



**Request for Clean Water Act
Section 401 Water Quality Certification
WA State Department of Ecology**
Phone: (360) 407-6076 or E-mail: ecyrefedpermits@ecy.wa.gov

AGENCY USE ONLY	
Date Received:	7/13/2021
Aquatics ID#:	137809
Team:	SWRO
Valid Request:	9/23/2021

A. Identify the applicable federal license or permit:

Permit or License Number (if known): NWP-2019-948

Federal Agency triggering the Water Quality Certification (WQC):

- ☒ U.S. Army Corps of Engineers ☐ U.S. Coast Guard
☐ U.S. Environmental Protection Agency ☐ Federal Energy Regulatory Commission
☐ Other: _____

B. Project Information:

Name: Battle Ground 503 Project County: Clark

C. Documentation showing that the pre-filing meeting request was submitted at least 30 days prior to submitting this Section 401 WQC Request: ☒ Attached

D. Applicable Additional Information (Attached):

- ☒ Completed, signed, and dated Joint Aquatic Resources Permit Application (JARPA)
☐ Water Quality Monitoring Plan or WQ Monitoring and Protection Plan
☒ Mitigation Plan
☐ Wetland Delineation Report and ratings
☐ Copy of the federal permit or license application, including all accompanying information
☐ Suitability Determination for dredging projects with in-water disposal
☐ Dewatering Plan
☐ Revegetation/Restoration Plan
☐ Erosion and Sediment Control Plan
☐ SEPA and/or NEPA decision

E. Certification Statements:

The project proponent hereby certifies that all information contained herein is true, accurate, and complete, to the best of my knowledge and belief.

Initial bb

The project proponent hereby requests that the certifying authority review and take action on this CWA 401 certification request within the applicable reasonable period of time.

Initial bb

Signature: [Signature] Date: July 13, 2021

Print Name: Brian Bieger, Senior Wetland Scientist, PBS Engineering

Submit this CWA §401 Certification Request form along with a JARPA and supporting information to ecyrefedpermits@ecy.wa.gov and cc the federal permitting agency.

To request an ADA accommodation, contact Ecology by phone at (360) 407-6076 or email at ecyrefedpermits@ecy.wa.gov, or visit [Accessibility & the Americans with Disabilities Act \(ADA\)](#). For Relay Service or TTY call 711 or 877-833-6341.



WASHINGTON STATE

Joint Aquatic Resources Permit Application (JARPA) Form^{1,2} [\[help\]](#)

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: 7/13/2021 edoc
Rec'd 401 Request Form

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) [\[help\]](#)

503 Battle Ground Project

Part 2—Applicant

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

2a. Name (Last, First, Middle)

Ralston, Tim Ralston, Lucas

2b. Organization (If applicable)

503 Battle Ground Subdivision LLC

2c. Mailing Address (Street or PO Box)

735 sw 20th pl. ste 220

2d. City, State, Zip

Portland, OR 97205

2e. Phone (1)

2f. Phone (2)

2g. Fax

2h. E-mail

503-913-0226

Lucas@MLRVentures.com

¹Additional 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.
- 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.

²To 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.

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)			
Bieger, Brian			
3b. Organization (If applicable)			
PBS Engineering and Environmental, Inc			
3c. Mailing Address (Street or PO Box)			
415 SW 6 th Street, Suite 601			
3d. City, State, Zip			
Vancouver, WA 98660			
3e. Phone (1)	3f. Phone (2)	3g. Fax	3h. E-mail
360-567-2103	503-828-8566		Brian.bieger@pbsusa.com

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)			
4b. Organization (If applicable)			
503 Battleground Subdivision LLC			
4c. Mailing Address (Street or PO Box)			
1235 N. Dutton Ave, Suite E			
4d. City, State, Zip			
Santa Rosa, CA 95401			
4e. Phone (1)	4f. Phone (2)	4g. Fax	4h. E-mail
503-913-0226			Lucas@MLRVentures.com

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 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]			
2709 SW 10TH AVE			
5c. City, State, Zip (If the project is not in a city or town, provide the name of the nearest city or town.) [help]			
Battle Ground, Washington, 98604			
5d. County [help]			
Clark County			
5e. Provide the section, township, and range for the project location. [help]			
¼ Section	Section	Township	Range
NE	10	3N	2E
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)			
45.762519, -122.543752			
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.			
194132000, 194046000, easements through 194095000 and 194069000			
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)	
Please see attached sheet C			

5i. List all wetlands on or adjacent to the project location. [\[help\]](#)

There are a total of five palustrine emergent wetlands on the project site. All of the wetlands have been historically impacted through low intensity farming practices such as haying and grazing. The wetlands and Washington Department of Ecology Ratings are summarized below:

Wetland A, 1.26 acres, Category III

Wetland B, 3.44 acres, Category III

Wetland C, 0.12 acres, Category III

Wetland D, 0.58 acres, Category IV .. This wetland has been determined to not be a water of the US.

Wetland E, 1.00 acres, Category IV

Wetland F, 0.22 acres, Category IV

Wetland G, 0.07 acres, Category IV

5j. List all waterbodies (other than wetlands) on or adjacent to the project location. [\[help\]](#)

None.

5k. Is any part of the project area within a 100-year floodplain? [\[help\]](#)

☐ Yes ☒ No ☐ Don't know

5l. Briefly describe the vegetation and habitat conditions on the property. [\[help\]](#)

The site can be roughly divided into the two large parcels in the central portion of the site and the two small adjacent parcels in the northern portion of the site where the required access road connects to SW Eaton Blvd. The two central parcels exist as routinely mowed pastureland dominated by mixed native and non-native grasses and forbs. There are a few locations where Himalyan blackberries and Scotch broom are becoming established. The two northern parcels are a mixture of maintained lawn areas, open grasslands and shrub lands. There are scattered Douglas-fir trees concentrated in the southeast and north central portions of the two properties.

Habitat value of the site would best be described as low to moderate, despite its large size, the vegetation on the site and lack of cover limits the value of the site for larger mammals, perching birds or game birds sensitive to disturbance. The wetlands on the site are homogenous in terms of vegetation and are dominated by non-native reed canarygrass, birds-foot trefoil and other non-native grasses. The site is bound to the north by high-density residential and commercial developments and to the west by Highway 503. While the property does not contain any vegetated corridors, it does border a forested corridor that leads south to Weaver Creek and open water areas.

5m. Describe how the property is currently used. [\[help\]](#)

The two southern properties currently exist as vacant pastureland that is currently not being hayed or grazed. The northern two parcels are used for single family residential.

5n. Describe how the adjacent properties are currently used. [\[help\]](#)

Adjacent properties exist as medium and high-density residential developments. There is a small swath of forestland located directly southeast of the project site.

5o. Describe the structures (above and below ground) on the property, including their purpose(s) and current condition. [\[help\]](#)

There are no developments on the two southern parcels. The two northern parcels contain small single-family homes and associated outbuildings.

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

From Interstate 5, head east on SR 502 towards Battle Ground. Turn right (south) on SW 10th avenue (SR 503) and proceed 1.29 miles. Enter the site via a gravel driveway. See Figure 1 of the attached mitigation plan for a map to the site.

Part 6—Project Description

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

The project involves the construction of single family homes and apartment buildings. Construction will occur in consecutive phases with full build out being achieved after phase 6. Upon completion there will be a total of 199 single-family residential lots, 7 apartment buildings with a total of 141 units, and a single office space/daycare facility building.

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

It is important to understand that the City's need for housing and the zoning of the site is driving the development. The subject properties are zoned MU-R which is high density mixed used residential. The City of Battle Ground has seen explosive population growth over the last 20-years and has more than doubled from 9,300 in 2000 to 22,000 in 2020 (Worldpop, 2020). This growth rate has exceeded both Clark County and the State of Washington's growth rates (Battle Ground, 2018). This City is projected to continue to grow at a rate of 2.5-3% until 2040. Faced with an increasing population and a shortage of affordable housing in the Battle Ground, the City is attempting to increase housing density to provide homes for community members. Additionally, higher density development is easier for long term utility infrastructure planning as fully built out areas will not require future service upgrades to meet demand.

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 type="checkbox"/> Environmental Enhancement | | | |

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

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

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.

Please see the attached project plans and mitigation plans for clarification. Grading and construction of street and attendant utilities will be completed using standard construction practices. Direct wetland Impacts will result from the construction of required surface streets and in one area, the construction of part of parking lot. Indirect wetland impacts will occur from the construction of streets, storm water facilities, and residential lots. There are no impacts to waterbodies or work within the 100-year floodplain.

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: Summer 2021 End Date: Summer 2023 ☐ See JARPA Attachment D

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

The construction of the subdivision and attendant utilities will have a market value of around \$6,000,000.

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

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

☐ Yes ☒ No ☐ Don't know

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

The configuration of the wetlands on the site makes total wetland avoidance difficult. While most of the wetlands are concentrated in the northwest and northeast corners of the site, there are several narrow swales of wetlands that meander through the central portions of the property (Appendix A, Figure 3). The difficulty in avoiding all wetland impacts while designing a feasible subdivision stems from the sprawling nature of these wetland fingers that impact the central and northern portions of the site. The position and orientation of Wetland E impacts a significant amount of the project site despite its small size owing to its narrow and linear nature.

Another factor that influences development on the site is the existence of a natural gas distribution line that crosses the entire site. While roads can be built on top of this line, residences cannot legally be constructed on top of the easement. This severely limits the layout possibilities for the site. The last requirement that may not be readily apparent is the City's circulation requirement. The site cannot be developed with a single in/out to SR 503. For traffic flow and emergency services, the site must have an alternate entrance/exit. Given the current layout of the transportation grid, the only available circulation road is SW Eaton Blvd north of the site. Intersection distances to 503 and existing developments north of the project site dictate that the only potential locations for a road are the Tucker and Schlect parcels. Unfortunately, there is an emergent wetland that straddles the southern boundary of the site. This wetland must be crossed to access SW Eaton Blvd.

A preliminary lot layout was developed with the goal of maximizing the number of lots while meeting circulation and utility requirements. The preliminary layout is shown in Figure 4 of Appendix A. This layout meets zoning and transportation requirements and would include the construction of 129 single-family residences and 15 apartments. As per Figure 4, this layout would result in 1.9 acres of wetland impacts. This layout would result in the total elimination of Wetland E and Wetland F.

Olson Engineering was hired to see if they could develop a layout that would entail a similar development that would result in less wetland impacts. Various iterations were considered that maximized development while avoiding the majority of the wetlands on the site. Ultimately the current layout was chosen as it resulted in less than 0.50-acre of waters of the US impacts while meeting all the design restrictions on the site. This layout is shown in Appendix A, Figure 5 which also includes the two required access routes.

Despite significant measures to limit wetland impacts, the required surface street connection to SW Eaton Boulevard to the north will necessitate some degree of wetland impacts. The SE Eaton Boulevard connection represents the single largest wetland impact for the project. For fire, police, and traffic reasons the proposed development is required to have two separate access points. WSDOT will not approve additional outlets to SR 503 in order to maintain traffic flows on this heavily utilized state highway. As such, the site must connect to SE Eaton located north of the site. The potential connections to Eaton are extremely limited due to wetlands, existing residential developments, and existing access points to Eaton.

Based on comments received by the USACE, additional adjustments were made to a single lot in the northern portion of the project area, immediately adjacent to the SE Eaton access road. The lot configuration was adjusted to reduce impacts to Wetland B.

7b. Will the project impact wetlands? [\[help\]](#)

☒ Yes ☐ No ☐ Don't know

7c. Will the project impact wetland buffers? [\[help\]](#)

☒ Yes ☐ No ☐ Don't know

7d. Has a wetland delineation report been prepared? [\[help\]](#)

- **If Yes**, submit the report, including data sheets, with the JARPA package.

☒ Yes ☐ No

7e. Have the wetlands been rated using the Western Washington or Eastern Washington Wetland Rating System? [\[help\]](#)

- **If Yes**, submit the wetland rating forms and figures with the JARPA package.

☒ Yes ☐ No ☐ Don't know

7f. Have you prepared a mitigation plan to compensate for any adverse impacts to wetlands? [\[help\]](#)

- **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.

☒ Yes ☐ No ☐ Don't know

7g. Summarize what the mitigation plan is meant to accomplish, and describe how a watershed approach was used to design the plan. [\[help\]](#)

Both direct and indirect wetland impacts will be mitigated through the purchase of wetland mitigation credits from the Remy Advanced Mitigation Site.

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: pages 5 and 6. Figures 6 and 7

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. [\[help\]](#)

Clean fill from an on-site source will be utilized for the proposed wetland fills. Imported gravel may be utilized in conjunction with the on-site material to facilitate compaction and construction requirements. The amount of fill has not been formally calculated but will likely be around 50 cubic yards.

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. [\[help\]](#)

Excavation will occur within wetland E for the installation of necessary utility lines. Excavation will be completed a standard excavator and shoring equipment. Following placement of the utility line the trench will be backfilled with clay or bentonite to ensure that the wetlands are not drained along the surface of the pipe.

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.

[\[help\]](#)

☒ Not applicable

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 ☐ Don't know

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. [\[help\]](#)

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

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: <https://ecology.wa.gov/Water-Shorelines/Water-quality/Water-improvement/Assessment-of-state-waters-303d>.

☐ Yes ☒ No

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.

04140201

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

- Go to <https://ecology.wa.gov/Water-Shorelines/Water-supply/Water-availability/Watershed-look-up> to find the WRIA #.

WRIA 28

<p>9e. Will the in-water construction work comply with the State of Washington water quality standards for turbidity? [help]</p> <ul style="list-style-type: none"> Go to https://ecology.wa.gov/Water-Shorelines/Water-quality/Freshwater/Surface-water-quality-standards/Criteria for the standards.
<p><input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not applicable</p>
<p>9f. If the project is within the jurisdiction of the Shoreline Management Act, what is the local shoreline environment designation? [help]</p> <ul style="list-style-type: none"> If you don't know, contact the local planning department. For more information, go to: https://ecology.wa.gov/Water-Shorelines/Shoreline-coastal-management/Shoreline-coastal-planning/Shoreline-laws-rules-and-cases.
<p><input type="checkbox"/> Urban <input type="checkbox"/> Natural <input type="checkbox"/> Aquatic <input type="checkbox"/> Conservancy <input type="checkbox"/> Other: _____</p>
<p>9g. What is the Washington Department of Natural Resources Water Type? [help]</p> <ul style="list-style-type: none"> Go to http://www.dnr.wa.gov/forest-practices-water-typing for the Forest Practices Water Typing System.
<p><input type="checkbox"/> Shoreline <input type="checkbox"/> Fish <input type="checkbox"/> Non-Fish Perennial <input type="checkbox"/> Non-Fish Seasonal</p>
<p>9h. Will this project be designed to meet the Washington Department of Ecology's most current stormwater manual? [help]</p> <ul style="list-style-type: none"> If No, provide the name of the manual your project is designed to meet.
<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>Name of manual: <u>2019 western Washington</u></p>
<p>9i. Does the project site have known contaminated sediment? [help]</p> <ul style="list-style-type: none"> If Yes, please describe below.
<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<div></div>
<p>9j. If you know what the property was used for in the past, describe below. [help]</p> <p>Light agricultural and residential uses.</p>
<p>9k. Has a cultural resource (archaeological) survey been performed on the project area? [help]</p> <ul style="list-style-type: none"> If Yes, attach it to your JARPA package.
<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>

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. [\[help\]](#)

None

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. [\[help\]](#)

Wetlands. No other priority habitats are located on the site.

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.oria.wa.gov/opas/>.
- Governor's Office for Regulatory Innovation and Assistance at (800) 917-0043 or help@oria.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 <https://ecology.wa.gov/regulations-permits/SEPA-environmental-review>.

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

☒ A SEPA determination is pending with City of Battle Ground (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](#)

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 AND TRIBAL GOVERNMENT

United States Department of the Army (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:

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

United States Environmental Protection Agency:

- ☐ Section 401 Water Quality Certification (discharges into waters of the U.S.) on tribal lands where tribes do not have treatment as a state (TAS)

Tribal Permits: (Check with the tribe to see if there are other tribal permits, e.g., Tribal Environmental Protection Act, Shoreline Permits, Hydraulic Project Permits, or other in addition to CWA Section 401 WQC)

- ☐ Section 401 Water Quality Certification (discharges into waters of the U.S.) where the tribe has treatment as a state (TAS).

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. LR (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. LR (initial)

Lucas Ralston

Lucas Ralston

6/7/2021

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.

Brian Bieger

June 7, 2021

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 (provide copy of easement with JARPA).

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.

If you require this document in another format, contact the Governor's Office for Regulatory Innovation and Assistance (ORIA) at (800) 917-0043. People with hearing loss can call 711 for Washington Relay Service. People with a speech disability can call (877) 833-6341. ORIA publication number: ORIA-16-011 rev. 09/2018