ Water plants: *water lilly, eelgrass, milfoil, other.*

_____ Other types of vegetation.

- b. What kind and amount of vegetation will be removed or altered? N/A, non-project action. To be determined at time of building permit.

- c. List threatened or 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

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any: . N/A, non-project action. To be determined at time of building permit.

5. Animals

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

birds: *hawk, heron, eagle, **songbirds**, other.* _____

mammals: *deer, bear, elk, beaver, other.* _____

fish: *bass, salmon, trout, herring, shellfish, other.* _____

other: _____

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

None _____

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

No _____

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

None _____

6. Energy and natural resources

- a. What kinds of energy (electric, natural gas, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc. . N/A, non-project action. To be determined at time of building permit.

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

No _____

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- 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:

N/A, non-project action. To be determined at time of building permit.

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. N/A, non-project action. To be determined at time of building permit.

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

N/A, non-project action. To be determined at time of building permit.

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

N/A, non-project action. To be determined at time of building permit.

- b. NOISE:

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

Noise would not affect the proposed use

- (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.

N/A, non-project action. To be determined at time of building permit.

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- _____

(3) Proposed measure to reduce or control noise impacts, if any:
N/A, non-project action. To be determined at time of building permit.

8. Land and shoreline use

- a. What is the current use of the site and adjacent properties?
Site: Vacant and rental house; East: S/F; South: S/F; West: Vacant, apartments and S/F; North: Office

- b. Has the site been used for agriculture? If so, describe. No

- c. Describe any structures on the site. S/F Rental

- d. Will any structures be demolished? If so, which? Yes, S/F House

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

- f. What is the current comprehensive plan designation of the site? R-15-30

- 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? If so, specify. No

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

N/A, non-project action. To be determined at time of building permit.

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

- k. Proposed measures to avoid or reduce displacement impacts, if any: None

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

Development to applicable development standards.

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9. Housing

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

None

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

One

- c. Proposed measures to reduce or control housing impacts, if any: None

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? 35' allowed by O-35 zone

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- b. What views in the immediate vicinity would be altered or obstructed? None

- c. Proposed measures to reduce or control aesthetic impacts, if any: . N/A, non-project action. To be determined at time of building permit.

11. Light and Glare

- a. What type of light or glare will the proposal produce? What time of day would it mainly occur? Outdoor lighting from dusk to dawn.

- 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: Down casting and indirect lighting

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12. Recreation

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

- b. Would the proposed project displace any existing recreational uses? If so, describe. No

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- _____
- _____
- 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 places or objects listed on, or proposed for, national, state, or local preservation registers known to be on or next to the site? If so, generally describe. No
- _____
- _____
- _____

- b. Generally describe any landmarks or evidence of historic archaeological, scientific or cultural importance known to be on or next to the site.

Unknown

- c. Proposed measures to reduce or control impacts, if any: _____
- None
- _____
- _____

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14. Transportation

- a. Identify public streets and highways serving the site, and describe proposed access to the existing street system. Show on site plans, if any. Hartson and Sherman
- _____
- _____

- b. Is site currently served by public transit? Yes

- c. How many parking spaces would the completed project have? How many would the project eliminate? . N/A, non-project action. To be determined at time of building permit.
- _____
- _____

- d. Will the proposal require any new roads or streets, or improvements to existing roads or streets not including driveways? If so, generally describe (indicate whether public or private). No
- _____

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- _____
- _____
- e. Will the project 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? If known, indicate when peak would occur. . **N/A, non-project action. To be determined at time of building permit.** _____
- _____

(Note: to assist in review and if known indicate vehicle trips during PM peak,
AM Peak and Weekday (24 hours).)

- g. Proposed measures to reduce or control transportation impacts, if any: **On-site parking and removal of existing hay stack outcropping to improve site distance at intersection, if feasible.** _____
- _____
- _____
- _____

15. Public services

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

No _____

- b. Proposed measures to reduce or control direct impacts on public services, if any: **None** _____
- _____
- _____

16. Utilities

- a. Circle utilities currently available at the site: **electricity, natural gas, water, refuse service, telephone, sanitary sewer, septic system, other.** _____

- 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

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be needed. N/A, non-project action. To be determined
at time of building permit.

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: 10/29/18 Signature: [Signature]

Please Print or Type:

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

Phone: 509-435-3108 Spokane WA 99218

Person completing
form (if different
from proponent): Same Address: _____

Phone: _____

FOR STAFF USE ONLY

Staff member(s) reviewing checklist: _____

Based on this staff review of the environmental checklist and other pertinent information, the 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.

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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 conversion to an office site for health services will Not impact the above. _____

Proposed measures to avoid or reduce such increases are:

None _____

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

No impacts _____

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

None _____

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

No impacts _____

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

None _____

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4. 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?

No _____

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

None _____

5. 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?

N/A, non-project action. To be determined at time of building permit.

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

N/A, non-project action. To be determined at time of building permit.

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

No impacts _____

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

None _____

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

N/A _____

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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 may withdraw any Determination of Nonsignificance that it might issue in reliance upon this checklist.

Date: 10/29/18 Signature: [Signature]

Please Print or Type:

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

Phone: 509-435-3108 Spokane WA 99218

Person completing form (if different from proponent): _____

SAME Address: _____

Phone: _____

FOR STAFF USE ONLY

Staff member(s) reviewing checklist: _____

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

- A. ☐ there are no probable significant adverse impacts and recommends a Determination of Nonsignificance.
- B. ☐ probable significant adverse 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.

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NONPROJECT DETERMINATION OF NONSIGNIFICANCE

FILE NO(S): Z18-883COMP

PROPONENT: David Jeter, MPT, COMT, Acceleration Physical Therapy/Carl Upton and Patricia Upton aka Patricia Reilly (Agent: Dwight Hume, Land Use Solutions and Entitlement)

DESCRIPTION OF PROPOSAL: This proposal is to change parcels 35203.0101 and 35203.0102 from "Residential 15-30 Land Use" and RMF zoning to "Office Land Use" and O-35 zoning (same as adjacent parcel to the north). The subject parcels are approximately 13,000 square feet (0.29 acre) total. No specific development proposal is being approved at this time.

LOCATION OF PROPOSAL, INCLUDING STREET ADDRESS, IF ANY:

The subject site is two parcels located on the southeast corner of South Sherman Street and East Hartson Avenue, (701 and 707 S Sherman St / parcels 35203.0101 and 35203.0102). The concerned property totals approx. 13,000 square feet (0.29 acre).

Legal Description: Lots 1 and 2 of subdivision of Lot 5, GH Morgan's Addition in the City of Spokane, County of Spokane, Washington State.

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 September 10, 2019 if they are intended to alter the DNS.

Responsible Official: Heather Trautman

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

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

Date Issued: August 27, 2019 **Signature:** 

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 September 18, 2019 (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.

From: [Weingart, LuAnn](#)
To: [Gwinn, Nathan](#)
Subject: Z18-883COMP
Date: Monday, April 15, 2019 2:09:42 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)

Nate,

I reviewed the above referenced file and have no comment on the land use change request.

Thank you,

LuAnn Weingart

Real Estate Representative, RWA

1411 E Mission Ave MSC-25 Spokane, WA, 99202

Office 509.495.8536 Cell 509-220-2645

www.myavista.com [f](#) [t](#) [in](#)



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From: [Johnson, Erik D.](#)
To: [Gwinn, Nathan](#)
Subject: RE: Z18-884COMP 4502-4508 N Madison St
Date: Wednesday, May 1, 2019 8:03:18 AM
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)

No issues for Engineering on these.

From: Eliason, Joelle <jeliason@spokanecity.org>
Sent: Tuesday, April 30, 2019 7:48 AM
To: Gwinn, Nathan <ngwinn@spokanecity.org>
Cc: Johnson, Erik D. <edjohnson@spokanecity.org>
Subject: RE: Z18-884COMP 4502-4508 N Madison St

Thank you, Nathan.
Erik is reviewing those two.



Joelle Eliason | City of Spokane | Engineering Technician IV Development Services Center
509.625-6385 | fax 509.625.6822 | jeliason@spokanecity.org | spokanecity.org



Know what's below.
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From: Gwinn, Nathan <ngwinn@spokanecity.org>
Sent: Monday, April 29, 2019 2:13 PM
To: Eliason, Joelle <jeliason@spokanecity.org>
Subject: RE: Z18-884COMP 4502-4508 N Madison St

Hi Joelle,

Thank you for sending the comments. In order to provide similar documentation, would your department want to provide any comments on the other two proposed map amendments this year, Z18-882COMP and Z18-883COMP?

For reference, I attached the agency requests for comments for those applications.

Thank you,

Nathan Gwinn | Assistant Planner | Planning & Development

509.625.6893 | ngwinn@spokanecity.org | www.spokanecity.org

From: Eliason, Joelle <jeliason@spokanecity.org>

Sent: Wednesday, April 24, 2019 8:38 AM

To: Gwinn, Nathan <ngwinn@spokanecity.org>

Cc: Becker, Kris <kbecker@spokanecity.org>; Nilsson, Mike <mnilsson@spokanecity.org>; Brown, Eldon <ebrown@spokanecity.org>; Kells, Patty <pkells@spokanecity.org>

Subject: Z18-884COMP 4502-4508 N Madison St

Nathan,

Please see the attached comments regarding Z18-884COMP.

Thank you,

Joelle Eliason



Joelle Eliason | City of Spokane | Engineering Technician IV Development Services Center

509.625-6385 | 808 W Spokane Falls Blvd, Spokane, WA 99201 | jeliason@spokanecity.org | my.spokanecity.org



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Spokane City Planning Services Department
Attention Assistant Planner, Nathan Gwinn.
For submission to Planning Commission Hearing in question.
808 W. Spokane Falls Blvd.
Spokane, WA 99201-3333

7-8-2019

Response objecting to notice (Z18-883COMP) of applications Proposed Comprehensive Plan Amendment land use map change for residential properties commonly located at 701 & 707 South Sherman Street.

Everyone here is aware of the rigorous process for passage of our Cities Land Use Code that requires evidence and a comprehensive multifaceted hearings process that allows for timely review rather than catering too special exemptions and as this request is.

The City already has a surplus of retail and office zoned properties in this general area with some that are as yet not developed on property still vacant and while others are seeking tenants. Further the City is well aware that at this time it is severely lacking housing both residential and apartment types for its residents.

The applicant apparently has retained options to buy two residential properties and seeks they be destroyed rather than rehabilitated to accommodate an office building that is claimed to be a Physical Therapy Office and clearly this is a violation of the City and Neighborhood approved Zoning Code that should not be approved.

Hartson Street or the 700 block to the south is the designated buffer end for allowing Retail and Office zoning beyond in this area cannot be cross and should not be allowed to cross now. As the owner of the property abutting this proposal to the south I have gone to great expense to recover the single family home located generally at 715 South Sherman Street into an up to date code single family residence by completely remodeling while protecting the exterior appearance from this original farm house appearance to this area. There is also a house directly across the street from mine that also was completely restored and many in the area receiving major renovations from time to time as the City Building Department can affirm from building permits issued and as homes for area residents improve their properties. Clearly allowing an Office Use to encroach as requested will harm the viability of these residential homes and if this encroachment is allowed area owners will realize such encroachment will continue and will then fail proper structural care as the areas housing will further decline and such a result should not be allowed to seed and start here and as has occurred elsewhere.



7/8/2019

Robert Apple, Spokane City Resident
Owner of, 715 S Sherman St. Spokane, WA 99204
cometapple@msn.com
(509)487-4107

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