



WASHINGTON STATE

Joint Aquatic Resources Permit Application (JARPA) Form^{1,2}

USE BLACK OR BLUE INK TO ENTER ANSWERS IN THE WHITE SPACES BELOW.



US Army Corps
of Engineers®
Seattle District

AGENCY USE ONLY

Date received:

Agency reference #: _____

Tax Parcel #(s): _____

Part 1–Project Identification

1. Project Name (A name for your project that you create. Examples: Smith's Dock or Seabrook Lane Development) [\[help\]](#)

Ninemile Creek Fish Passage and Riparian Improvement Project

Part 2–Applicant

The person and/or organization responsible for the project. [\[help\]](#)

2a. Name (Last, First, Middle)

Penrose, Aaron

2b. Organization (If applicable)

Trout Unlimited-Washington Water Project (TU)

2c. Mailing Address (Street or PO Box)

103 Palouse St., Suite 14

2d. City, State, Zip

Wenatchee, WA 98801

2e. Phone (1)

(509) 888-0970

2f. Phone (2)

()

2g. Fax

()

2h. E-mail

apenrose@tu.org

¹ Additional forms may be required for the following permits:

- If your project may qualify for Department of the Army authorization through a Regional General Permit (RGP), contact the U.S. Army Corps of Engineers for application information (206) 764-3495.
- If your project might affect species listed under the Endangered Species Act, you will need to fill out a Specific Project Information Form (SPIF) or prepare a Biological Evaluation. Forms can be found at <http://www.nws.usace.army.mil/Missions/CivilWorks/Regulatory/PermitGuidebook/EndangeredSpecies.aspx>.
- Not all cities and counties accept the JARPA for their local Shoreline permits. If you need a Shoreline permit, contact the appropriate city or county government to make sure they accept the JARPA.

² To access an online JARPA form with [\[help\]](#) screens, go to http://www.epermitting.wa.gov/site/alias_resourcecenter/jarpa_jarpa_form/9984/jarpa_form.aspx.

For other help, contact the Governor's Office of Regulatory Assistance at 1-800-917-0043 or help@ora.wa.gov.

Part 3–Authorized Agent or Contact

Person authorized to represent the applicant about the project. (Note: Authorized agent(s) must sign 11b of this application.) [\[help\]](#)

3a. Name (Last, First, Middle)			
Penvose, Aaron and Olson, Jim –WDFW Wildlife Area Manager			
3b. Organization (If applicable)			
Trout Unlimited-Washington Water Project			
3c. Mailing Address (Street or PO Box)			
103 Palouse St., Suite 14			
3d. City, State, Zip			
Wenatchee, WA 98801			
3e. Phone (1)	3f. Phone (2)	3g. Fax	3h. email
(509) 888-0970	(509) 881-7689		apenvose@tu.org

Part 4–Property Owner(s)

Contact information for people or organizations owning the property(ies) where the project will occur. Consider both **upland and aquatic** ownership because the upland owners may not own the adjacent aquatic land. [\[help\]](#)

- ☐ Same as applicant. (Skip to Part 5.)
- ☐ Repair or maintenance activities on existing rights-of-way or easements. (Skip to Part 5.)
- ☐ There are multiple upland property owners. Complete the section below and fill out [JARPA Attachment A](#) for each additional property owner.
- ☐ Your project is on Department of Natural Resources (DNR)-managed aquatic lands. If you don't know, contact the DNR at (360) 902-1100 to determine aquatic land ownership. If yes, complete [JARPA Attachment E](#) to apply for the Aquatic Use Authorization.

4a. Name (Last, First, Middle)			
Charles, Jr. and Sally Eder			
4b. Organization (If applicable)			
Landowner			
4c. Mailing Address (Street or PO Box)			
227D Eder Rd.			
4d. City, State, Zip			
Oroville, WA 98844			
4e. Phone (1)	4f. Phone (2)	4g. Fax	4h. E-mail
(509) 560-0100	()	()	

Part 5–Project Location(s)

Identifying information about the property or properties where the project will occur. [\[help\]](#)

- ☐ There are multiple project locations (e.g. linear projects). Complete the section below and use [JARPA Attachment B](#) for each additional project location.

5a. Indicate the type of ownership of the property. (Check all that apply.) [help]			
<input checked="" type="checkbox"/> Private			
<input type="checkbox"/> Federal			
<input checked="" type="checkbox"/> Publicly owned (state, county, city, special districts like schools, ports, etc.)			
<input type="checkbox"/> Tribal			
<input type="checkbox"/> Department of Natural Resources (DNR) – managed aquatic lands (Complete JARPA Attachment E)			
5b. Street Address (Cannot be a PO Box. If there is no address, provide other location information in 5p.) [help]			
227D Eder Rd.			
5c. City, State, Zip (If the project is not in a city or town, provide the name of the nearest city or town.) [help]			
Oroville, WA 98844			
5d. County [help]			
Okanogan			
5e. Provide the section, township, and range for the project location. [help]			
¼ Section	Section	Township	Range
	12	40N	27E.W.M
5f. Provide the latitude and longitude of the project location. [help]			
<ul style="list-style-type: none">Example: 47.03922 N lat. / -122.89142 W long. (Use decimal degrees - NAD 83)			
Crossing 1 lat/long = 48.9760 / -119.3813			
Crossing 2 lat/long = 48.9802 / -119.3740			
Crossing 3 lat/long = 48.9786 / -119.3644			
5g. List the tax parcel number(s) for the project location. [help]			
<ul style="list-style-type: none">The local county assessor's office can provide this information.			
Crossing 1 Parcel # 4027123000			
Crossing 2 Parcel # 4027123005			
Crossing 3 Parcel # 4027122001			
5h. Contact information for all adjoining property owners. (If you need more space, use JARPA Attachment C.) [help]			
Name	Mailing Address	Tax Parcel # (if known)	
Jim Olson, Wildlife Area Manager Phone: 509-826-4430	1514 Conconully Road	Numerous, see above for general area.	
	Okanogan, WA 98840		

5i. List all wetlands on or adjacent to the project location. [help]
Ninemile Creek
5j. List all waterbodies (other than wetlands) on or adjacent to the project location. [help]
Ninemile Creek
5k. Is any part of the project area within a 100-year floodplain? [help]
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Don't know
5l. Briefly describe the vegetation and habitat conditions on the property. [help]
<p>The project area is an upland mixed herbaceous vegetation with a sandy cobble shoreline. The improved crossings (bridges) sit in open field type setting, typical agricultural valley bottom land with riparian area adjacent to the creek. The current riparian condition varies, from bad to good, depending on the particular location. The locations where the bridge crossings are located are severally degraded, but the up and downstream habitat are in better condition currently. However, in addition to actions we are seeking permission for in this application we are currently installing riparian fencing along the heavy agricultural area adjacent to Ninemile Creek, which will create a minimum of a 100 foot buffer and will restrict further degradation permanently and will allow the healing to begin.</p>
5m. Describe how the property is currently used. [help]
<p>The nature of the problem on the property where work will be conducted is longstanding agricultural operations. These operations included management of over 1,500 head of cattle and over 340 acres of irrigated land to support the operation. Over the last several years the landowner has changed the land management objectives for the property from agriculture to conservation. Since 2009 WDFW has been working with the landowner to purchase portions of the over 3,600 acre ranch and in late 2010 closed on the final piece of the land protection, which includes a 750 acre life estate of the main homestead ground and the agricultural area. Upon completion of the land work with WDFW, Trout Unlimited began working with the landowner on land and water management of the property.</p> <p>In early 2012, TU closed a deal with the landowner and WDFW that permanently restricts surface diversion from Ninemile Creek, decreased irrigable acres from 340 to 203 and improved irrigation efficiency on approximately 90 acres, with focus on farming land with the most productive soils. These actions by the landowner, WDFW and TU have set the stage for complete reconnection and restoration of the Ninemile Basin from stream-mile 1.5 to ~ 7.0 where a natural fall restricts further passage of anadromous species.</p>
5n. Describe how the adjacent properties are currently used. [help]
Varies, Agricultural and Conservation- Contact Aaron Penvose, TU Project Manger or Jim Olson WDFW Wildlife Area Manager for details.
5o. Describe the structures (above and below ground) on the property, including their purpose(s) and current condition. [help]

N/A

5p. Provide driving directions from the closest highway to the project location, and attach a map. [\[help\]](#)

From HWY 97N in Oroville:

- Head northeast on Main St toward Central Ave W
- Take the 1st right onto Central Ave W (signs for Molson Museum/Sydley LK/Sitzmark Ski Area)
- Turn left onto Cherry St
- Continue onto Chesaw Rd
- Turn right to stay on Chesaw Rd
- Take the 1st left onto Eastlake Rd
- Slight right onto Eder Rd
- Follow Eder Road to its terminus

Part 6—Project Description

6a. Briefly summarize the overall project. You can provide more detail in 6b. [\[help\]](#)

Ultimately with this project we are seeking approval to replace 3 stream crossings with updated bridges (see attached plans for detail). The current crossings have numerous stability, restriction and fish passage issues. The proposed improvements will reduce impacts on Ninemile Creek and ESA listed fish. We will improve passage by removing the dilapidated crossings which are velocity and passage barriers for adult and juvenile salmonids and replacing them with channel spanning bridges which will allow passage during all flow conditions and reduce erosion.

This effort will enhance and restore approximately 1.5 miles of riparian area by improving the crossings, improving off channel watering facilities both aided by fencing which will prove to heal the scars from heavy historic stock exposure in the riparian area. These improvements will allow the creek to heal itself and significantly improve the riparian area for the benefit of fish and wildlife on the ranch.

6b. Describe the purpose of the project and why you want or need to perform it. [\[help\]](#)

Riparian restoration and re-vegetation on privately held property is the reason for the proposed project. The riparian area is heavily impacted from agricultural production and influence of cattle within the riparian area is the root cause. The stream crossings on the property are severely dilapidated and are at a minimum fish impediments and need to be replaced to augment all of the previous conservation efforts, as well as bolster the riparian protection effort currently being implemented. At present, below the project area there is 1.5 miles of functioning riparian habitat. Upstream of the project area there is approximately 1 mile of functioning habitat before the historic surface water diversion which has been removed. Habitat conditions above the diversion are good.

The focal species of Ninemile Creek restoration efforts are identified in the Okanogan Subbasin Plan as: summer steelhead, secondarily Sockeye salmon, and summer/fall Chinook salmon. Summer Steelhead are observed annually in Ninemile creek and addressing limiting factors represents an opportunity to restore important spawning and rearing habitat. Among the limiting factors are: sediment, temperature, loss of habitat diversity and lost floodplain connectivity. The Subbasin Plan identifies following, "the highest priority for this watershed is...to locate and protect spawning and rearing areas, maintain or improve flows, and reduce fine sediments." This proposal supplements the land and water protection priorities that have been completed by WDFW and TU, and by addressing anthropogenic related passage issues on the agricultural lands this proposal will further improve spawning and rearing in the Creek.

6c. Indicate the project category. (Check all that apply) [\[help\]](#)

- | | | | | |
|--------------------------------------|---|--|---|---------------------------------------|
| <input type="checkbox"/> Commercial | <input checked="" type="checkbox"/> Residential | <input type="checkbox"/> Institutional | <input type="checkbox"/> Transportation | <input type="checkbox"/> Recreational |
| <input type="checkbox"/> Maintenance | <input checked="" type="checkbox"/> Environmental Enhancement | | | |

6d. Indicate the major elements of your project. (Check all that apply) [\[help\]](#)

<input type="checkbox"/> Aquaculture	<input type="checkbox"/> Culvert	<input type="checkbox"/> Float	<input type="checkbox"/> Retaining Wall (upland)
<input type="checkbox"/> Bank Stabilization	<input type="checkbox"/> Dam / Weir	<input type="checkbox"/> Floating Home	<input type="checkbox"/> Road
<input type="checkbox"/> Boat House	<input type="checkbox"/> Dike / Levee / Jetty	<input type="checkbox"/> Geotechnical Survey	<input type="checkbox"/> Scientific Measurement Device
<input type="checkbox"/> Boat Launch	<input type="checkbox"/> Ditch	<input type="checkbox"/> Land Clearing	<input type="checkbox"/> Stairs
<input type="checkbox"/> Boat Lift	<input type="checkbox"/> Dock / Pier	<input type="checkbox"/> Marina / Moorage	<input type="checkbox"/> Stormwater facility
<input type="checkbox"/> Bridge	<input type="checkbox"/> Dredging	<input type="checkbox"/> Mining	<input type="checkbox"/> Swimming Pool
<input type="checkbox"/> Bulkhead	<input type="checkbox"/> Fence	<input type="checkbox"/> Outfall Structure	<input type="checkbox"/> Utility Line
<input type="checkbox"/> Buoy	<input type="checkbox"/> Ferry Terminal	<input type="checkbox"/> Piling/Dolphin	
<input type="checkbox"/> Channel Modification	<input type="checkbox"/> Fishway	<input type="checkbox"/> Raft	

☒ Other: Improving 3 undersized and eroding stream crossings with new bridge crossings that will allow sufficient room for high flow, but will not restrict passage.

6e. Describe how you plan to construct each project element checked in 6d. Include specific construction methods and equipment to be used. [\[help\]](#)

- Identify where each element will occur in relation to the nearest waterbody.
- Indicate which activities are within the 100-year floodplain.

The maximum disturbance at the bottom of the river channel will be an area of approximately 100 square feet (10 feet x 10 feet). Some in-stream work may be needed in preparation for the bridge footings, but it is unlikely. That would entail excavating a small quantity of gravel (< 5 CY). Minor grading and disturbance may occur at the on both sides of the creek at each crossing to facilitate placement of the footings and headwalls for all three bridges. This work will be minimal. All work will be mitigated by the crossing improvements, the riparian fencing and the off channel watering facility.

6f. What are the anticipated start and end dates for project construction? (Month/Year) [\[help\]](#)

- If the project will be constructed in phases or stages, use [JARPA Attachment D](#) to list the start and end dates of each phase or stage.

Start date: 8/1/2013 End date: 10/1/2013 ☐ See JARPA Attachment D

6g. Fair market value of the project, including materials, labor, machine rentals, etc. [\[help\]](#)

\$85,000.00

6h. Will any portion of the project receive federal funding? [\[help\]](#)

- If **yes**, list each agency providing funds.

☒ Yes ☐ No ☐ Don't know Salmon Recovery Funding Board- comprised of both state and federal

Part 7–Wetlands: Impacts and Mitigation

☒ Check here if there are wetlands or wetland buffers on or adjacent to the project area.
(If there are none, skip to Part 8.) [\[help\]](#)

7a. Describe how the project has been designed to avoid and minimize adverse impacts to wetlands. [\[help\]](#)

☒ Not applicable

7b. Will the project impact wetlands? [help]						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Don't know						
7c. Will the project impact wetland buffers? [help]						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Don't know						
7d. Has a wetland delineation report been prepared? [help]						
<ul style="list-style-type: none"> • If Yes, submit the report, including data sheets, with the JARPA package. 						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No						
7e. Have the wetlands been rated using the Western Washington or Eastern Washington Wetland Rating System? [help]						
<ul style="list-style-type: none"> • If Yes, submit the wetland rating forms and figures with the JARPA package. 						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Don't know						
7f. Have you prepared a mitigation plan to compensate for any adverse impacts to wetlands? [help]						
<ul style="list-style-type: none"> • If Yes, submit the plan with the JARPA package and answer 7g. • If No, or Not applicable, explain below why a mitigation plan should not be required. 						
<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not applicable						
THIS IS A MITIGATION PROJECT BY NATURE.						
7g. Summarize what the mitigation plan is meant to accomplish, and describe how a watershed approach was used to design the plan. [help]						
N/A						
7h. Use the table below to list the type and rating of each wetland impacted, the extent and duration of the impact, and the type and amount of mitigation proposed. Or if you are submitting a mitigation plan with a similar table, you can state (below) where we can find this information in the plan. [help]						
Activity (fill, drain, excavate, flood, etc.)	Wetland Name ¹	Wetland type and rating category ²	Impact area (sq. ft. or Acres)	Duration of impact ³	Proposed mitigation type ⁴	Wetland mitigation area (sq. ft. or acres)

¹ If no official name for the wetland exists, create a unique name (such as "Wetland 1"). The name should be consistent with other project documents, such as a wetland delineation report.

² Ecology wetland category based on current Western Washington or Eastern Washington Wetland Rating System. Provide the wetland rating forms with the JARPA package.

³ Indicate the days, months or years the wetland will be measurably impacted by the activity. Enter "permanent" if applicable.

⁴ Creation (C), Re-establishment/Rehabilitation (R), Enhancement (E), Preservation (P), Mitigation Bank/In-lieu fee (B)

Page number(s) for similar information in the mitigation plan, if available: _____
7i. For all filling activities identified in 7h, describe the source and nature of the fill material, the amount in cubic yards that will be used, and how and where it will be placed into the wetland. [help]
N/A
7j. For all excavating activities identified in 7h, describe the excavation method, type and amount of material in cubic yards you will remove, and where the material will be disposed. [help]
N/A

Part 8–Waterbodies (other than wetlands): Impacts and Mitigation

In Part 8, “waterbodies” refers to non-wetland waterbodies. (See Part 7 for information related to wetlands.) [\[help\]](#)

☒ Check here if there are waterbodies on or adjacent to the project area. (If there are none, skip to Part 9.)

8a. Describe how the project is designed to avoid and minimize adverse impacts to the aquatic environment. [help]
<input type="checkbox"/> Not applicable
<p>We are going to construct this project in late August or September when the subject reach is often dry. Like most east-side Okanogan River basin tributaries Ninemile Creek usually “dries or sub-surfaces” in late summer annually. By working on these improvements during this time period it is our intent is to do the instillation of the crossings in the dry to minimize impacts and to eliminate take on this project. The crossing locations are in areas with little to no vegetation, but any removal or disturbance in the immediate area will be rehabilitated to better than present pre-construction condition. In fact, the revegetation that will occur at each crossing will improve the riparian cover well beyond what is currently on site.</p> <p>We will use best management practices for installation and avoid in-water work unless absolutely necessary, in water work is highly unlikely.</p>
8b. Will your project impact a waterbody or the area around a waterbody? [help]

☒ Yes ☐ No

8c. Have you prepared a mitigation plan to compensate for the project's adverse impacts to non-wetland waterbodies? [\[help\]](#)

- If **Yes**, submit the plan with the JARPA package and answer 8d.
- If **No, or Not applicable**, explain below why a mitigation plan should not be required.

☐ Yes ☐ No ☒ Not applicable

This project is inherently a mitigation project. It is expected to create passage for anadromous fish that otherwise would not have access to the upper portions of Ninemile Creek.

8d. Summarize what the mitigation plan is meant to accomplish. Describe how a watershed approach was used to design the plan.

- If you already completed 7g you do not need to restate your answer here. [\[help\]](#)

8e. Summarize impact(s) to each waterbody in the table below. [\[help\]](#)

Activity (clear, dredge, fill, pile drive, etc.)	Waterbody name ¹	Impact location ²	Duration of impact ³	Amount of material (cubic yards) to be placed in or removed from waterbody	Area (sq. ft. or linear ft.) of waterbody directly affected

¹ If no official name for the waterbody exists, create a unique name (such as "Stream 1") The name should be consistent with other documents provided.

² Indicate whether the impact will occur in or adjacent to the waterbody. If adjacent, provide the distance between the impact and the waterbody and indicate whether the impact will occur within the 100-year flood plain.

³ Indicate the days, months or years the waterbody will be measurably impacted by the work. Enter "permanent" if applicable.

8f. For all activities identified in 8e, describe the source and nature of the fill material, amount (in cubic yards) you will use, and how and where it will be placed into the waterbody. [\[help\]](#)

8g. For all excavating or dredging activities identified in 8e, describe the method for excavating or dredging, type and amount of material you will remove, and where the material will be disposed. [\[help\]](#)

This project will move less than 5 cubic yards at each of three crossings and each site will be graded, resloped and revegetated.

Part 9—Additional Information

Any additional information you can provide helps the reviewer(s) understand your project. Complete as much of this section as you can. It is ok if you cannot answer a question.

9a. If you have already worked with any government agencies on this project, list them below. [\[help\]](#)

Agency Name	Contact Name	Phone	Most Recent Date of Contact
WDFW	Jim Olson	SEE ABOVE	April 30 th , 2013
WDFW	Dennis Biech	(509) 754-4624 ext.219	May 6 th , 2013
Okanogan DNR	Char Schumacher	(509) 422-7113	May 2 nd , 2013

9b. Are any of the wetlands or waterbodies identified in Part 7 or Part 8 of this JARPA on the Washington Department of Ecology's 303(d) List? [\[help\]](#)

- If **Yes**, list the parameter(s) below.
- If you don't know, use Washington Department of Ecology's Water Quality Assessment tools at: <http://www.ecy.wa.gov/programs/wq/303d/>.

☒ Yes ☐ No

Temperature

9c. What U.S. Geological Survey Hydrological Unit Code (HUC) is the project in? [\[help\]](#)

- Go to <http://cfpub.epa.gov/surf/locate/index.cfm> to help identify the HUC.

17020006

9d. What Water Resource Inventory Area Number (WRIA #) is the project in? [\[help\]](#)

- Go to <http://www.ecy.wa.gov/services/gis/maps/wria/wria.htm> to find the WRIA #.

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9e. Will the in-water construction work comply with the State of Washington water quality standards for turbidity? [\[help\]](#)

- Go to <http://www.ecy.wa.gov/programs/wq/swqs/criteria.html> for the standards.

☐ Yes ☒ No ☐ Not applicable

9f. If the project is within the jurisdiction of the Shoreline Management Act, what is the local shoreline environment designation? [\[help\]](#)

- If you don't know, contact the local planning department.
- For more information, go to: http://www.ecy.wa.gov/programs/sea/sma/laws_rules/173-26/211_designations.html.

☒ Rural ☐ Urban ☐ Natural ☐ Aquatic ☐ Conservancy ☐ Other _____

9g. What is the Washington Department of Natural Resources Water Type? [\[help\]](#)

- Go to http://www.dnr.wa.gov/BusinessPermits/Topics/ForestPracticesApplications/Pages/fp_watertyping.aspx for the Forest Practices Water Typing System.

☒ Shoreline ☒ Fish ☐ Non-Fish Perennial ☐ Non-Fish Seasonal

9h. Will this project be designed to meet the Washington Department of Ecology's most current stormwater manual? [\[help\]](#)

- If No, provide the name of the manual your project is designed to meet.

☒ Yes ☐ No

Name of manual:

9i. Does the project site have known contaminated sediment? [\[help\]](#)

- If Yes, please describe below.

☐ Yes ☒ No

9j. If you know what the property was used for in the past, describe below. [\[help\]](#)

Heavy Agriculture

9k. Has a cultural resource (archaeological) survey been performed on the project area? [\[help\]](#)

- If Yes, attach it to your JARPA package.

☒ Yes ☐ No No report on hand, but Archeology Surveys were conducted by Colville Tribe as part of work in 2012.

9l. Name each species listed under the federal Endangered Species Act that occurs in the vicinity of the project area or might be affected by the proposed work. [\[help\]](#)

Upper Columbia River ESU steelhead (*Oncorhynchus mykiss*)

9m. Name each species or habitat on the Washington Department of Fish and Wildlife's Priority Habitats and Species List that might be affected by the proposed work. [\[help\]](#)

Species:

Fish—Rainbow/Steelhead/Inland Redband Trout, Chinook Salmon, Bull Trout

Amphibians—Columbia Spotted Frog

Birds— Woodpecker, Eagle, Grouse

Mammals— Mule Deer, Whitetail Deer, Cougar, Black Bear

Habitat: Riparian

Part 10—SEPA Compliance and Permits

Use the resources and checklist below to identify the permits you are applying for.

- Online Project Questionnaire at <http://apps.ecy.wa.gov/opas/>.
- Governor's Office of Regulatory Assistance at (800) 917-0043 or help@ora.wa.gov.
- For a list of addresses to send your JARPA to, click on [agency addresses for completed JARPA](#).

10a. Compliance with the State Environmental Policy Act (SEPA). (Check all that apply.) [\[help\]](#)

- For more information about SEPA, go to www.ecy.wa.gov/programs/sea/sepa/e-review.html.

☐ A copy of the SEPA determination or letter of exemption is included with this application.

☐ A SEPA determination is pending with _____ (lead agency). The expected decision date is _____.

☒ I am applying for a Fish Habitat Enhancement Exemption. (Check the box below in 10b.) [\[help\]](#)

☐ This project is exempt (choose type of exemption below).

☐ Categorical Exemption. Under what section of the SEPA administrative code (WAC) is it exempt?

☐ Other: _____

☐ SEPA is pre-empted by federal law.

10b. Indicate the permits you are applying for. (Check all that apply.) [\[help\]](#)

LOCAL GOVERNMENT

Local Government Shoreline permits:

- ☐ Substantial Development ☐ Conditional Use ☐ Variance
☐ Shoreline Exemption Type (explain): _____

Other city/county permits:

- ☐ Floodplain Development Permit ☐ Critical Areas Ordinance

STATE GOVERNMENT

Washington Department of Fish and Wildlife:

- ☒ Hydraulic Project Approval (HPA) ☒ Fish Habitat Enhancement Exemption – [Attach Exemption Form](#)

Effective July 10, 2012, you must submit a check for \$150 to Washington Department of Fish and Wildlife, unless your project qualifies for an exemption or alternative payment method below. **Do not send cash.**

Check the appropriate boxes:

- ☐ \$150 check enclosed. (Check # _____)
Attach check made payable to Washington Department of Fish and Wildlife.
- ☒ Charge to billing account under agreement with WDFW. (Agreement # 12-151)
- ☐ My project is exempt from the application fee. (Check appropriate exemption)
- ☐ HPA processing is conducted by applicant-funded WDFW staff.
(Agreement # _____)
 - ☐ Mineral prospecting and mining.
 - ☐ Project occurs on farm and agricultural land.
(Attach a copy of current land use classification recorded with the county auditor, or other proof of current land use.)
 - ☐ Project is a modification of an existing HPA originally applied for, prior to July 10, 2012.
(HPA # _____)

Washington Department of Natural Resources:

- ☐ Aquatic Use Authorization
Complete [JARPA Attachment E](#) and submit a check for \$25 payable to the Washington Department of Natural Resources.
Do not send cash.

Washington Department of Ecology:

- ☐ Section 401 Water Quality Certification

FEDERAL GOVERNMENT

United States Department of the Army permits (U.S. Army Corps of Engineers):

- ☐ Section 404 (discharges into waters of the U.S.) ☐ Section 10 (work in navigable waters)

United States Coast Guard permits:

- ☐ General Bridge Act Permit ☐ Private Aids to Navigation (for non-bridge projects)

Part 11—Authorizing Signatures

Signatures are required before submitting the JARPA package. The JARPA package includes the JARPA form, project plans, photos, etc. [\[help\]](#)

11a. Applicant Signature (required) [\[help\]](#)

I certify that to the best of my knowledge and belief, the information provided in this application is true, complete, and accurate. I also certify that I have the authority to carry out the proposed activities, and I agree to start work only after I have received all necessary permits.

I hereby authorize the agent named in Part 3 of this application to act on my behalf in matters related to this application. _____ (initial)

By initialing here, I state that I have the authority to grant access to the property. I also give my consent to the permitting agencies entering the property where the project is located to inspect the project site or any work related to the project. _____ (initial)

Applicant Printed Name

Applicant Signature

Date

11b. Authorized Agent Signature [\[help\]](#)

I certify that to the best of my knowledge and belief, the information provided in this application is true, complete, and accurate. I also certify that I have the authority to carry out the proposed activities and I agree to start work only after all necessary permits have been issued.

Authorized Agent Printed Name

Authorized Agent Signature

Date

11c. Property Owner Signature (if not applicant). [\[help\]](#)

Not required if project is on existing rights-of-way or easements.

I consent to the permitting agencies entering the property where the project is located to inspect the project site or any work. These inspections shall occur at reasonable times and, if practical, with prior notice to the landowner.

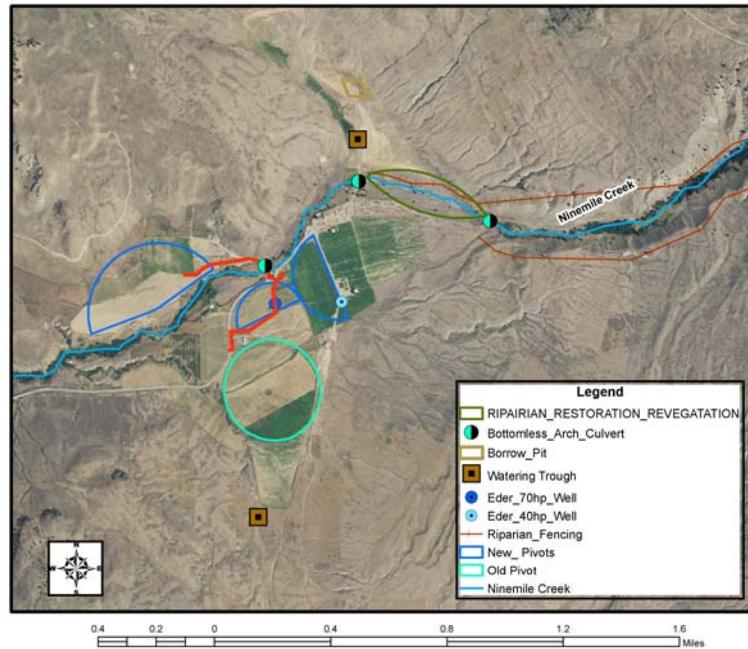
Property Owner Printed Name

Property Owner Signature

Date

18 U.S.C §1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both.

Overview of proposed project: NINEMILE CREEK PROJECT



Close up of "Boneyard Reach": NINEMILE CREEK PROJECT

