

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

Date Received: 2/4/2022  
Aquatics ID#: 141432  
Team: NWRO  
Valid Request: 2/4/2022

**A. Identify the applicable federal license or permit:**

Permit or License Number (if known): NWS-2021-1185

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: Oak Harbor Marina Salmon Rearing Program County: Island

**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 CS

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 CS

Signature: Cyrus Sublet Date: 2-4-22

Print Name: Cyrus Sublet

Submit this CWA §401 Certification Request form along with a JARPA and supporting information to [ecyrefedpermits@ecy.wa.gov](mailto: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](mailto:ecyrefedpermits@ecy.wa.gov), or visit [www.ecy.wa.gov](http://www.ecy.wa.gov). For Relay Service or TTY call 711 or 877 933 6341.



# WASHINGTON STATE

## Joint Aquatic Resources Permit Application (JARPA) Form<sup>1,2</sup> [\[help\]](#)

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: 2/4/2022 edoc  
Verified Section 401

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) [\[help\]](#)

Oak Harbor Marina Salmon Rearing Program

### Part 2—Applicant

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

2a. Name (Last, First, Middle)

Sublet, Christopher Raine - Harbormaster

2b. Organization (If applicable)

City of Oak Harbor Marina

2c. Mailing Address (Street or PO Box)

865 SE Barrington Dr

2d. City, State, Zip

Oak Harbor, WA 98277

2e. Phone (1)

2f. Phone (2)

2g. Fax

2h. E-mail

(360)279-4576

(360)279-4575

(360)240-0603

csublet@oakharbor.org

<sup>1</sup>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.
- 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.

<sup>2</sup>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](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.) [\[help\]](#)

<b>3a.</b> Name (Last, First, Middle)			
Sublet, Christopher Raine - Harbormaster			
<b>3b.</b> Organization (If applicable)			
City of Oak Harbor Marina			
<b>3c.</b> Mailing Address (Street or PO Box)			
865 SE Barrington Dr			
<b>3d.</b> City, State, Zip			
Oak Harbor WA 98277			
<b>3e.</b> Phone (1)	<b>3f.</b> Phone (2)	<b>3g.</b> Fax	<b>3h.</b> E-mail
(360)279-4576	(360)279-4575	(360)240-0603	csublet@oakharbor.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.

<b>4a.</b> Name (Last, First, Middle)			
Walker- Westcott, Solenne – Aquatic Land Manager, Orca - Straits District			
<b>4b.</b> Organization (If applicable)			
Department of Natural Resources			
<b>4c.</b> Mailing Address (Street or PO Box)			
5310 Eaglemount Rd.			
<b>4d.</b> City, State, Zip			
Chimacum, WA 98325			
<b>4e.</b> Phone (1)	<b>4f.</b> Phone (2)	<b>4g.</b> Fax	<b>4h.</b> E-mail
(360)640-8880		(360)856-2150	solenne.walker@dnr.wa.gov

## 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.

<b>5a.</b> Indicate the type of ownership of the property. (Check all that apply.) <a href="#">[help]</a>			
<input 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 checked="" type="checkbox"/> Department of Natural Resources (DNR) – managed aquatic lands (Complete <a href="#">JARPA Attachment E</a> )			
<b>5b.</b> Street Address (Cannot be a PO Box. If there is no address, provide other location information in 5p.) <a href="#">[help]</a>			
1401 SE Catalina Dr			
<b>5c.</b> City, State, Zip (If the project is not in a city or town, provide the name of the nearest city or town.) <a href="#">[help]</a>			
Oak Harbor WA 98277			
<b>5d.</b> County <a href="#">[help]</a>			
Island			
<b>5e.</b> Provide the section, township, and range for the project location. <a href="#">[help]</a>			
<b>¼ Section</b>	<b>Section</b>	<b>Township</b>	<b>Range</b>
SW	1	32N	1E
<b>5f.</b> Provide the latitude and longitude of the project location. <a href="#">[help]</a>			
<ul style="list-style-type: none"><li>Example: 47.03922 N lat. / -122.89142 W long. (Use decimal degrees - NAD 83)</li></ul>			
48. 48° 17'200"N 122° 38'.019"W and/or 48°17' 11.80"N 122° 38'02.79"W			
<b>5g.</b> List the tax parcel number(s) for the project location. <a href="#">[help]</a>			
<ul style="list-style-type: none"><li>The local county assessor's office can provide this information.</li></ul>			
R13201-160-0920			
<b>5h.</b> Contact information for all adjoining property owners. (If you need more space, use <a href="#">JARPA Attachment C.</a> ) <a href="#">[help]</a>			
<b>Name</b>	<b>Mailing Address</b>	<b>Tax Parcel # (if known)</b>	
Skagit Valley College	2405 E. College Way	R13201-232-0500	
	Mt. Vernon, WA 98273		
Department of Natural Resources	5310 Eaglemount Rd.	R13201-160-0920	
	Chimacum, WA 98325		
Claus Family Corporation	15193 Doris St.	R13201-067-1150	
	Anacortes, WA 98221		
United States Navy	3730 North Charles Porter Ave.	R13201-093-2050	
	Oak Harbor, WA 98278		

<b>5i.</b> List all wetlands on or adjacent to the project location. <a href="#">[help]</a>
N/A
<b>5j.</b> List all waterbodies (other than wetlands) on or adjacent to the project location. <a href="#">[help]</a>
Oak Harbor Bay
<b>5k.</b> Is any part of the project area within a 100-year floodplain? <a href="#">[help]</a>
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Don't know
<b>5l.</b> Briefly describe the vegetation and habitat conditions on the property. <a href="#">[help]</a>
The project will occur over aquatic lands. Oak Harbor is a known location for forage fish although DNR mapped data does not show forage fish along the main walkway where the salmon will be reared. The project will occur within ½ mile of bald eagle nest on Maylor Point.
<b>5m.</b> Describe how the property is currently used. <a href="#">[help]</a>
The property is currently used as a marina. The City of Oak Harbor has a lease on the use with DNR aquatic lands. The marina has approximately 421 slips of which approximately 125 are covered by a roof. The marina is open to the public and also has a boat launch ramp.
<b>5n.</b> Describe how the adjacent properties are currently used. <a href="#">[help]</a>
The property is surrounded by water on the north, south and west side. East of the marina is the marina office, parking lot and storage. There is also a city park adjacent to the marina. A private boat yard is located southeast of the marina.
<b>5o.</b> Describe the structures (above and below ground) on the property, including their purpose(s) and current condition. <a href="#">[help]</a>
The Marina has 6 primary docks (A,B,C,D,E and F) with other minor docks and tie ins. B, C,D and E docks have covered slips in various configurations covering a total of approximately 125 slips. The marina also has a boat hoist and launch ramp. There is a breakwater on the south side of the marina. Most of the marina structures are approximately 47 years old and in fair condition. The approach gangway to the slips was built 2011.
<b>5p.</b> Provide driving directions from the closest highway to the project location, and attach a map. <a href="#">[help]</a>
<p>From the north:</p> <ul style="list-style-type: none"> <li>-From highway 20 veer left onto Regatta</li> <li>-Turn left on Pioneer</li> <li>-Turn right on Catalina</li> </ul> <p>From the south:</p>

-From highway 20 go straight onto Pioneer

## Part 6—Project Description

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

The proposed project is to rear 30,000 salmon (Coho or Chinook) in 2 net pens. The net pens will be constructed out of non-treated regular lumber, stainless steel fasteners, plastic barrel floats and measure approximately 30' x 15'. Within the pen will be a nylon knotless net to contain the salmon. After approximately 5 months or once the salmon reach the desired size, they will be released into the Oak Harbor Bay. When salmon are not present, and the net pens are not in use they will be stored ashore.

The rearing of the fish will occur each year for an undetermined number of years.

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

The goal of the project has three elements, each one having its own distinct outcome. These elements are designed to further enhance the outdoor salmon experience while providing education for children, economic development through tourists fishing, whale watching and staying in Oak Harbor and to assist with Governor Inslee's Salmon task force recommendations.

1. Create an "outdoor" classroom where students from Oak Harbor Public Schools would be part of the entire rearing program, gaining "hands on" experience with the salmon, learning about how they live and grow. They will participate in the arrival, feeding and release (once the COVID restrictions on field trips are lifted).
2. Revive a once thriving salmon fishery in this area and aid with economic development. The area around Oak Harbor once had a thriving fishery with recreational fishermen coming from all over to fish. These fishermen would often stay in hotels and frequent restaurants, bars and shops.
3. Support the "Southern Orca Recovery Task Force" recommendations and aid with providing food for the orcas.
  - Sustain the priority focus on with increasing salmon abundance through habitat protection and restoration, increased hatchery production while minimizing competition wild stocks and decreased predation.
  - Prepare an implementation strategy to reestablish salmon runs above existing dams, increasing prey availability for Southern Resident orcas.

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

- |                                      |   |  |   |  |
|--------------------------------------|---|--|---|--|
| <input type="checkbox"/> Commercial  | <input type="checkbox"/> Residential                          | <input type="checkbox"/> Institutional | <input type="checkbox"/> Transportation | <input checked="" 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 checked="" 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 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 type="checkbox"/> Road <input type="checkbox"/> Scientific Measurement Device <input type="checkbox"/> Stairs <input type="checkbox"/> Stormwater facility <input type="checkbox"/> Swimming Pool <input type="checkbox"/> Utility Line
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☐ Other:

**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 proposed project is to rear 30,000 salmon (Coho or Chinook) in 2 net pens. The net pens will be constructed out of non-treated regular lumber, stainless steel fasteners, plastic barrel floats and measure approximately 30' x 15'. Within the pen will be a nylon knotless net to contain the salmon. When salmon are present the net pens will be in the water stored on the north or south side of the main walkway. After approximately 5 months or once the salmon reach the desired size, they will be released into the Oak Harbor Bay.

When salmon are not present, and the net pens are not in use they will be stored ashore.

**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: October 2021      End Date: N/A      ☐ See JARPA Attachment D

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

Approximately \$10,000 for construction of the net pens.

**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

**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

There are not any adverse impacts to any wetlands.

**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 <sup>1</sup>	Wetland type and rating category <sup>2</sup>	Impact area (sq. ft. or Acres)	Duration of impact <sup>3</sup>	Proposed mitigation type <sup>4</sup>	Wetland mitigation area (sq. ft. or acres)
N/A						

<sup>1</sup> 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.

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

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

<sup>4</sup> 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.

[\[help\]](#)

☒ 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

There are not any adverse impacts to any non-wetlands or waterbodies.

**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. [\[help\]](#)

N/A

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

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

<sup>1</sup> 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.

<sup>2</sup> 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.

<sup>3</sup> 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. [\[help\]](#)

N/A

**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. [\[help\]](#)

N/A

## 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
Washington Department of Fish & Wildlife	Joseph Coutu	(360)742-7620	August 2021

**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

529.30

**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.

171100190103

**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 #.

6

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

- Go to <https://ecology.wa.gov/Water-Shorelines/Water-quality/Freshwater/Surface-water-quality-standards/Criteria> 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: <https://ecology.wa.gov/Water-Shorelines/Shoreline-coastal-management/Shoreline-coastal-planning/Shoreline-laws-rules-and-cases>.

☐ Urban ☐ Natural ☒ Aquatic ☐ Conservancy ☐ Other: \_\_\_\_\_

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

- Go to <http://www.dnr.wa.gov/forest-practices-water-typing> 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: N/A

**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. [\[help\]](#)

It has been a marina since 1974. Prior to that it was a United States Navy seaplane base.

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

- If Yes, attach it to your JARPA package.

☐ Yes ☒ No

**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. [\[help\]](#)

Listed below are some of the species found in the water surrounding the marina. The project will likely not have impact on these species.

- Coastal-Puget Sound DPS Bull Trout
- Puget Sound Evolutionarily Significant Unit (ESU) Chinook Salmon
- Puget Sound Distinct Population segment (DPS) Steelhead
- Yelloweye Rockfish
- Canary Rockfish
- Bocaccio Rockfish
- Southern DPS Green Sturgeon
- Humpback Whale
- Southern Resident Killer Whale
- Stellar Sea Lion
- Marbled Murrelet

**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. [\[help\]](#)

This is a fish rearing project, no species will be affected by the proposed work.

## 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](mailto: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 \_\_\_\_\_ (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?  
197-11-835(2)
- ☐ 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): Waiver

**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    ☐ Non-Federally Regulated Waters

**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:**

For projects or bridges over waters of the United States, contact the U.S. Coast Guard at: [d13-pf-d13bridges@uscg.mil](mailto:d13-pf-d13bridges@uscg.mil)

- ☐ Bridge Permit    ☐ Private Aids to Navigation (or other non-bridge permits)

**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. CR (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. CR (initial)

Christopher R. Schubert  
Applicant Printed Name

CR Schubert  
Applicant Signature

10-15-21  
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.

Christopher R. Schubert  
Authorized Agent Printed Name

CR Schubert  
Authorized Agent Signature

10-15-21  
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.

Christopher R. Schubert  
Property Owner Printed Name

CR Schubert  
Property Owner Signature

10-15-21  
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



**WASHINGTON STATE**  
**Joint Aquatic Resources Permit**  
**Application (JARPA)** [\[help\]](#)



US Army Corps  
of Engineers  
Seattle District

AGENCY USE ONLY

Date received: \_\_\_\_\_; ☐ Town  
☐ Application Fee Received; ☐ Fee N/A  
☐ New Application; ☐ Renewal Application  
Type/Prefix #: \_\_\_\_\_; NaturE Use Code: \_\_\_\_\_  
LM Initials & BP#: \_\_\_\_\_  
RE Assets Finance BP#: \_\_\_\_\_  
New Application Number: \_\_\_\_\_  
Trust(s): \_\_\_\_\_; County: \_\_\_\_\_  
AQR Plate #(s): \_\_\_\_\_  
Gov Lot #(s): \_\_\_\_\_  
Tax Parcel #(s): \_\_\_\_\_

**Attachment E:**  
**Aquatic Use Authorization on**  
**Department of Natural Resources**  
**(DNR)-managed aquatic lands** [\[help\]](#)

Complete this attachment and submit it with the completed JARPA form only if you are applying for an Aquatic Use Authorization with DNR. Call (360) 902-1100 or visit <http://www.dnr.wa.gov/programs-and-services/aquatics/leasing-and-land-transactions> for more information.

- DNR recommends you discuss your proposal with a DNR land manager before applying for regulatory permits. Contact your regional land manager for more information on potential permit and survey requirements. You can find your regional land manager by calling (360) 902-1100 or going to <http://www.dnr.wa.gov/programs-and-services/aquatics/aquatic-districts-and-land-managers-map>. [\[help\]](#)
- The applicant may not begin work on DNR-managed aquatic lands until DNR grants an Aquatic Use Authorization.
- Include a \$25 non-refundable application processing fee, payable to the "Washington Department of Natural Resources." (Contact your Land Manager to determine if and when you are required to pay this fee.) [\[help\]](#)

DNR may reject the application at any time prior to issuing the applicant an Aquatic Use Authorization. [\[help\]](#)

Use black or blue ink to enter answers in white spaces below.

<b>1. Applicant Name</b> (Last, First, Middle)	
Sublet, Christopher Raine - Harbormaster	
<b>2. Project Name</b> (A name for your project that you create. Examples: Smith's Dock or Seabrook Lane Development) <a href="#">[help]</a>	
Oak Harbor Marina Salmon Rearing Program	
<b>3. Phone Number and Email</b>	
(360)279-4576 – csublet@oakharbor.org	
<b>4. Which of the following applies to Applicant?</b> Check one and, if applicable, attach the written authority – bylaws, power of attorney, etc. <a href="#">[help]</a>	
<input type="checkbox"/> Corporation <input type="checkbox"/> Limited Partnership <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Liability Company  Home State of Registration: _____	<input type="checkbox"/> Individual <input type="checkbox"/> Marital Community (Identify spouse): _____ <input checked="" type="checkbox"/> Government Agency <input type="checkbox"/> Other (Please Explain): _____

<b>5.</b> Washington UBI (Unified Business Identifier) number, if applicable: <a href="#">[help]</a>
153-000-005
<b>6.</b> Are you aware of any existing or previously expired Aquatic Use Authorizations at the project location?
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Don't know If Yes, Authorization number(s): <u>20-A10082</u>
<b>7.</b> Do you intend to sublease the property to someone else?
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, contact your Land Manager to discuss subleasing.
<b>8.</b> If fill material was used previously on DNR-managed aquatic lands, describe below the type of fill material and the purpose for using it. <a href="#">[help]</a>
N/A

**To be completed by DNR and a copy returned to the applicant.**

Signature for projects on DNR-managed aquatic lands:

Applicant must obtain the signature of DNR Aquatics District Manager OR Assistant Division Manager if the project is located on DNR-managed aquatic lands.

I, a designated representative of the Dept. of Natural Resources, am aware that the project is being proposed on Dept. of Natural Resources-managed aquatic lands and agree that the applicant or his/her representative may pursue the necessary regulatory permits. My signature does not authorize the use of DNR-managed aquatic lands for this project.

**Printed Name**

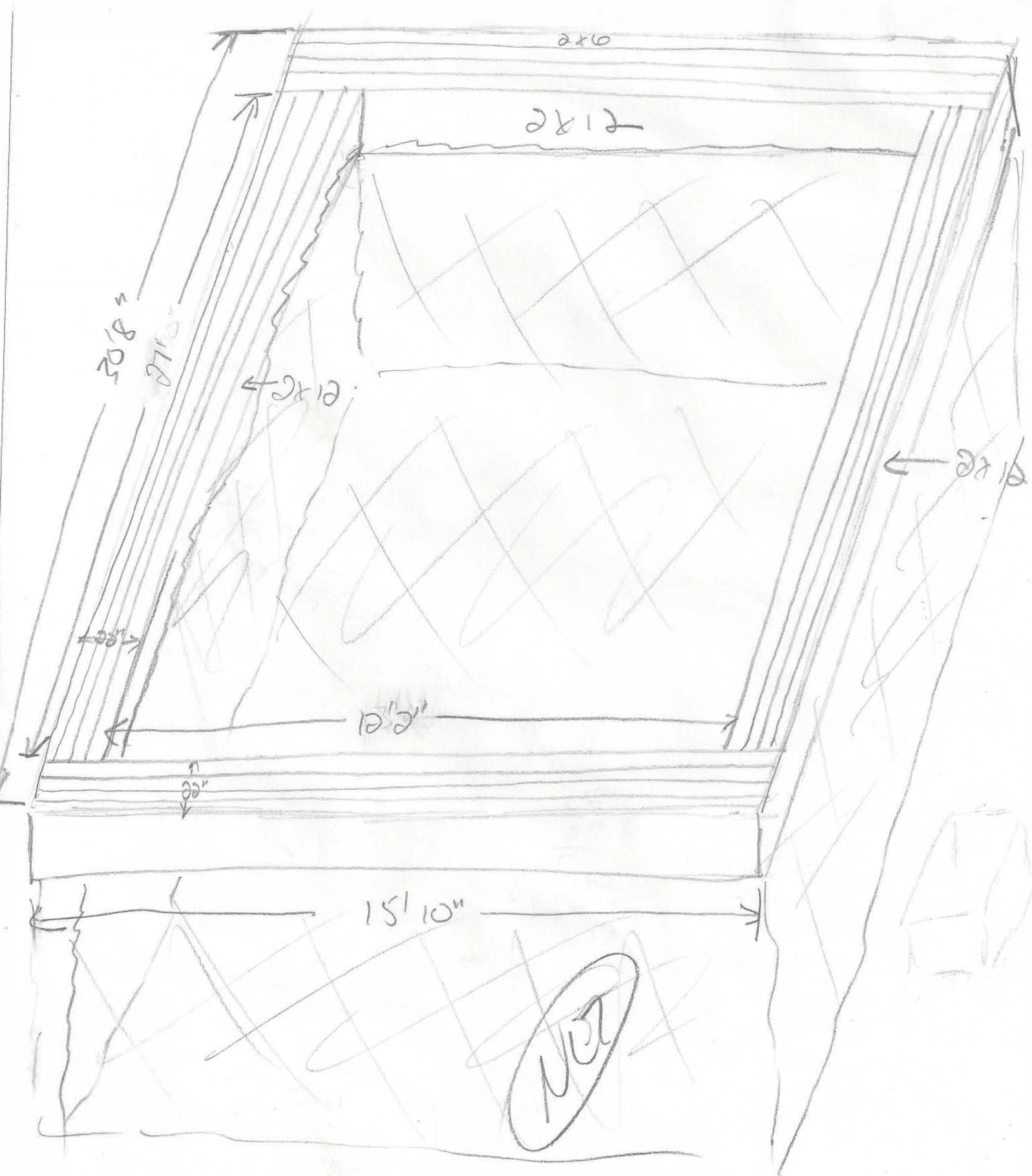
Dept. of Natural Resources  
District Manager or Assistant Division Manager

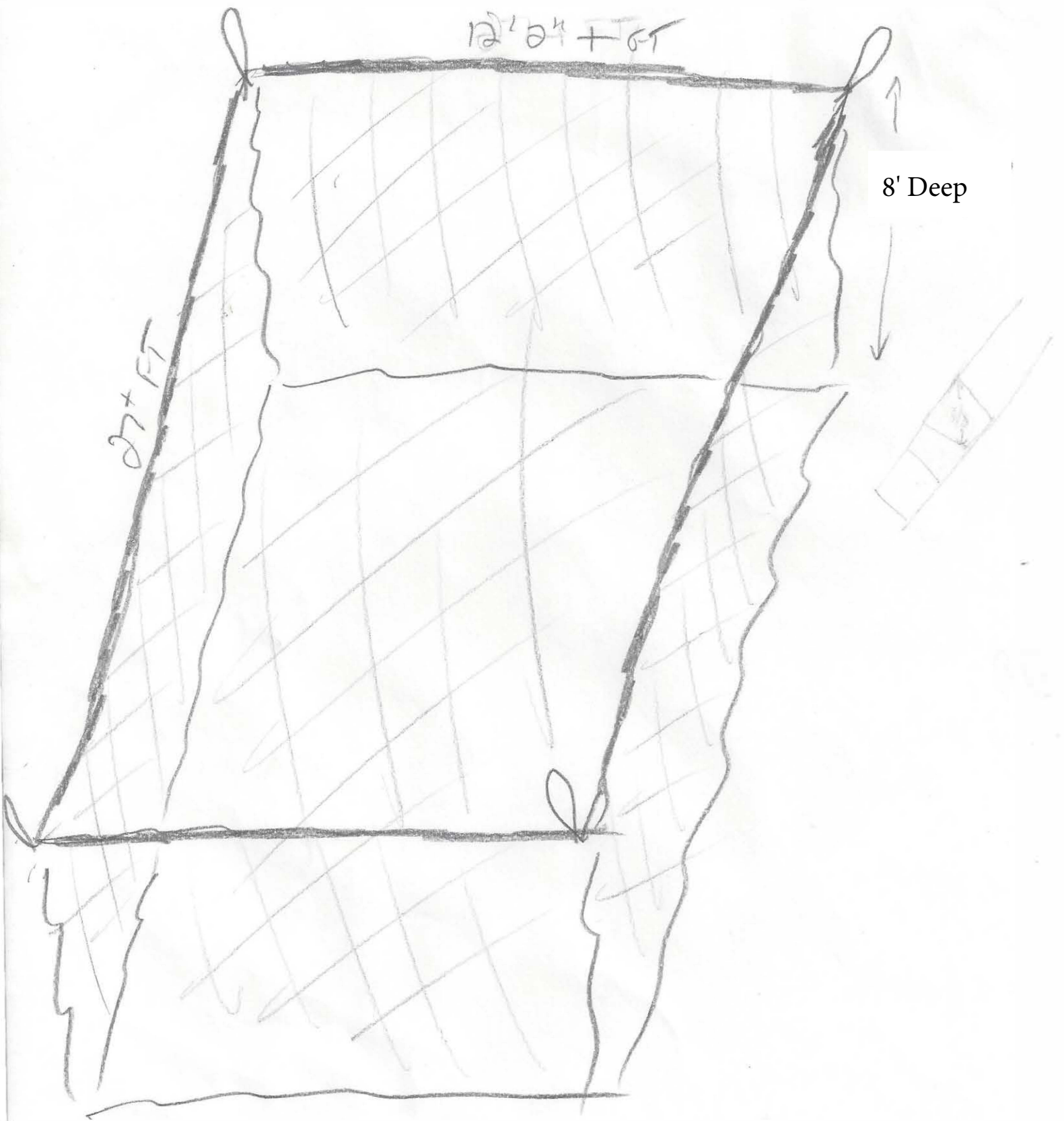
**Signature**

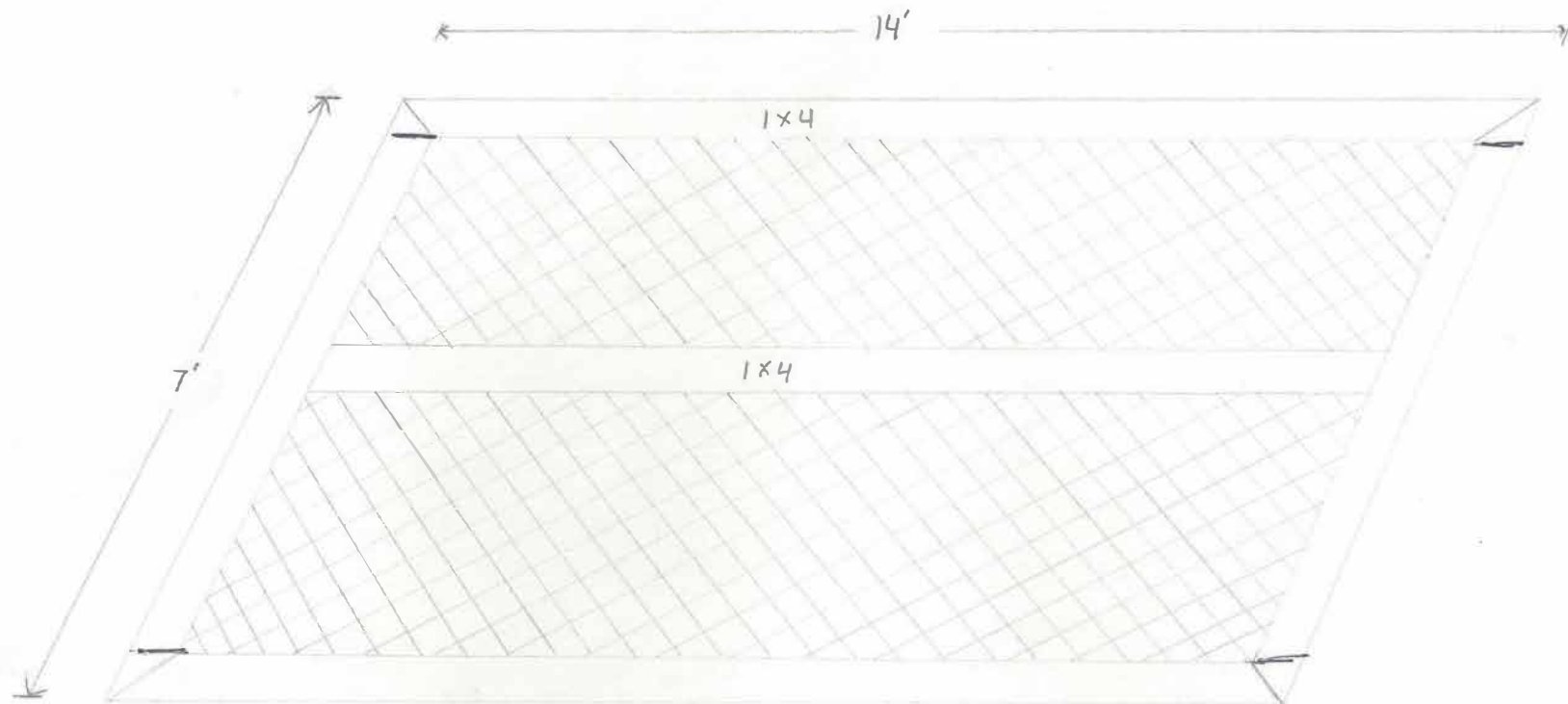
Dept. of Natural Resources  
District Manager or Assistant Division Manager

**Date**

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Cover lid for PINS

$\frac{1}{2} \times 1$  Wire Mesh Fencing

4 Lids Pen Pen Required