



Chewelah City Hall  
301 E. Clay Street  
P.O. Box 258  
Chewelah, WA 99109  
[www.cityofchewelah.org](http://www.cityofchewelah.org)

## Briefing Sheet

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To: Chewelah City Council  
From: Aaron Qualls, Chewelah Contract Planner, [aaron.qualls@scjalliance.com](mailto:aaron.qualls@scjalliance.com) / 509.835.3770, ext. 325  
Report: Feb 16, 2023  
Meeting: Feb 21, 2024  
Item: PUBLIC HEARING – Chewelah Code Amendments - Community-based Behavioral Health Facilities

### Background:

On February 1, 2023, the City Council declared an emergency and adopted a City-wide moratorium for six (6) months on the acceptance and issuance of any licenses, permits, or approvals of applications for Intensive Behavioral Health Treatment Facilities, Specialized Dementia Care facilities, or other Behavioral Health Facilities within the City. The moratorium was subsequently extended. The purpose was so that city staff and Council members would have the time necessary to determine the appropriate zones, standards, and procedures by which behavioral health facilities may be allowed within the City of Chewelah and to adopt code amendments thereto. The amendments drafted affect three areas of Title 18 of Chewelah Municipal Code:

- §18.04.070 Definitions
- §18.08.020 use Classifications
- §18.12.160 Community-based Behavioral Health Facilities (new section)

The 60-day review period (required under RCW 36.70A.106) was received by the WA Department of Commerce on 11/29/2023 and ended on 1/28/2024. Staff also requested technical assistance which Commerce provided. A SEPA Checklist was created and a subsequent Determination of Non-significance (DNS) was issued on 2/1/24 with the appeal period ending on 2/16/24 (SEPA # 202400455). Following the City Council Workshop held on 1/3/24, clarification has been added to ensure expanded behavioral health facilities also trigger a Conditional Use Permit (CUP) and a reference has been made in the proposed adopting ordinance to Chapter 1.24 General Penalty. No other substantive changes have been made.

### Summary of Proposed Amendments:

Definitions within both §18.04.040 and new §18.12.160 - Proposed Amendments/Additions

- Adding the following:
  - “Assisted Living Facilities”
  - “Child Day Cares” (adding home and mini-day cares)
  - “Group Homes for Children”
  - “Essential Public Facility”
  - “Community-based Behavioral Health Facility”, including the following facility types:
    - Crisis Stabilization Facilities
    - Dementia Care Facilities

- Enhanced Services Facilities
  - Evaluation and Treatment Facilities
  - Intensive Behavioral Health Treatment Facilities
  - Residential Care Facilities
  - Secure Withdrawal Management and Stabilization Facilities
- Amending the definition of “Adult Family Home” and removing the definition of “Family”

#### §18.08.020 Permitted Uses - Proposed Amendments:

- Allowance of Community-based Behavioral Health Facilities in the **Retail Business (R-B), Commercial Industrial (C-I) and Community Facility (C-F)** zones by conditional use permit (additional standards within new draft §18.12.160 below apply)
- Allowances for Assisted Living Facilities and Group Homes for Children
- Allowances for all types of child day cares (home, mini and centers)
- Referencing “Essential Public Facilities” siting process
- Other minor clarifications/amendments and use table organization

#### §18.12.160 Community-based Behavioral Health Facilities - Proposed New Section

- New and Existing Facilities:
  - Compliance with all licensing requirements
  - Requirement of a Management Plan
- New or expanded Facilities require a Type II Conditional Use Permit (CUP) and additional standards and findings apply:
  - Operations Plan required
  - 24-hour on-site supervisor required
  - Must be sufficiently served by all public services, including: utilities, access, transportation, education, police and fire, and social and health services
  - Must not located within 880 ft of any pre-existing Behavioral Health Facility, public park, playground, recreation/community center, library, childcare center (all types), school, miniature golf, ice/skate rink, bowling alley, movie theater, or game arcade (*see attachment 2 for spatial analysis*)
  - Must be shown to be compatible with surrounding properties (size, height, location, setback, arrangements buildings, and signage)
  - All applicable local, state, and federal licensing requirements & certifications required prior to certificate of occupancy

#### **Attachments:**

1. Adopting Ordinance (including new section 18.12.160)
2. Facility Spacing Map Analysis (where facilities may be allowed under spacing provision)
3. §18.08.020 Zoning Use Classifications Table – Tracked Changes
4. §18.04.040 Definitions – Amendments and additions
5. Public Notice and DNS
6. SEPA Checklist

Attachment 1  
Adopting Ordinance  
(including new section 18.12.160)

**CITY OF CHEWELAH, WASHINGTON**

**ORDINANCE No. 9xx**

AN ORDINANCE ESTABLISHING A REVIEW PROCESS FOR THE LOCATION, SITTING, AND OPERATION OF COMMUNITY-BASED BEHAVIORAL HEALTH FACILITIES; AMENDING THE CITY OF CHEWELAH MUNICIPAL CODE TO PROVIDE NEW DEFINITIONS LOCATED IN CMC §18.04.040; ADDING NEW USES TO THE “PERMITTED, CONDITIONALLY PERMITTED, AND PROHIBITED USES BY BASE ZONE” LOCATED IN CMC §18.08.020; AND ADDING A NEW SECTION OF CODE §18.12.160 DETAILING NEW REGULATIONS FOR “COMMUNITY-BASED BEHAVIORAL HEALTH FACILITIES.

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**WHEREAS**, the Washington State Department of Commerce recently established a program that aims to support community providers in expanding and establishing new capacity for Behavioral Health Facilities (“BHF”) in local communities across the state.

**WHEREAS**, the Chewelah Zoning Ordinance, CMC 18 (“CMC 18”) does not address the potential use of a property for a BHF.

**WHEREAS**, the Comprehensive Plan contains goals, policies, and a future land use element which provide direction for implementation of the Comprehensive Plan;

**WHEREAS**, the proposed amendments for establishing a review process for the location, sitting, and operation of BHF are consistent with the Colville Comprehensive Plan and all applicable federal and state laws and regulations;

**WHEREAS**, CMC 18 contemplates the potential uses of “Hospital and nursing homes”, “Housing for people with functional disabilities” and “Adult family homes,” but does not consider, contemplate, address, or differentiate a proposed use of any BHF;

**WHEREAS**, the operation of a BHF is substantially different from a nursing home or adult family home, necessitating further consideration and attention that is not currently incorporated into CMC 18;

**WHEREAS**, the operation of a BHF, is substantially different from other essential public service buildings, necessitating further consideration and attention that is not currently incorporated into CMC 18;

**WHEREAS**, the Council of the City of Chewelah held a duly noticed public hearing on February 21, 2024, to review and take public comment, following previous workshops and public input received; and

**WHEREAS**, the proposed code amendments and additions underwent SEPA Review and was issued a Determination of Non-Significance on February 1, 2024.

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**NOW, THEREFORE, the COUNCIL of the CITY of CHEWELAH ordains as follows:**

**SECTION 1. Findings of Fact.** The City Council hereby adopts the above recitals as findings of fact germane to the proposal, having evaluated the proposal for consistency with the requirements of this title and other applicable laws, plans, and regulations as required by Chewelah Municipal Code.

**SECTION 2. Amendments to §18.08.040 Definitions.** The following definitions within Chewelah Municipal Code §18.04.040 are hereby added, repealed and replaced, or stricken as follows:

"Assisted living facility" means any home or other institution, however named, which is advertised, announced, or maintained for the express or implied purpose of providing housing, basic services, and assuming general responsibility for the safety and well-being of the residents, and may also provide domiciliary care. "Assisted living facility" shall not include facilities certified as group training homes pursuant to RCW 71A.22.040, nor any home, institution, or section thereof which is otherwise licensed and regulated under the provisions of state law providing specifically for the licensing and regulation of such home, institution or section thereof. Nor shall it include any independent senior housing, independent living units in continuing care retirement communities, or other similar living situations including those subsidized by the department of housing and urban development.

"Adult family home" means a dwelling in which person or persons provide personal care, special care, room and board to more than one (1) but not more than six (6) adults who are not related by blood or marriage to the person or persons providing the care. An adult family home may provide services to up to eight (8) adults upon approval under RCW 70.128.066. Those homes or facilities serving more than (8) persons or serving persons under the jurisdiction of the criminal justice system shall be considered a "Residential Care Facility" pursuant to CMC 18.12.160, Community-based Behavioral Health Facilities.

"Group Homes for Children" means a dwelling in which a person or persons provide personal care, special care, room and board to more than one (1) but not more than eight (8) juveniles who are not related by blood or marriage to the person or persons providing the care. Those homes or facilities serving more than eight (8) juveniles or serving juveniles under the jurisdiction of the criminal justice system shall be considered a "Residential Care Facility" pursuant to CMC 18.12.160, Community-based Behavioral Health Facilities.

"Child day care - center" means a facility providing for the care of thirteen (13) or more children. A child day care center shall not be located in a private residence unless a portion of the residence where the children have access is used exclusively for the children during the hours the center is in operation or is separate from the usual living quarters of the family.

"Child day care - home" means a person regularly providing care during part of the twenty-four-hour day to six (6) or fewer children in the family abode of the person or persons under whose direct care the children are placed.

"Child day care - mini" means a person or agency providing care during part of the twenty-four-hour day to twelve (12) or fewer children in a facility other than the family abode of the person or persons under whose direct care the children are placed, or for the care of seven (7) through twelve (12) children in the family abode of such person or persons.

“Community-Based Behavioral Health Facilities” – See CMC 18.12.160

"Essential public facility" means those facilities that are typically difficult to site, such as airports, state education facilities and state or regional transportation facilities as defined in RCW 47.06.140, regional transit authority facilities as defined in RCW 81.112.020, state and local correctional facilities, solid waste handling facilities, opioid treatment programs including both mobile and fixed-site medication units, recovery residences, harm reduction programs excluding safe injection sites, and inpatient facilities including substance use disorder treatment facilities, mental health facilities, group homes, community facilities as defined in RCW 72.05.020, and secure community transition facilities as defined in RCW 71.09.020.

~~"Family" means an individual or two or more persons related by blood or marriage or a group of not more than five persons (excluding servants) who need not be related by blood or marriage living together in a dwelling unit.~~

"Nursing home" means any home, place or institution which operates or maintains facilities providing convalescent or chronic care, or both, for a period in excess of twenty-four consecutive hours for three or more patients not related by blood or marriage to the operator, who by reason of illness or infirmity, are unable to properly to care for themselves. Care may include administration of medicines, preparation of special diets, giving of bedside nursing care, application of dressings and bandages, and carrying out of treatment prescribed by a licensed practitioner of the healing arts. Nothing in this definition shall be construed to include general hospitals in which surgery or obstetrics or both are performed, the care of persons suffering from a mental sickness, mental disorder or ailment.

**SECTION 3. Repeal and Replace of Table §18.08.020 and corresponding table notes.** Chewelah Municipal Code Table 18.08.020 Permitted, Conditionally Permitted and Prohibited Uses by Base Zone is hereby repealed and replaced with the following:

P = Permitted	C = Conditionally permitted	X = Expressly prohibited
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Uses may be affected if property is also within an overlay district (see applicable overlay section)

	R-1	R-1B	R-3	R-B	C-I	APGC	C-F
<b>Residential</b>							
Single-family dwelling (including designated manufactured homes)	P	P	P	X	P(5)	P	X
Detached second unit	P	X	P	X	X	C	X
Duplex	P	P	P	P	P(5)	C	X
Multi-family, 3 units or more	X	X	P	P	P(5)	C	C
Renting rooms	P(4)	C	P(4)	P(4)	X	P(4)	X
Adult family home	P	P	P	C	X	P	P
Group home for children	P	P	P	C	X	P	P
<b>Commercial</b>							
Keeping of livestock	P	P	P	P	P	P	P

	<b>R-1</b>	<b>R-1B</b>	<b>R-3</b>	<b>R-B</b>	<b>C-I</b>	<b>APGC</b>	<b>C-F</b>
Temporary stands for sale of agricultural products	X	X	X	C	C	C	X
Commercial nurseries and greenhouses	X	X	X	P	P	X	X
Domestic pets	P	P	P	P	P	P	P
Gardening or fruit raising (1)	P	P	P	P	X	P	P
Home occupation	P	P	P	P	X	P	P
Accessory uses and structures	P	P	P	P	P	P	P
Child day care - center	C	C	C	P	X	C	C
Child day care - mini	C	C	C	P	X	C	X
Child day care - home	P	P	P	P	X	P	X
Public garages	X	X	X	P	C	X	C
Telecommunication facilities	X	X	X	P	C	X	P
Temporary uses, including business, contractors, real estate offices	C	C	C	P	P	C	C
Manufactured home park	C(11)	C(11)	C	C	X	X	X
Medical and dental offices	X	X	X	P	P	X	C
Convalescent facilities	X	X	C	P	C	X	C
Museum, art galleries	C	C	P	C	P	P	P
Automotive showroom and supply store	X	X	X	P	P	X	X
Bakery, candy, ice cream and similar food manufacturing	X	X	X	P	P	X	X
Car or boat sales (new or used)	X	X	X	P	P	X	X
Motorcycle or motor scooter sales and repair	X	X	X	P	P	X	X
Antique stores	X	X	X	P	P	X	X
Catering services	X	X	X	P	P	X	X
Department stores, building supply outlets, floor covering and rug stores	X	X	X	P	P	X	X
Dressmaking and custom tailoring	X	X	X	P	P	X	X
Dry good stores	X	X	X	P	P	X	X
Financial institutions	X	X	X	P	P	X	X
Furniture stores including incidental repair and custom furniture upholstery	X	X	X	P	P	X	X
Restaurants, including drive ins	X	X	X	P	P	X	X
Private clubs, fraternities and lodges	X	X	X	P	P	X	X
Liquor stores, taverns, night clubs	X	X	X	P	P	X	X

	<b>R-1</b>	<b>R-1B</b>	<b>R-3</b>	<b>R-B</b>	<b>C-I</b>	<b>APGC</b>	<b>C-F</b>
Places of assembly, including auditorium, funeral home, art gallery, etc.	X	X	X	P	P	X	C
Tire shops, excluding tire recapping	X	X	X	P	P	X	X
Armories	X	X	X	C	P	X	X
Theaters, excluding drive-ins	X	X	X	P	P	X	X
Professional and general offices	X	X	X	P	P	X	X
Business and trade schools	X	X	X	P	P	X	X
Studios, commercial art, photography, film exchange, preprocessing	X	X	X	P	P	X	X
Printing establishments	X	X	X	P	P	X	X
Wholesale and mail order (not stocking goods on premises)	X	X	X	P	C	X	X
Service station	X	X	X	P(9)	C	X	X
Car wash	X	X	X	P(9)	C	X	X
Second hand store	X	X	X	P	P	X	X
Dry cleaning and laundry	X	X	X	P	P	X	X
Animal clinics	X	X	X	C	C	X	X
Hotel or motel	X	X	X	P	P	X	X
Mixed use (office, commercial and/or residential on a single parcel or in a single structure)	X	X	X	P	P	X	C
<b>Recreational</b>							
Amusement enterprises	X	X	X	P	P	X	X
Recreational vehicle park	X	X	X	C	C	P	X
Parks, playgrounds, golf course	P	P	P	X	X	P	P
Recreational camps	X	X	X	X	X	C	X
Golf course	C	C	C	X	X	P	C
<b>Industrial</b>							
On site hazardous waste storage and treatment (7)	X	X	X	P	P	X	X
Off site hazardous waste storage and treatment	X	X	X	X	C	X	X
Other similar retail wholesale and commercial businesses	X	X	X	P	P	X	X
Manufacture, assembly, compounding, packaging or treatment of products, similar to scientific, business or industrial machinery or	X	X	X	X	P	C	X



	<b>R-1</b>	<b>R-1B</b>	<b>R-3</b>	<b>R-B</b>	<b>C-I</b>	<b>APGC</b>	<b>C-F</b>
instrumentation, food products, clothes or recreational equipment							
Research, experimental or testing laboratories	X	X	X	X	P	X	X
Electrical Vehicle Charging Station - Level 1	P	P	P	P	P	P	P
Electrical Vehicle Charging Station - Level 2	P	P	P	P	P	P	P
Electrical Vehicle Charging Station - Level 3	X	X	X	P	P	C	P
Electrical Vehicle - Battery Exchange Station	X	X	X	P	P	C	C
Mini storage facilities	X	X	X	C	P	C	X
Warehouses	X	X	X	X	C(10)	X	X
Drop hammer or similar equipment	X	X	X	X	C(10)	X	X
<b>Community Facilities</b>							
Schools	C(3)	C(3)	C	C	X	C	C
Assisted Living Facilities	C	C	C	C	X	C	C
Churches and charitable institutions	C	C	C	C	X	C	C
Hospitals and nursing homes	C	X	C	C	X	C	C
Community-based Behavioral Health Facilities	X	X	X	C(12)	C(12)	X	C(1 2)
Municipal buildings	C	C	C	P	P	C	P
Public/private utilities	C	C	C	C	C	C	C
Essential Public Facilities	(13)	(13)	(13)	(13)	(13)	(13)	(13)

**Notes:**

1. Including sales of products, provided no retail stand, greenhouse, permanent sign or other commercial structure is erected.
2. RESERVED
3. Including specialty schools such as dance and music.
4. Not more than eight persons.
5. Occupied by a caretaker of the permitted use only.
6. RESERVED.
7. Accessory to a permitted activity generating hazardous waste, provided that the facility meets the state siting criteria adopted in RCW 70.105.210.
8. RESERVED
9. Drop hammers in areas adjoining residential zones will be permitted provided muffling equipment is installed to minimize the noise effect of such equipment if such noise would unduly interfere with the residential property.
10. Subject to a Planned Development permit.
11. Subject to site plan review and CMC 18.12.090.
12. Subject to additional standards provided in CMC 18.12.160 Community-based Behavioral Health Facilities.
13. Subject to an essential public facilities siting process pursuant to RCW 36.70A.200 and the Chewelah Comprehensive Plan.

**SECTION 4. New CMC §18.12.160 Community-based Behavioral Health Facilities.** A new section 18.12.160 to the Chewelah Municipal Code Chapter 18.12 is hereby added and shall include the following:

**18.12.160 Community-based Behavioral Health Facilities**

A. Purpose And Intent. These regulations are intended to protect public health and safety by requiring safe operations of Behavioral Health Facilities for both the residents and the broader community. Violations of these regulations are subject to §1.24.010 of Chewelah Municipal Code. The purpose of this section is to allow and establish a review process for the location, siting, and operation of community-based behavioral health facilities that:

1. Increase access to behavioral health services and community amenities for individuals living with behavioral health conditions or disabilities.
2. Allow such facilities to be sited in areas with appropriate conditions for the services being provided.
3. Apply regulatory land use frameworks in the same manner for such facilities as for other facilities with similar scale and land use impacts.
4. Apply permitting and entitlement processes appropriate to the scale of the facility and location that is efficient, predictable, and informed.
5. Ensure that the health and safety of both residents and the broader community is maintained during facility operations.

B. Facility Types and Definitions.

“Community-based Behavioral Health Facility” means a residential facility licensed and regulated by the State of Washington, staffed to provide on-site care and that is not a hospital or a group home (adult family home). For the purposes of this title, the following facilities shall be considered a Community-based Behavioral Health Facilities:

- Crisis Stabilization Facilities
- Dementia Care Facilities
- Enhanced Services Facilities
- Evaluation and Treatment Facilities
- Intensive Behavioral Health Treatment Facilities
- Residential Care Facilities
- Secure Withdrawal Management and Stabilization Facilities

“Crisis Stabilization Facility” means a short-term facility designed to assess, diagnose, and treat persons experiencing an acute crisis without the use of hospitalization that may be co-located with Evaluation and Treatment and Outpatient Treatment facilities. Peace officers may drop-off individuals if the facility chooses to provide involuntary services. Individuals are assessed to determine the need for civil commitment or other services. Facilities can offer short-term care

for up to 24 hours and/or provide beds for overnight stays of approximately five days. (WAC 246-341-1140)

“Dementia Care Facility” means a facility that provides specialized long-term care services for persons with dementia. All facilities have delayed egress, an indoor wander path, and a safe, enclosed outdoor area that can be accessed independently. Stays are generally long-term, with residents aging in place and only moving if their care needs can no longer be safely met. (WAC 388-110-220 (2) (3))

“Enhanced Services Facility” means a facility that provides support and services to persons for whom acute inpatient treatment is not medically necessary. (RCW 70.97.010(5));

“Evaluation and Treatment Facility” means a short-term court-ordered treatment provided in a residential facility (can also be provided in a hospital setting). Includes 24-hour on-site care for the evaluation, stabilization, and/or treatment of residents for substance use, mental health, or co-occurring disorders. These facilities serve individuals for 5 or 14 day (short-term) and/or 90- and 180-day (long-term) civil commitments. They may also provide services to voluntary individuals. (WAC 246-341-1134)

“Intensive Behavioral Health Treatment Facility” means a community-based specialized residential treatment facility for individuals with behavioral health conditions, including individuals discharging from or being diverted from state and local hospitals, whose impairment or behaviors do not meet, or no longer meet, criteria for involuntary inpatient commitment under chapter 71.05 RCW, but whose care needs cannot be met in other community-based placement settings. (RCW 71.24.025 (33));

“Outpatient Treatment” means behavioral health services provided through outpatient treatment. These agencies are sometimes licensed as a Behavioral Health Agency. (WAC 246-341)

“Residential Care Facility” means an establishment operated with twenty-four (24) hour supervision for the purpose of serving persons of any age under the jurisdiction of the criminal justice system or nine (9) or more persons of any age who, by reason of their circumstances or conditions, require a transitional nonmedical treatment program for rehabilitation and social readjustment; for example, work release programs, alcoholic treatment programs, drug rehabilitation centers, mental health programs, etc. This definition does not include prisons or conventional correctional institutions involving twenty-four (24) hour locked incarceration with little or no freedom of movement.

“Secure Withdrawal Management and Stabilization facility” means a facility operated by either a public or private agency or by the program of an agency which provides care to voluntary individuals and individuals involuntarily detained and committed under this chapter for whom there is a likelihood of serious harm or who are gravely disabled due to the presence of a substance use disorder. (RCW 71.05.020 (52))

### C. Licensing Requirements.

1. All Community-based Behavioral Health Facilities are required to demonstrate compliance with all licensing requirements pursuant to Chapter 70.97 RCW, or as amended by the State Legislature.

2. A written management plan shall be provided by all Enhanced Services Facilities, Evaluation and Treatment Facilities, Intensive Behavioral Health Facilities, Residential Care Facilities, and Secure Withdrawal Management and Stabilization facilities for the City Administrator's (or their designee's) review and approval. At a minimum, a management plan shall address the following components:
  - a. Identify potential impact(s) on nearby residential uses and proposed methods to mitigate those impacts;
  - b. Identify the project management or agency responsible for the support staff and who will be available to resolve concerns pertaining to the facility. The plan shall specify procedures for updating any changes in contact information;
  - c. Identify staffing, supervision, and security arrangements appropriate to the facility. A 24-hour on-site supervisor is required.
  - d. Identify a communications plan in the event that information to the surrounding neighborhood would be needed throughout the time the facility is in operation.

D. Conditional Use Permit Requirements.

1. New or expanded Community-based Behavioral Health Facilities shall require a Type II Conditional Use Permit.
2. In addition to the requirements for a complete application specified within CMC 18.20.030, Development Review Procedure, proposed Community-based Behavioral Health Facilities must provide a written Operations Plan that shall contain the following minimum components:
  - a. Facility point of contact (a facility email and 24-hour phone line)
  - b. Process for communicating with neighboring residents and businesses
  - c. Policies and procedures to address neighborhood concerns
  - d. Numbers of residents and expected length of stay
  - e. Facility rules and regulations
  - f. Staffing plans (number and shifts)
  - g. Onsite parking plan and anticipated response calls
  - h. Safety and discharge plan

E. Approval criteria. In addition to all other standards required by this title and findings specified within CMC 18.16.020 (C)(2) for the approval of Type II Conditional Use Permits, the following additional criteria shall apply for Community-based Behavioral Health Facilities:

1. 24-hour on-site supervisor shall be required.

2. The proposed location is or will be sufficiently served by public services which may be necessary for the support and operation of the facility. These may include, but shall not be limited to, the availability of utilities, access, transportation systems, education, police and fire facilities, and social and health services.
3. The proposed facility shall not be located within eight hundred and eighty feet (880 ft) of any pre-existing Community-based Behavioral Health Facility, public park, playground, recreation/community center, library, childcare center (including all types of child daycares), school, miniature golf, ice/skate rink, bowling alley, movie theater, or game arcade. The method of measurement shall be from the closest property line to the closest property line.
4. The proposed facility and improvements shall be compatible with surrounding properties, including the size, height, location, setback, and arrangements of all proposed buildings, and signage.
5. All required local, state, and federal licensing requirements applicable to the proposed facility shall be required prior to issuance of a certificate of occupancy.

**SECTION 5. Effective Date.** This Ordinance shall take effect and be in full force and effect immediately upon its passage.

**SECTION 10. Severability.** If any section, sentence, clause, or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

**ADOPTED BY THE COUNCIL OF THE CITY OF CHEWELAH, WASHINGTON, AT A REGULAR MEETING THEREOF ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

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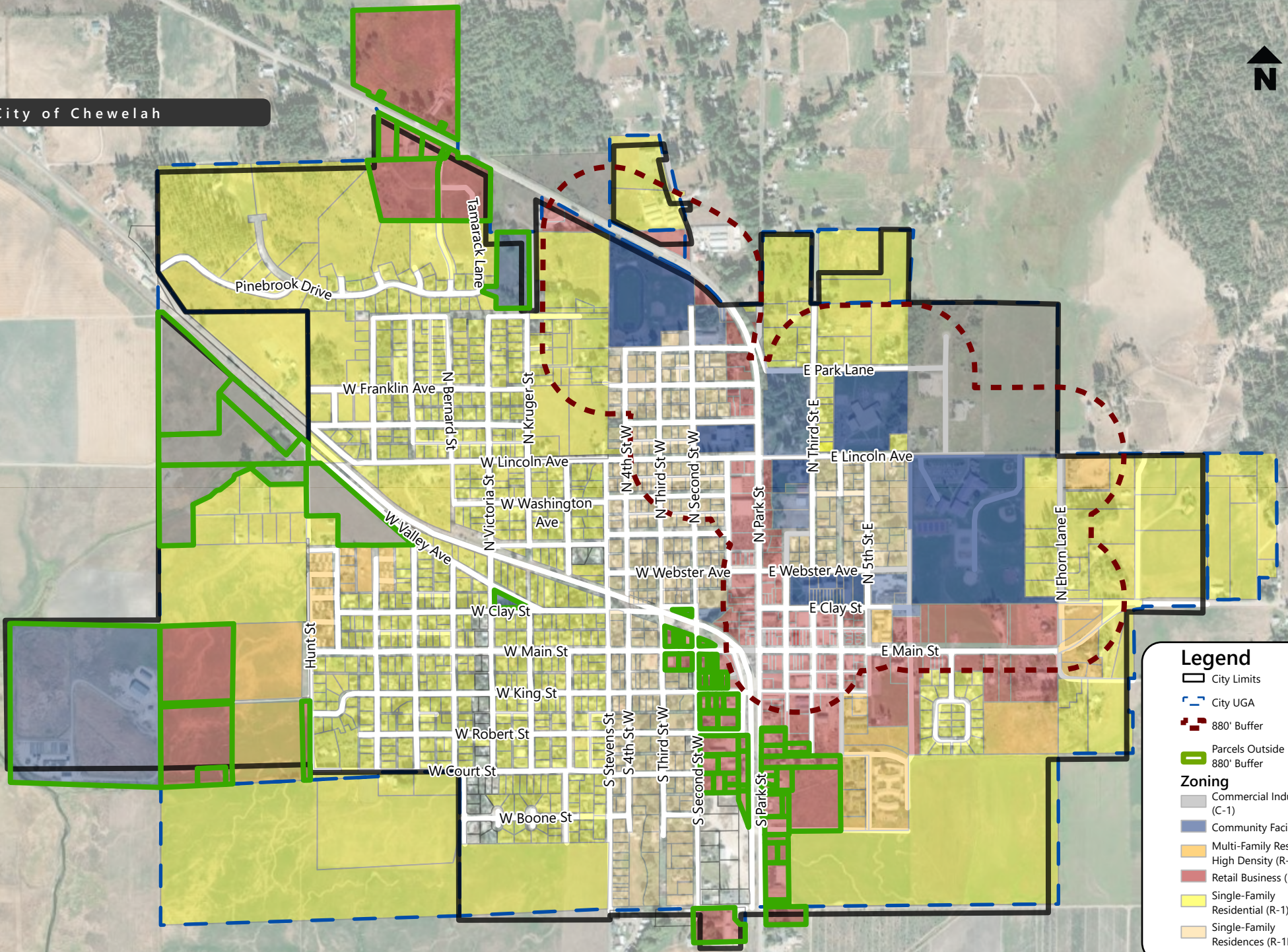
Mayor M. Gregory McCunn

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Authenticate: Jordan Roberts

Attachment 2  
Facility Spacing Map Analysis  
(where facilities may be allowed under spacing provision)





**Legend**

- City Limits
- City UGA
- 880' Buffer
- Parcels Outside 880' Buffer
- Zoning**
- Commercial Industrial (C-1)
- Community Facility (CF)
- Multi-Family Residential High Density (R-3)
- Retail Business (R-B)
- Single-Family Residential (R-1)
- Single-Family Residences (R-1B)

**Attachment 3**  
**§18.08.020 Zoning Use Classifications Table – Tracked Changes**



**18.08.020 Use Classifications DRAFT Amendments**  
**City of Chewelah**  
**11/29/2023**

1. Table 18.08.020 provides examples of permitted, conditionally permitted, and expressly prohibited uses in the various base zones. Permitted uses are allowed as a matter of right. Because of considerations of traffic, noise, lighting, hazards, health and environmental issues, certain uses may be permitted subject to a conditional use permit. Expressly prohibited uses are those that are not clearly allowed in the zone. For purposes of this section the following apply:
  1. "P" indicates a permitted use.
  2. "C" indicates a use that requires a conditional use permit.
  3. "X" indicates expressly prohibited uses.
2. Uses allowed in the overlay zones are addressed in the applicable sections.

(Ord. No. 900, § 7, 8-3-2016)

**Table 18.08.020 Permitted, Conditionally Permitted and Prohibited Uses by Base Zone**

P = Permitted	C = Conditionally permitted	X = Expressly prohibited
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Uses may be affected if property is also an overlay district (see applicable overlay section)

	R-1	R-1B	R-3	R-B	C-I	APGC	C-F
<b>Residential</b>							
Single-family dwelling (including designated manufactured homes)	P	P	P	X	P(5)	P	X
Detached second unit	P	X	P	X	X	C	X
Duplex	P	P	P	P	P(5)	C	X
Multi-family, 3 units or more	X	X	P	P	P(5)	C	C
Renting rooms	P(4)	C	P(4)	P(4)	X	P(4)	X
Adult family home	P	P	P	C	X	P	P
<u>Group home for children</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>C</u>	<u>X</u>	<u>P</u>	<u>P</u>
<b>Commercial</b>							
Keeping of livestock	P	P	P	P	P	P	P
Temporary stands for sale of agricultural products	X	X	X	C	C	C	X
<u>Housing for people with functional disabilities</u>	<u>P</u>	<u>P</u>	<u>C</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>C</u>

	R-1	R-1B	R-3	R-B	C-I	APGC	C-F
Commercial nurseries and greenhouses	X	X	X	P	P	X	X
Domestic pets	P	P	P	P	P	P	P
Gardening or fruit raising (1)	P	P	P	P	X	P	P
Home occupation	P	P	P	P	X	P	P
Accessory uses and structures	P	P	P	P	P	P	P
Child day care _center	C	C	C	P	X	C	C
<u>Child day care - mini</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>P</u>	<u>X</u>	<u>C</u>	<u>X</u>
<u>Child day care - home</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>X</u>	<u>P</u>	<u>X</u>
Public garages	X	X	X	P	C	X	C
Telecommunication facilities	X	X	X	P	C	X	P
Temporary uses, including business, contractors, real estate offices	C	C	C	P	P	C	C
Manufactured home park	C(11)	C(11)	C	C	X	X	X
Medical and dental offices	X	X	X	P	P	X	C
<del>Clinic, hospital and</del> convalescent facilities	X	X	C	P	C	X	C
Museum, art galleries	C	C	P	C	P	P	P
Automotive showroom and supply store	X	X	X	P	P	X	X
Bakery, candy, ice cream and similar food manufacturing	X	X	X	P	P	X	X
Car or boat sales (new or used)	X	X	X	P	P	X	X
Motorcycle or motor scooter sales and repair	X	X	X	P	P	X	X
Antique stores	X	X	X	P	P	X	X
Catering services	X	X	X	P	P	X	X
Department stores, building supply outlets, floor covering and rug stores	X	X	X	P	P	X	X

	R-1	R-1B	R-3	R-B	C-I	APGC	C-F
Dressmaking and custom tailoring	X	X	X	P	P	X	X
Dry good stores	X	X	X	P	P	X	X
Financial institutions	X	X	X	P	P	X	X
Furniture stores including incidental repair and custom furniture upholstery	X	X	X	P	P	X	X
Restaurants, including drive ins	X	X	X	P	P	X	X
Private clubs, fraternities and lodges	X	X	X	P	P	X	X
Liquor stores, taverns, night clubs	X	X	X	P	P	X	X
Places of assembly, including auditorium, funeral home, art gallery, etc.	X	X	X	P	P	X	C
Tire shops, excluding tire recapping	X	X	X	P	P	X	X
Armories	X	X	X	C	P	X	X
Theaters, excluding drive-ins	X	X	X	P	P	X	X
Professional and general offices	X	X	X	P	P	X	X
Business and trade schools	X	X	X	P	P	X	X
Studios, commercial art, photography, film exchange, preprocessing	X	X	X	P	P	X	X
Printing establishments	X	X	X	P	P	X	X
Wholesale and mail order (not stocking goods on premises)	X	X	X	P	C	X	X
Service station	X	X	X	P(9)	C	X	X
Car wash	X	X	X	P(9)	C	X	X
Second hand store	X	X	X	P	P	X	X
Dry cleaning and laundry	X	X	X	P	P	X	X
Animal clinics	X	X	X	C	C	X	X
Hotel or motel	X	X	X	P	P	X	X

	R-1	R-1B	R-3	R-B	C-I	APGC	C-F
Mixed use (office, commercial and/or residential on a single parcel or in a single structure)	X	X	X	P	P	X	C
<b>Recreational</b>							
Amusement enterprises	X	X	X	P	P	X	X
Recreational vehicle park	X	X	X	C	C	P	X
Parks, playgrounds, golf course	P	P	P	X	X	P	P
Recreational camps	X	X	X	X	X	C	X
Golf course	C	C	C	X	X	P	C
<b>Industrial</b>							
On site hazardous waste storage and treatment (7)	X	X	X	P	P	X	X
Off site hazardous waste storage and treatment	X	X	X	X	C	X	X
Other similar retail wholesale and commercial businesses	X	X	X	P	P	X	X
Manufacture, assembly, compounding, packaging or treatment of products, similar to scientific, business or industrial machinery or instrumentation, food products, clothes or recreational equipment	X	X	X	X	P	C	X
Research, experimental or testing laboratories	X	X	X	X	P	X	X
Electrical Vehicle Charging Station - Level 1	P	P	P	P	P	P	P
Electrical Vehicle Charging Station - Level 2	P	P	P	P	P	P	P
Electrical Vehicle Charging Station - Level 3	X	X	X	P	P	C	P
Electrical Vehicle - Battery Exchange Station	X	X	X	P	P	C	C
Mini storage facilities	X	X	X	C	P	C	X
Warehouses	X	X	X	X	C(10)	X	X
Drop hammer or similar equipment	X	X	X	X	C(10)	X	X

	R-1	R-1B	R-3	R-B	C-I	APGC	C-F
<b>Community Facilities</b>							
Schools	C(3)	C(3)	C	C	X	C	C
<u>Assisted Living Facilities</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>X</u>	<u>C</u>	<u>C</u>
Churches and charitable institutions	C	C	C	C	X	C	C
Hospitals and nursing homes	C	X	C	C	X	C	C
<u>Community-based Behavioral Health Facilities</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>C(12)</u>	<u>C(12)</u>	<u>X</u>	<u>C(12)</u>
<del>Essential public service and utility</del> <u>Municipal buildings</u>	C	C	C	P	P	C	P
Public/private utilities	C	C	C	C	C	C	C
<u>Essential Public Facilities</u>	<u>(13)</u>	<u>(13)</u>	<u>(13)</u>	<u>(13)</u>	<u>(13)</u>	<u>(13)</u>	<u>(13)</u>

**Notes:**

1. Including sales of products, provided no retail stand, greenhouse, permanent sign or other commercial structure is erected.
2. RESERVED
3. Including specialty schools such as dance and music.
4. Not more than eight persons.
5. Occupied by a caretaker of the permitted use only.
6. RESERVED.
7. Accessory to a permitted activity generating hazardous waste, provided that the facility meets the state siting criteria adopted in RCW 70.105.210.
8. RESERVED
9. Drop hammers in areas adjoining residential zones will be permitted provided muffling equipment is installed to minimize the noise effect of such equipment if such noise would unduly interfere with the residential property.
10. Subject to a Planned Development permit.
11. Subject to site plan review and CMC 18.12.090.
12. Subject to additional standards provided in CMC 18.12.160 Community-based Behavioral Health Facilities.
- 11-13. Subject to an essential public facilities siting process pursuant to RCW 36.70A.200 and the Chewelah Comprehensive Plan.

## Attachment 4

### §18.04.040 Definitions – Amendments and additions

**18.04.040 Definitions DRAFT Changes**  
**11/29/2023**

"Assisted living facility" means any home or other institution, however named, which is advertised, announced, or maintained for the express or implied purpose of providing housing, basic services, and assuming general responsibility for the safety and well-being of the residents, and may also provide domiciliary care. "Assisted living facility" shall not include facilities certified as group training homes pursuant to RCW 71A.22.040, nor any home, institution, or section thereof which is otherwise licensed and regulated under the provisions of state law providing specifically for the licensing and regulation of such home, institution or section thereof. Nor shall it include any independent senior housing, independent living units in continuing care retirement communities, or other similar living situations including those subsidized by the department of housing and urban development.

"Adult family home" means a dwelling in which person or persons provide personal care, special care, room and board to more than one (1) but not more than six (6) adults who are not related by blood or marriage to the person or persons providing the care. An adult family home may provide services to up to eight (8) adults upon approval under RCW 70.128.066. Those homes or facilities serving more than (8) persons or serving persons under the jurisdiction of the criminal justice system shall be considered a "Residential Care Facility" pursuant to CMC 18.12.160, Community-based Behavioral Health Facilities.

"Group Homes for Children" means a dwelling in which a person or persons provide personal care, special care, room and board to more than one (1) but not more than eight (8) juveniles who are not related by blood or marriage to the person or persons providing the care. Those homes or facilities serving more than eight (8) juveniles or serving juveniles under the jurisdiction of the criminal justice system shall be considered a "Residential Care Facility" pursuant to CMC 18.12.160, Community-based Behavioral Health Facilities.

"Child day care - center" means a facility providing for the care of thirteen (13) or more children. A child day care center shall not be located in a private residence unless a portion of the residence where the children have access is used exclusively for the children during the hours the center is in operation or is separate from the usual living quarters of the family.

"Child day care - home" means a person regularly providing care during part of the twenty-four-hour day to six (6) or fewer children in the family abode of the person or persons under whose direct care the children are placed.

"Child day care - mini" means a person or agency providing care during part of the twenty-four-hour day to twelve (12) or fewer children in a facility other than the family abode of the person or persons under whose direct care the children are placed, or for the care of seven (7) through twelve (12) children in the family abode of such person or persons.

Community-Based Behavioral Health Facilities – See CMC 18.12.160

"Essential public facility" means those facilities that are typically difficult to site, such as airports, state education facilities and state or regional transportation facilities as defined in RCW 47.06.140, regional transit authority facilities as defined in RCW 81.112.020, state and local correctional facilities, solid waste handling facilities, opioid treatment programs including both mobile and fixed-site medication units, recovery residences, harm reduction programs excluding safe injection sites, and inpatient facilities including substance use disorder treatment facilities, mental health facilities, group homes, community facilities as defined in RCW 72.05.020, and secure community transition facilities as defined in RCW 71.09.020. ~~facilities needed for the health, safety, and general welfare of the community, such as public service and utility buildings including libraries, fire and police stations, telephone exchanges, regulator and electric substations, pumping stations, and other similar uses.~~

~~"Family" means an individual or two or more persons related by blood or marriage or a group of not more than five persons (excluding servants) who need not be related by blood or marriage living together in a dwelling unit.~~

"Nursing home" means any home, place or institution which operates or maintains facilities providing convalescent or chronic care, or both, for a period in excess of twenty-four consecutive hours for three or more patients not related by blood or marriage to the operator, who by reason of illness or infirmity, are unable to properly to care for themselves. Care may include administration of medicines, preparation of special diets, giving of bedside nursing care, application of dressings and bandages, and carrying out of treatment prescribed by a licensed practitioner of the healing arts. Nothing in this definition shall be construed to include general hospitals in which surgery or obstetrics or both are performed, the care of persons suffering from a mental sickness, mental disorder or ailment.



Attachment 5  
Public Notice and DNS



**CITY OF CHEWELAH**

301 E. Clay Street, Chewelah, WA 99109  
P.O. Box 258  
Phone: 509-935-8311

**NOTICE OF APPLICATION, PUBLIC HEARING, AND DETERMINATION OF NON-SIGNIFICANCE (DNS)**

**City of Chewelah Municipal Code Amendments - Community-Based Behavioral Health Facilities**

- Description of proposal:** The proposed amendments to the Chewelah Municipal Code (CMC) are primarily to allow and establish a review process for the location, sitting, and operation of community-based behavioral health facilities. A new section of code, along with amendments to definitions, and the zoning district use table are being proposed. The proposal would amend the City of Chewelah Municipal Code to provide new definitions located in CMC §18.04.040 and draft CMC §18.12.160, add new uses to the “Permitted, Conditionally Permitted, and Prohibited Uses by Base Zone” located in CMC §18.08.020, add a new section of code (§18.12.160) detailing new regulations for “Community-based Behavioral Health Facilities.”
- Proponent:** City of Chewelah, WA
- Location:** Within Chewelah City Limits
- Documents available to review at:** Chewelah City Hall:  
301 E. Clay Street, Chewelah, WA 99109
- Lead Agency:** City of Chewelah, WA
- Notice of Public Hearing:** The Chewelah City Council will take public testimony on the draft code amendments **Wednesday, February 21, 2024 at 6:30 pm** at Chewelah City Hall (301 E. Clay Street, Chewelah, WA 99109)

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. This DNS is issued after using the optional DNS process in WAC 197-11-355. There is no further comment period on the DNS. You may appeal this threshold determination by addressing those criteria as set forth in CMC §18.20.050 and CMC §16.04.240 and then by filing per CMC §18.20.050.B such with the Chewelah City Council for service to the SEPA responsible official(s). **Appeals to this DNS must be submitted no later than Friday, February 16, 2024.**

- Responsible Official:** Aaron Qualls, AICP, Contract Planner
- Mailing Address** 301 E. Clay Street, Chewelah, WA 99109 / aaron.qualls@scjalliance.com
- Phone** 509.835.3770, ext. 325

*For Publication (Issue Date) on 2/1/24*

Publication: January 18, 25, February 1, 2024  
Attorney: WBA # 41814  
or Plaintiff:

**NOTICE OF CREATION OF LOON LAKE MANAGEMENT DISTRICT CITIZENS' STEERING COMMITTEE AND REQUEST FOR APPLICATIONS**

NOTICE IS HEREBY GIVEN that on January 16, 2024, the Board of County Commissioners of Stevens County adopted Resolution 011-2024 ESTABLISHING A CITIZENS' STEERING COMMITTEE FOR LOON LAKE MANAGEMENT DISTRICT to provide advice and make recommendations to the County as to the management and administration of the lake management district and the control of Eurasian milfoil and other potential aquatic and/or riparian noxious weeds. Any person wishing to serve as a member of the Loon Lake Management District Citizens' Steering Committee is encouraged to submit a letter of application to the Board of County Commissioners which must be received no later than 4:30 p.m. on Friday, February 9, 2024.

The letter shall identify the person applying and provide information as to why that person wishes to serve and why their input would be useful or helpful to the County. The mailing address of the Stevens County Commissioners is 215 S. Oak St.; Colville, WA 99114. Letters may also be emailed to [commissioners@stevenscountywa.gov](mailto:commissioners@stevenscountywa.gov) or delivered in person to 230 E. Birch Avenue in Colville. Additional information may be obtained from the Clerk of the Board at the address listed above or by calling (509) 684-3751.

Jonnie R. Brown, Clerk of the Board

Published: January 25, February 1, 2024

**SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF STEVENS NO. 24-4-00011-33 PROBATE NOTICE TO CREDITORS (RCW 11.40.030)**

In the Matter of the Estate of:  
**WILLIAM W. HUFFMAN** dod 7/4/2021  
**ELIZABETH W. HUFFMAN** dod 12/2/2023  
Deceased.

The Personal Representative named below has been appointed as Personal Representative of this estate. Any person having a claim against the decedent must, before the time the claim would be barred by any otherwise applicable statute of limitations, present the claim in the manner as provided in RCW 11.40.070 by serving on or mailing to the Personal Representative or the Personal Representative's attorney at the address stated below a copy of the claim and filing the original of the claim with the Court in which the probate proceedings were commenced. The claim must be presented within the later of: (1) thirty days after the Personal Representative served or mailed the notice to

The Personal Representative named below has been appointed as Personal Representative of this estate. Any person having a claim against the decedent must, before the time the claim would be barred by any otherwise applicable statute of limitations, present the claim in the manner as provided in RCW 11.40.070 by serving on or mailing to the Personal Representative or the Personal Representative's attorney at the address stated below a copy of the claim and filing the original of the claim with the Court in which the probate proceedings were commenced. The claim must be presented within the later of: (1) thirty days after the Personal Representative served or mailed the notice to the Creditor as provided under RCW 11.40.020(1)(c); or (2) four months after the date of first publication of the notice. If the claim is not presented within this time frame, the claim is forever barred, except as otherwise provided in RCW 11.40.051 and 11.40.060. This bar is effective as to claims against both the decedent's probate and non-probate assets.

DATE OF FIRST PUBLICATION: January 25, 2024

Dale S. Munson, Personal Representative, c/o McGrane & Schuerman Krystal M. Tate, WSBA #44355, Attorney at Law 298 South Main #304, Colville, Washington 99114, 509 684-8484

Published: January 25, February 1, 8, 2024

**RESOLUTION NO. 02-24 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLVILLE, WASHINGTON, CONFIRMING THE DECLARATION OF AN EMERGENCY DUE TO A MAJOR LEAK AT THE WATER MAIN ON NORTH HIGHWAY.**

WHEREAS, the Public Works Department was notified, January 13, 2024, at approximately 8:00 PM of a water leak adjacent to 2382 N. Highway; and

WHEREAS, it was identified as a major break to the water main that feeds the north end of the City and is leaking approximately twenty gallons a minute; and

WHEREAS, the area will need to be excavated to identify the severity of the leak and repair; and

WHEREAS, upon evaluating the cause and the repair needed, it was determined that additional outside help would be necessary, and the Mayor declared this an emergency situation.

NOW, THEREFORE, it is hereby resolved by the City Council of the City of Colville, Washington, as follows:

**Section 1:**

The City of Colville, Washington, hereby declares an emergency as a result of the leak on our 16-inch PVC C900 Water Main that feeds the north end of the City, identified on January 13, 2024, pursuant to RCW 39.04.280.

Published: February 1, 8, 2024

**NOTICE OF APPLICATION, PUBLIC HEARING, AND DETERMINATION OF NON-SIGNIFICANCE (DNS)**

**City of Chewelah Municipal Code Amendments - Community-Based Behavioral Health Facilities**

**Description of proposal:** The proposed amendments to the Chewelah Municipal Code (CMC) are primarily to allow and establish a review process for the location, siting, and operation of community-based behavioral health facilities. A new section of code, along with amendments to definitions, and the zoning district use table are being proposed. The proposal would amend the City of Chewelah Municipal Code to provide new definitions located in CMC §18.04.040 and draft CMC §18.12.160, add new uses to the "Permitted, Conditionally Permitted, and Prohibited Uses by Base Zone" located in CMC §18.08.020, add a new section of code (§18.12.160) detailing new regulations for "Community-based Behavioral Health Facilities."

**Proponent:** City of Chewelah, WA

**Location:** Within Chewelah City Limits

**Documents available to review at:** Chewelah City Hall: 301 E. Clay Street, Chewelah, WA 99109

**Lead Agency:** City of Chewelah, WA

**Notice of Public Hearing:** The Chewelah City Council will take public testimony on the draft code amendments **Wednesday, February 21, 2024 at 6:30 pm** at Chewelah City Hall (301 E. Clay Street, Chewelah, WA 99109)

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. This DNS is issued after using the optional DNS process in WAC 197-11-355. There is no further comment period on the DNS. You may appeal this threshold determination by addressing those criteria as set forth in CMC §18.20.050 and CMC §16.04.240 and then by filing per CMC §18.20.050.B such with the Chewelah City Council for service to the SEPA responsible official(s). **Appeals to this DNS must be submitted no later than Friday, February 16, 2024.**

**Responsible Official:** Aaron Qualls, AICP, Contract Planner

**Mailing Address:** 301 E. Clay Street, Chewelah, WA 99109 / [aaron.qualls@scjalliance.com](mailto:aaron.qualls@scjalliance.com)

**Phone:** 509.835.3770, ext. 325

Published: February 1, 2024

process in WAC 197-11-355 is being used. This may be your only opportunity to comment on the environmental impacts of the proposed project.

**Public Comment:** There is a 30-day comment period on this project. Agencies, tribes, and the public are encouraged to review and comment on the proposed project and its probable environmental impacts. Written comments may be submitted to Evelyn Tichacek, Stevens County Land Services, Street Address: 260 South Oak, Courthouse Annex, Colville, WA. Mailing Address: 215 S. Oak, Courthouse Annex, Colville, WA, 99114. Email: [etichacek@stevenscountywa.gov](mailto:etichacek@stevenscountywa.gov). Phone 509-684-2401. Fax: 509-684-7525. Comments must be received by **4:30 p.m., Wednesday, February 21st, 2024.**

**Rights:** Any person has the right to comment on the application, request a copy of the decision once made and, if he or she has standing, to appeal. An administrative decision will be made on the application after the close of the public comment period.

**File:** A copy of the file can be requested by submitting a public records request to the Public Records Office.

Published: February 1, 8, 2024

**PUBLIC NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS**

**TAKE NOTICE:**

That Jason Gutzwiller of Addy, WA on December 18, 2023, under Water Right Application No. S3-30974, filed a permit to appropriate public surface water, subject to existing rights, from an unnamed spring for year-round use in the amount of .044 cubic feet per second (cfs) for domestic use and seasonal irrigation of one acre of land/garden. The source of the proposed appropriation and place of use is located within the W1/2SW1/4 of Section 35, T. 34 N., R. 39 E.W.M., within Stevens County, WA.

To view this application as well as the source of the proposed appropriation and place of use, visit our [Water Right Search application](https://apps.wa.gov/water/rightsearch) and web map search here: <https://apps.wa.gov/water/righttrackingssystem/WaterRights/default.aspx>

Protests to this application must include a detailed statement of the basis for the objections. Protests must be accompanied with a fifty dollar (\$50.00) non-refundable recording fee. We accept check or money order only. Do not send cash. Send your protest with the \$50.00 fee to the Department of Ecology at the address below within 30 days from: February 8, 2024.

Department of Ecology  
Cashiering Office  
PO Box 47611  
Olympia, WA 98504-7611

Published: February 1, 8, 2024

AW GROUP, PLLC  
1000 1st Street SE  
Washington 98503  
Phone: 360-491-6666

**SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF STEVENS NO. 24-4-00006-33 PROBATE NOTICE TO CREDITORS (RCW 11.40.030)**

In the Matter of the Estate of:

**JOHN M. HARRIS**

The Personal Representative named below has been appointed as Personal Representative of this estate. Any person having a claim against the decedent must, before the time the claim would be barred by any otherwise applicable statute of limitations, present the claim in the manner as provided in RCW 11.40.070 by serving on or mailing to the Personal Representative or the Personal Representative's attorney at the address stated below a copy of the claim and filing the original of the claim with the Court in which the probate proceedings were commenced. The claim must be presented within the later of: (1) thirty days after the Personal Representative served or mailed the notice to the Creditor as provided under RCW 11.40.020(1)(c); or (2) four months after the date of first publication of the notice. If the claim is not presented within this time frame, the claim is forever barred, except as otherwise provided in RCW 11.40.051 and 11.40.060. This bar is effective as to claims against both the decedent's probate and non-probate assets.

DATE OF FIRST PUBLICATION: January 18, 2024

Attorney: McGrane & Schuerman Krystal M. Tate, WSBA #44355, Attorney at Law 298 South Main #304, Colville, Washington 99114, 509 684-8484

Published: January 18, 25, February 1, 2024

**SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF STEVENS NO. 24-4-00005-33 PROBATE NOTICE TO CREDITORS (RCW 11.40.030)**

In the Matter of the Estate of:

**ED E. WOODARD**

The Personal Representative named below has been appointed as Personal Representative of this estate. Any person having a claim against the decedent must, before the time the claim would be barred by any otherwise applicable statute of limitations, present the claim in the manner as provided in RCW 11.40.070 by serving on or mailing to the Personal Representative or the Personal Representative's attorney at the address stated below a copy of the claim and filing the original of the claim with the Court in which the probate proceedings were commenced. The claim must be presented within the later of: (1) thirty days after the Personal Representative served or mailed the notice to

Attachment 6  
SEPA Checklist

# SEPA<sup>1</sup> Environmental Checklist

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## Purpose of checklist

Governmental agencies use this checklist to help determine whether the environmental impacts of your proposal are significant. This information is also helpful to determine if available avoidance, minimization, or compensatory mitigation measures will address the probable significant impacts or if an environmental impact statement will be prepared to further analyze the proposal.

## Instructions for applicants

This environmental checklist asks you to describe some basic information about your proposal. Please answer each question accurately and carefully, to the best of your knowledge. You may need to consult with an agency specialist or private consultant for some questions. **You may use “not applicable” or “does not apply” only when you can explain why it does not apply and not when the answer is unknown.** You may also attach or incorporate by reference additional studies reports. Complete and accurate answers to these questions often avoid delays with the SEPA process as well as later in the decision-making process.

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 help 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.

## Instructions for lead agencies

Please adjust the format of this template as needed. Additional information may be necessary to evaluate the existing environment, all interrelated aspects of the proposal and an analysis of adverse impacts. The checklist is considered the first but not necessarily the only source of information needed to make an adequate threshold determination. Once a threshold determination is made, the lead agency is responsible for the completeness and accuracy of the checklist and other supporting documents.

## Use of checklist for nonproject proposals

For nonproject proposals (such as ordinances, regulations, plans and programs), complete the applicable parts of sections A and B, plus the Supplemental Sheet for Nonproject Actions (Part D). Please completely answer all questions that apply and note that the words "project," "applicant," and "property or site" should be read as "proposal," "proponent," and "affected geographic area," respectively. The lead agency may exclude (for non-projects) questions in “Part B: Environmental Elements” that do not contribute meaningfully to the analysis of the proposal.

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<sup>1</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/Checklist-guidance>

## A. Background

[Find help answering background questions<sup>2</sup>](#)

**1. Name of proposed project, if applicable:**

*City of Chewelah Municipal Code Amendments – Behavioral Health Facilities*

**2. Name of applicant:**

*Aaron Qualls, AICP, SCJ Alliance (Contract Planner)*

**3. Address and phone number of applicant and contact person:**

*Aaron Qualls, AICP  
Project Manager  
SCJ Alliance, Inc  
108 N Washington Ave, Ste 300  
Spokane, WA 99201  
509-835-3770*

**4. Date checklist prepared:**

*January 9, 2024*

**5. Agency requesting checklist:**

*City of Chewelah*

**6. Proposed timing of schedule (including phasing, if applicable):**

*Anticipated code amendment process to be completed in February of 2024.*

**7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain.**

*This is a non-project code amendment.*

**8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal.**

*There is no environmental information prepared, or planned to be prepared, for this non-project proposal.*

**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.**

*There are no known applications pending.*

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

*Approval by Chewelah City Council.*

**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**

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<sup>2</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-A-Background>

**this page. (Lead agencies may modify this form to include additional specific information on project description.)**

*The proposed regulation amendments to the Chewelah Municipal Code (CMC) are primarily to allow and establish a review process for the location, siting, and operation of community-based behavioral health facilities.*

*A new section of code, along with amendments to definitions, and district use chart are being proposed. The proposal would amend the city of Chewelah Municipal Code to provide new definitions located in CMC 18.04.040 and CMC 18.12.160, add new uses to the zoning district use chart located in CMC 18.08.020, add a new section of code detailing new regulations for “Community-based Behavioral Health Facilities.”*

*The following Definitions are being amended or added:*

*“Assisted Living Facility”, “Adult family home”, “Group Homes for Children”, “Child day care – center”, “Child day care – home”, “Child day care – mini”, “Essential public facility”, “Community-based Behavioral Health Facilities”, “Crisis Stabilization Facility”, “Dementia Care Facility”, “Enhanced Services Facility”, “Evaluation and Treatment Facility”, “Intensive Behavioral Health Treatment Facility”, “Residential Care Facility”, “Outpatient Treatment”, “Secure Withdrawal Management and Stabilization facility.”*

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

*This proposal would primarily affect the Retail Business (R-B), Commercial Industrial (C-I) and Community Facility (C-F) zones within the City of Chewelah.*

## **B.Environmental Elements**

### **1. Earth**

[Find help answering earth questions<sup>3</sup>](https://ecology.wa.gov/regulations-permits/sepa/environmental-review/sepa-guidance/sepa-checklist-guidance/sepa-checklist-section-b-environmental-elements/environmental-elements-earth)

**a. General description of the site:**

N/A

**Circle or highlight one: Flat, rolling, hilly, steep slopes, mountainous, other: N/A**

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<sup>3</sup> <https://ecology.wa.gov/regulations-permits/sepa/environmental-review/sepa-guidance/sepa-checklist-guidance/sepa-checklist-section-b-environmental-elements/environmental-elements-earth>

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

- f. Could erosion occur because of clearing, construction, or use? If so, generally describe.**

*Proposal is a non-project code amendment.*

- g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?**

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment. Any future development in result will be subject to environmental review at the time of permitting.*

## 2. Air

[Find help answering air questions<sup>4</sup>](#)

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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<sup>4</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-Air>



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

*This is a non-project SEPA checklist for a code amendment. Subsequent development proposals will be reviewed concerning the applicability of local and state regulations regarding emissions.*

### **3. Water**

[Find help answering water questions<sup>5</sup>](#)

**a. Surface:**

[Find help answering surface water questions<sup>6</sup>](#)

- 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.**

*Proposal is a non-project code amendment.*

- 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.**

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

- 4. Will the proposal require surface water withdrawals or diversions? Give a general description, purpose, and approximate quantities if known.**

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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<sup>5</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-3-Water>

<sup>6</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-3-Water/Environmental-elements-Surface-water>

**b. Ground:**

[Find help answering ground water questions](#)<sup>7</sup>

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

*Proposal is a non-project code amendment.*

- 2. Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (domestic sewage; industrial, containing the following chemicals...; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve.**

*Proposal is a non-project code amendment.*

**c. Water Runoff (including stormwater):**

- 1. Describe the source of runoff (including storm water) 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.**

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

**d. Proposed measures to reduce or control surface, ground, and runoff water, and drainage pattern impacts, if any:**

*Proposal is a non-project code amendment. Any future development that occurs as result of the proposed code amendment will be subject to environmental review at the time of permitting.*

## 4. Plants

[Find help answering plants questions](#)

**a. Check the types of vegetation found on the site:**

- deciduous tree: alder, maple, aspen, other**

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<sup>7</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-3-Water/Environmental-elements-Groundwater>

- evergreen tree: fir, cedar, pine, other
- shrubs
- grass
- pasture
- crop or grain
- orchards, vineyards, or other permanent crops.
- wet soil plants: cattail, buttercup, bullrush, skunk cabbage, other
- water plants: water lily, eelgrass, milfoil, other
- other types of vegetation

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

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

*Proposal is a non-project code amendment.*

## 5. Animals

[Find help answering animal questions](#)<sup>8</sup>

**a. List any birds and other animals that have been observed on or near the site or are known to be on or near the site.**

*Proposal is a non-project action. However, information regarding listed species was obtained from the U.S. Fish and Wildlife Service (USFWS) Information Planning and Consultation (IPaC), and the USFWS database Priority Habitats and Species (PHS) on the Web. The following species have the potential to occur in and around the vicinity of Chewelah:*

- White-headed Woodpecker
- Pileated Woodpecker
- Yellow-billed Cuckoo
- Canada Lynx Grizzly Bear

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<sup>8</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-5-Animals>

- North American Wolverine
- Bull Trout
- Monarch Butterfly

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

*Information regarding listed species was obtained from the U.S. Fish and Wildlife Service (USFWS) Information Planning and Consultation (IPaC), and the USFWS database Priority Habitats and Species (PHS) on the Web. The following ESA-listed species have the potential occur in and around the vicinity of Chewelah:*

- Yellow-billed Cuckoo
- Canada Lynx Grizzly Bear
- North American Wolverine
- Bull Trout
- Monarch Butterfly

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

*Because Washington is within the Pacific Flyway route, migration routes may exist near the site. However, this proposal will not impact any migration routes.*

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

*This is a non-project SEPA checklist, and the proposed code amendment contains no development proposal which would require the need to incorporate wildlife preservation or enhancement activities.*

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

*There are no known invasive animal species known to be on or near the site.*

## 6. Energy and natural resources

[Find help answering energy and natural resource questions<sup>9</sup>](#)

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

*This is a non-project SEPA checklist, and the proposed code amendment will not directly result in a need for energy.*

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

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<sup>9</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-6-Energy-natural-resou>

*This is a non-project SEPA checklist, and the proposed code amendment will not result in impacts to solar access by adjacent properties.*

- 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.**

*This is a non-project SEPA checklist, and, since the proposed code amendment will not result in impacts to energy or resources, no conservation features are proposed.*

## **7. Environmental health**

[Health Find help with answering environmental health questions](#)<sup>10</sup>

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

*This is a non-project SEPA checklist, and the proposed code amendment will have no environmental health hazards.*

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

*N/A. Proposal is non-project.*

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

*This is a non-project SEPA checklist, and the proposed code amendment will not be affected by any existing hazardous chemicals or conditions.*

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

*This is a non-project SEPA checklist, any subsequent development that occurs as a result of approval will be subject to environmental review at the time of permitting.*

- 4. Describe special emergency services that might be required.**

*This is a non-project SEPA checklist, and the proposed code amendment will not necessitate any special emergency services. Future development will be evaluated for any special emergency services that may be required through the development review process.*

- 5. Proposed measures to reduce or control environmental health hazards, if any.**

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<sup>10</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-7-Environmental-health>

*This is a non-project SEPA checklist, and the proposed code amendment has no proposed measures to reduce or control environmental hazards.*

**b. Noise**

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

*N/A, this is a non-project checklist for a code amendment.*

- 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, this is a non-project checklist for a code amendment.*

- 3. Proposed measures to reduce or control noise impacts, if any:**

*N/A, this is a non-project checklist for a code amendment.*

## **8. Land and shoreline use**

[Find help answering land and shoreline use questions](#)<sup>11</sup>

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

*The City of Chewelah has several land uses including residential, commercial, and industrial uses. The proposal is a non-project action and therefore will not affect the land uses of Chewelah. Any future development in result will be subject to environmental review at the time of permitting.*

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

*There are parcels within the City that are currently working farmlands; there are no working forest lands in the City. The proposal is a non-project action and therefore will not affect the working farmlands of Chewelah. Any future development in result will be subject to environmental review at the time of permitting.*

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

*N/A, this is a non-project checklist for a code amendment.*

- c. Describe any structures on the site.**

*N/A, this is a non-project checklist for a code amendment.*

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<sup>11</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-8-Land-shoreline-use>

**d. Will any structures be demolished? If so, what?**

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment, however, the City of Chewelah has a Shoreline Master Program.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*This is a non-project SEPA action, and the proposed code amendment contains no measures that are incompatible with existing or projected land uses. The draft amendments provide a review process to help ensure compatibility with existing and projected land uses.*

**m. Proposed measures to reduce or control impacts to agricultural and forest lands of long-term commercial significance, if any:**

*This is a non-project SEPA action, and the proposed code amendment will have no adverse impact on resource lands.*

## 9. Housing

[Find help answering housing questions](#)<sup>12</sup>

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

*N/A, this is a non-project checklist for a code amendment.*

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<sup>12</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-9-Housing>

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

## 10. Aesthetics

[Find help answering aesthetics questions](#)<sup>13</sup>

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

## 11. Light and glare

[Find help answering light and glare questions](#)<sup>14</sup>

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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<sup>13</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-10-Aesthetics>

<sup>14</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-11-Light-glare>



## 12. Recreation

[Find help answering recreation questions](#)

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

## 13. Historic and cultural preservation

[Find help answering historic and cultural preservation questions](#)<sup>15</sup>

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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<sup>15</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-13-Historic-cultural-p>

## 14. Transportation

[Find help with answering transportation questions](#)<sup>16</sup>

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

- e. **How many vehicular trips per day would be generated by the completed project or proposal? If known, indicate when peak volumes would occur and what percentage of the volume would be trucks (such as commercial and nonpassenger vehicles). What data or transportation models were used to make these estimates?**

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

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

*N/A, this is a non-project checklist for a code amendment.*

## 15. Public services

[Find help answering public service questions](#)<sup>17</sup>

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

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<sup>16</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-B-Environmental-elements/Environmental-elements-14-Transportation>

<sup>17</sup> <https://ecology.wa.gov/regulations-permits/sepa/environmental-review/sepa-guidance/sepa-checklist-guidance/sepa-checklist-section-b-environmental-elements/environmental-elements-15-public-services>

*N/A, this is a non-project checklist for a code amendment. Any future Community-based behavioral health facility proposals will be evaluated for impacts to services per the draft criteria specified.*

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

*N/A, this is a non-project checklist for a code amendment.*

## 16. Utilities

[Find help answering utilities questions<sup>18</sup>](#)

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

<input checked="" type="checkbox"/>	Electricity
<input checked="" type="checkbox"/>	Natural gas
<input checked="" type="checkbox"/>	Water
<input checked="" type="checkbox"/>	Refuse service
<input checked="" type="checkbox"/>	Telephone
<input checked="" type="checkbox"/>	Sanitary sewer
<input checked="" type="checkbox"/>	Septic system
<input type="checkbox"/>	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 be needed.**

*N/A, this is a non-project checklist for a code amendment.*

## C. Signature

[Find help about who should sign<sup>19</sup>](#)

**The above answers are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.**

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<sup>18</sup> <https://ecology.wa.gov/regulations-permits/sepa/environmental-review/sepa-guidance/sepa-checklist-guidance/sepa-checklist-section-b-environmental-elements/environmental-elements-16-utilities>

<sup>19</sup> <https://ecology.wa.gov/Regulations-Permits/SEPA/Environmental-review/SEPA-guidance/SEPA-checklist-guidance/SEPA-Checklist-Section-C-Signature>



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

Name of signee Aaron Qualls, AICP

Position and Agency/Organization Contract Planner, City of Chewelah,  
WA

Date Submitted: 1/8/24

**Type name of signee:**

**Position and agency/organization:**

**Date submitted:**

## **D. Supplemental sheet for nonproject actions**

[Find help for the nonproject actions worksheet<sup>20</sup>](#)

**Do not** use this section for project actions.

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

*Development of a community-based behavioral health facility or similar project as a result of this code amendment would result in stormwater runoff from the roofs of*

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<sup>20</sup> <https://ecology.wa.gov/regulations-permits/sepa/environmental-review/sepa-guidance/sepa-checklist-guidance/sepa-checklist-section-d-non-project-actions>

*buildings and other impervious surfaces such as parking facilities. All stormwater and surface drainage generated on-site will be disposed of on-site to the extent feasible and in accordance with City regulations and the Stormwater Management Manual for Eastern WA. Impacts to air quality or noise will occur temporarily during construction, but no long-term impacts are anticipated.*

**Proposed measures to avoid or reduce such increases are:**

*Discharges to surface water will be maintained at pre-project levels with no increase in runoff rates, and the projects will comply with the City's stormwater requirements, which are adapted from the Department of Ecology's requirements. Air emissions will be limited to temporary impacts from construction vehicles. No toxic substances will be stored or released from any sites, and sites will be assessed prior to construction to identify any existing contaminated soils or groundwater. Noise impacts will be limited to temporary impacts during construction. Construction will occur during City-mandated hours to limit impacts.*

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

*To be determined on a project-specific basis. Development of a community-based behavioral health facility or similar project may will include work in or around existing water bodies and vegetated areas.*

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

*Development of a community-based behavioral health facility or similar project as a result of this code amendment will be assessed for environmental impacts. Projects in the vicinity of surface water bodies or with heavily wooded trees and shrubs will likely include an evaluation by habitat and ecology professionals to determine best practices for minimizing impacts to habitat areas.*

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

*Development of a community-based behavioral health facility or similar project as a result of this code amendment will use electric and natural gas energy to meet the completed project's needs for heating and general operations.*

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

*Energy conservation measures including but not limited to compliance with the 2021 Washington State Energy Code, selecting energy-efficient equipment, using LED lighting at the site, etc.*

**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, floodplains, or prime farmlands?**

*To be determined on a project-specific basis. Development of a community-based behavioral health facility or similar project may will include work in or around said areas.*

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

*Development of a community-based behavioral health facility or similar project as a result of this code amendment will be assessed for environmental impacts. Projects in the vicinity of 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, floodplains, or prime farmlands will likely include an evaluation by habitat and ecology professionals to determine best practices for minimizing impacts to these areas.*

**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?**

*At time of project design and implementation, Chewelah's Shoreline Master Program (2023) will be adhered to.*

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

*Measures taken at the project design level will be based on best practices and best available science in accordance with the adopted Shoreline Master Program.*

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

*The proposed regulation amendments to the Chewelah Municipal Code (CMC) are primarily to allow and establish a review process for the location, siting, and operation of community-based behavioral health facilities. There could be potential increase demands on transportation and public services as these potential patients entering the care of a behavioral health facility may not have the capabilities of commuting by vehicle. Additional emergency support services may be called upon by the behavior health facility in situations of emergency distress. Utilities may be impacted due to the scale of the facility, but no more than the likelihood of a new commercial structure would.*

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

*Any proposed development, if implemented, may be anticipated to generate enough vehicle trips to warrant a traffic study which will be determined during the project design phase and through the Conditional Use Permit process,*

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

*The proposed regulation amendments to the Chewelah Municipal Code (CMC) are primarily to allow and establish a review process for the location, siting, and operation of community-based behavioral health facilities. The proposal would not conflict with local, state, federal laws, or requirements for the protection of the environment. Any proposed development for a community-based behavioral health facility would require its own SEPA checklist which would be thoroughly reviewed at the time of an application submittal.*