Attachment 5

AGENCY USE ONLY





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.

Ï		Ï	J		
		rm giı			
	- 144				

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]

Dockside Flats

Part 2–Applicant

The person and/or organization responsible for the project. [help]

2a. Name (Last, First, Mi	iddle)		
Josh Gobel			
2b. Organization (If app	blicable)		
Thomas Architecture S	Studio		
2c. Mailing Address (S	Street or PO Box)		
109 Capitol Way North	1		
2d. City, State, Zip			
Olympia, WA 98501			
2e. Phone (1)	2f. Phone (2)	2g. Fax	2h. E-mail
360-915-8775			josh@tasolympia.com

For other help, contact the Governor's Office for Regulatory Innovation and Assistance at (800) 917-0043 or help@oria.wa.gov.

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.

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.

²To access an online JARPA form with [help] screens, go to <u>http://www.epermitting.wa.gov/site/alias</u> 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, M	iddle)		
Phelps, Shane			
3b. Organization (If ap	plicable)		
Parametrix, Inc.			
3c. Mailing Address (S	Street or PO Box)		
700 NE Multnomah St	t, Suite 1000		
3d. City, State, Zip			
Portland, OR 97211			
3e. Phone (1)	3f. Phone (2)	3g. Fax	3h. E-mail
503.416.6123			sphelps@parametrix.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]

- \Box 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 <u>JARPA Attachment A</u> 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 <u>JARPA Attachment E</u> to apply for the Aquatic Use Authorization.

4a. Name (Last, First, Mic	idle)		
John, Walker			
4b. Organization (If app	licable)		
Urban Olympia V, LLC			
4c. Mailing Address (St	reet or PO Box)		
P.O. Box 7534			
4d. City, State, Zip			
Olympia, WA 98507-75	534		
4e. Phone (1)	4f. Phone (2)	4g. Fax	4h. E-mail
360.705.2303			walker@oliviabeach.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 <u>JARPA</u> <u>Attachment B</u> for each additional project location.

5a. Indicate the type of c	ownership of the property.	(Check all that apply.) [help]	
⊠ Private			
□ Federal			
\Box Publicly owned (state, o	county, city, special districts like	schools, ports, etc.)	
🗆 Tribal			
Department of Natura	I Resources (DNR) – mana	aged aquatic lands (Comple	te <u>JARPA Attachment E</u>)
5b. Street Address (Canr	not be a PO Box. If there is no ac	ddress, provide other location infor	mation in 5p.) [help]
•	Northwest corner of State A 10 State Street NW, Olym		t in downtown Olympia. Parcel is
5c. City, State, Zip (If the	project is not in a city or town, pr	rovide the name of the nearest city	y or town.) [<u>help]</u>
Olympia, WA 98501			
5d. County [help]			
Thurston			
5e. Provide the section,	township, and range for the	e project location. [help]	
¹ ⁄ ₄ Section	Section	Township	Range
Southwest	14	18	2W
	nd longitude of the project		
47.045747 N lat / -122.90	V lat. / -122.89142 W long. (Use	decimal degrees - NAD 63)	
	-	otion (k-k-1	
•	Imber(s) for the project loc essor's office can provide this inf		
78507200600, 78507200			
-		WNERS. (If you need more space,	use JARPA Attachment C.) [help]
Name		Mailing Address	Tax Parcel # (if known)
City of Olympia	P.O. Box 1967	,	78507200500,78507200100,
	Olympia, WA 9	98507	78500400100,78500400200
Dilley LLC	4525 Steambo	at Island Road NW	
-	Olympia, WA 9	98501	78507300200
T&L LLC	6030 Troon La	ine SE	
	Olympia, WA S	98501	78507300301, 78507300100
City of Olympia	P.O. Box 1967	,	78500300100, 78500300500,
	Olympia, WA S	98507	78507100100, 785007100200

5i. List all wetlands on or adjacent to the project location. [help]
None
5j. List all waterbodies (other than wetlands) on or adjacent to the project location. [help]
West Bay is approximately 75 feet west of the project's westernmost property line
5k. Is any part of the project area within a 100-year floodplain? [help]
□ Yes ⊠ No □ Don't know
51. Briefly describe the vegetation and habitat conditions on the property. [help]
No significant vegetation or habitat is present. The property is currently developed and the only vegetation present at the property are ornamental trees along the sidewalks adjacent to the site. A vegetated buffer consisting of ornamental trees and grasses is present to the west of the site between Percival Landing and the OHWM of West Bay.
5m. Describe how the property is currently used. [help]
The current property has vacant retail buildings and a large parking surface.
5n. Describe how the adjacent properties are currently used. [help]
Adjacent properties are comprised of parking lots, a senior center, restaurant and retail. A boat dock and marina are present approximately 100 to 200 feet to the west of the project site.
50. Describe the structures (above and below ground) on the property, including their purpose(s) and current condition. [help]
Two vacant single story structures (formerly a Les Schwab Tire Center) are present on the site.
5p. Provide driving directions from the closest highway to the project location, and attach a map. [help]
Project to be located at Northwest corner of State Avenue and Columbia Street in downtown Olympia. Parcel is currently addressed as 210 State Street NW, Olympia, WA 98501. See the attached figures.

Part 6–Project Description

6e.	Describe how you plan to construct each project element checked in 6d. Include specific construction	bn
	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.

Approximately 12,000 square feet of existing impervious surface will be removed for installation of foundation, piling, pile caps, and grade beams under the proposed building. Existing HMA (alleys) will be repaired and paved as necessary. No fill material anticipated. Source for any fill shall be from a local pit. Construction sequence as follows:

Demolition:

Heavy equipment will be used to demolish the existing asphalt parking areas and buildings. Machine and hand sorting will be used to recycle materials. Heavy equipment will be used to transport waste and recyclable materials to disposal locations.

Construction:

Wood Piles will be installed in a structural grid using mechanical equipment. No soil will be removed, only displaced. Pile caps, concrete foundations and site work will be constructed utilizing equipment and man power. Wood Framing for Type V construction will be completed utilizing light equipment and man power in the construction process per industry standards.

All work will occur within between 50 and 300 feet east of the OHW line of Budd Inlet.

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 <u>JARPA Attachment D</u> to list the start and end dates of each phase or stage.

Start Date: June 2018

End Date: June 2019

□ See JARPA Attachment D

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

\$5,765,100.00

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

• If yes, list each agency providing funds.

 \Box Yes \boxtimes No \Box 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 i	mpact wetlands?	? [<u>help]</u>				
□ Yes □ No	🗆 Don't know					
7c. Will the project i	mpact wetland b	uffers? [help]				
🗆 Yes 🗆 No	🗆 Don't know					
7d. Has a wetland cIf Yes, submit the submit the	lelineation report	• •		ge.		
□ Yes □ No						
7e. Have the wetlan System? [help] • If Yes, submit the	ids been rated us	-	-		ashington We	tland Rating
🗆 Yes 🗆 No	🗆 Don't know	,				
	red a mitigation p ne plan with the JAR pplicable , explain be	PA package and ar	nswer 7g.		s to wetlands?	' [<u>help]</u>
🗆 Yes 🗆 No	🗆 Don't know	,				
7g. Summarize what used to design the second seco	the plan. [<u>help</u>]					
	elow to list the typ type and amoun u can state (belo	t of mitigation p	roposed. Or i	f you are subn	nitting a mitiga	
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 type⁴	Wetland mitigation area (sq. ft. or acres)
drain, excavate,		type and rating	area (sq. ft. or		mitigation	mitigation area (sq. ft. or
drain, excavate,		type and rating	area (sq. ft. or		mitigation	mitigation area (sq. ft. or
drain, excavate,		type and rating	area (sq. ft. or		mitigation	mitigation area (sq. ft. or
drain, excavate,		type and rating	area (sq. ft. or		mitigation	mitigation area (sq. ft. or

 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]
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]

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
During construction, best management practices (BMPs) including placement of straw, rip rap, or other materials will reduce the risk of runoff of sediment-laden stormwater. Additional measures may include use of catch basin socks to contain sediment from entering the stormwater system.
In the operational phase, stormwater from the roof of the new building and surface runoff from the existing alleys will be collected and dispersed to the City's combined sewer/storm system or dedicated storm system.
8b. Will your project impact a waterbody or the area around a waterbody? [help]
🛛 Yes 🗆 No

8c. Have you prepa waterbodies? [h	•	plan to compe	ensate for the p	project's adverse impacts t	o non-wetland
• If Yes, submit t	the plan with the JAR	RPA package and	answer 8d.		
• If No, or Not a	pplicable, explain be	elow why a mitiga	ation plan should r	not be required.	
🗆 Yes 🛛 No	🗆 Don't know	V			
	Budd Inlet. No im	•		ct site lies approximately sipated during the construc	
used to design	the plan.			Describe how a watershe	d approach was
If you already of N/A	completed 7g you do	not need to resta	ate your answer he	ere. [help]	
8e. Summarize imp	act(s) to each wa	aterbody in the	e table below.	[help]	
8e. Summarize imp Activity (clear, dredge, fill, pile drive, etc.)	bact(s) to each wa Waterbody name ¹	aterbody in the Impact Iocation ²	e table below. Duration of impact ³	[help] Amount of material (cubic yards) to be placed in or removed from waterbody	Area (sq. ft. or linear ft.) of waterbody directly affected
Activity (clear, dredge, fill, pile drive, etc.)	Waterbody	Impact	Duration	Amount of material (cubic yards) to be placed in or removed	linear ft.) of waterbody
Activity (clear, dredge, fill, pile	Waterbody	Impact	Duration	Amount of material (cubic yards) to be placed in or removed	linear ft.) of waterbody
Activity (clear, dredge, fill, pile drive, etc.)	Waterbody	Impact	Duration	Amount of material (cubic yards) to be placed in or removed	linear ft.) of waterbody
Activity (clear, dredge, fill, pile drive, etc.)	Waterbody	Impact	Duration	Amount of material (cubic yards) to be placed in or removed	linear ft.) of waterbody
Activity (clear, dredge, fill, pile drive, etc.)	Waterbody	Impact	Duration	Amount of material (cubic yards) to be placed in or removed	linear ft.) of waterbody
Activity (clear, dredge, fill, pile drive, etc.) N/A	Waterbody name ¹ waterbody exists, creat	Impact Iocation ²	Duration of impact ³	Amount of material (cubic yards) to be placed in or removed	linear ft.) of waterbody directly affected
Activity (clear, dredge, fill, pile drive, etc.) N/A ¹ If no official name for the provided. ² Indicate whether the impa indicate whether the impa ³ Indicate the days, months 8f. For all activities	Waterbody name ¹ waterbody exists, creat act will occur in or adjac act will occur within the or years the waterbody	Impact location ²	Duration of impact ³	Amount of material (cubic yards) to be placed in or removed from waterbody The name should be consistent with ide the distance between the impact rork. Enter "permanent" if applicable ure of the fill material, amo	linear ft.) of waterbody directly affected

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]			
V/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	
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: <u>http://www.ecy.wa.gov/programs/wq/303d/.</u> 				
🖾 Yes 🗆 No				
Portions of Budd Inlet are 303(d) listed for dissolved oxygen.				
 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. 				
Puget Sound, 17110019				
 9d. What Water Resource Inventory Area Number (WRIA #) is the project in? [help] Go to http://www.ecy.wa.gov/water/wria/index.html to find the WRIA #. 				
WRIA 13				

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. 				
🛛 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:				
 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]				
The property was formerly a commercial tire store.				
 9k. Has a cultural resource (archaeological) survey been performed on the project area? [help] If Yes, attach it to your JARPA package. 				
□ Yes ⊠ No				

91. 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]

According to Streamnet, WDFW PHS and the US Fish and Wildlife Service Information for Planning and Consultation (IPac), three listed fish species may occur in Budd Inlet adjacent to the project site: Puget Sound Chinook (*Oncorhyncus tshawytscha*) (threatened), Puget Sound Steelhead (*O. mykiss*) and Bull trout (*Salvelinus confluentus*). No in-water work or impacts to waterbodies will occur because of this project and therefore no effects to ESA-listed fish species will occur.

IPaC also identifies three listed mammal (gopher) species could occur in the area: Olympia Pocket Gopher (*Thomomys mazama pugetensis*), Tenino Pocket Gopher (*T. m. tumuli*) and Yelm Pocket Gopher (*T. m. yelmensis*). The project site is currently developed and no suitable habitat for pocket gopher species is present on the project site. Therefore, no effects to ESA-listed mammal species will occur.

IPaC identifies three listed bird species that could occur in the area: marbled murrelet (*Brachyramphus marmoratus*), Streaked horned lark (*Eremophila alpestris strigata*) and yellow-billed cuckoo (*Coccyzus americanus*). The project site is currently developed and provides no suitable habitat for these bird species. Therefore, no effects to ESA-listed bird species will occur.

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]

Within approximately 0.5 mile of the project site, WDFW PHS identifies the following species:

Fish - Chinook, Fall Chum (O. keta), Coho (O. kisutch), Steelhead, Cutthroat (O. clarki);

Bird - Purple martin (Progne subis);

Mammal - Little Brown Bat (*Myotis lucifugus*), Yuma myotis (*M. yumanensis*), and big brown bat (*Eptesicus fuscus*)

No effects to PHS-listed species are anticipated to occur from the project for the following reasons. No inwater work or impacts to water bodies are anticipated from the project and therefore no effects to fish species are anticipated to occur. No significant habitat for either bird or mammal (bat) species is present on the site and therefore no effects to bird or mammal (bat) species are anticipated to occur.

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 <u>help@oria.wa.gov</u>.
- For a list of addresses to send your JARPA to, click on agency addresses for completed JARPA.

 10a. Compliance with the State Environmental Polic For more information about SEPA, go to <u>www.ecy.wa.g</u> 				
□ A copy of the SEPA determination or letter of exemption is included with this application.				
A SEPA determination is pending with <u>City of Olympia</u> (lead agency). The expected decision date is <u>December 2017</u> .				
□ 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. (Cher	ck 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 Resource	es:			
Aquatic Use Authorization Complete <u>JARPA Attachment E</u> and submit a check <u>Do not send cash.</u>	for \$25 payable to the Washington Department of Natural Resources.			
Washington Department of Ecology:				
Section 401 Water Quality Certification				
FEDERAL GOVERNMENT				
United States Department of the Army permits (U.S. Army Corps of Engineers):				
\Box Section 404 (discharges into waters of the U.S.)	\Box 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.

JOSH GOBEL 10/10/17 cant Sio **Applicant Printed Name** App 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.

NAR

10/10/2017

M.Shane Phelps 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

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. 07/2017