

AGENCY USE ONLY

Agency Reference #:

Date Received:

Circulated by:

(local govt. or agency)

JOINT AQUATIC RESOURCES PERMIT APPLICATION FORM (JARPA)

(for use in Washington State)

PLEASE TYPE OR PRINT IN BLACK INK



Application for a Fish Habitat Enhancement Project per requirements of RCW 77.55.290. You must submit a copy of this completed JARPA application form and the (Fish Habitat Enhancement JARPA Addition) to your local Government Planning Department and Washington Department of Fish & Wildlife Area Habitat Biologist on the same day.

NOTE: LOCAL GOVERNMENTS – You must submit any comments on these projects to WDFW within 15 working days.

Based on the instructions provided, I am sending copies of this application to the following: *(check all that apply)*

- Local Government for shoreline: Substantial Development Conditional Use Variance Exemption Revision
 Floodplain Management Critical Areas Ordinance
- Washington Department of Fish and Wildlife for HPA (Submit 3 copies to WDFW Region)
- Washington Department of Ecology for 401 Water Quality Certification (to Regional Office-Federal Permit Unit)
- Washington Department of Natural Resources for Aquatic Resources Use Authorization Notification
- Corps of Engineers for: Section 404 Section 10 permit
- Coast Guard for General Bridge Act Permit
- For Department of Transportation projects only: This project will be designed to meet conditions of the most current Ecology/Department of Transportation Water Quality Implementing Agreement

SECTION A - Use for all permits covered by this application. Be sure to ALSO complete Section C (Signature Block) for all permit applications.

1. APPLICANT

Rocky J. Ross for the Washington Department of Fish and Wildlife

MAILING ADDRESS

1820 Road 60, Pasco, WA, 99301

WORK PHONE
509 545-2420

E-MAIL ADDRESS
rossrr@dfw.wa.gov

HOME PHONE
509 545-4898

FAX #
509-545-2420 (call first)

If an agent is acting for the applicant during the permit process, complete #2. Be sure agent signs Section C (Signature Block) for all permit applications

2. AUTHORIZED AGENT

MAILING ADDRESS

WORK PHONE

E-MAIL ADDRESS

HOME PHONE

FAX #

3. RELATIONSHIP OF APPLICANT TO PROPERTY: OWNER PURCHASER LESSEE OTHER: Manager

4. NAME, ADDRESS, AND PHONE NUMBER OF PROPERTY OWNER(S), IF OTHER THAN APPLICANT:

5. LOCATION (STREET ADDRESS, INCLUDING CITY, COUNTY AND ZIP CODE, WHERE PROPOSED ACTIVITY EXISTS OR WILL OCCUR)

Mabton Bridge Boat Launch, north shore of Yakima River, west side of river bridge, along state highway between Mabton and Sunnyside, Yakima County

LOCAL GOVERNMENT WITH JURISDICTION (CITY OR COUNTY) Yakima County Planning

WATERBODY YOU ARE WORKING IN

Yakima River vicinity. This project does not require work in the river.

TRIBUTARY OF

Columbia River

WRIA #

IS THIS WATERBODY ON THE 303(d) LIST? YES NO

IF YES, WHAT

PARAMETER(S)? unknown

http://www.ecy.wa.gov/programs/wq/links/impaired_wtrs.html WEBSITE FOR 303d LIST

1/4 SECTION	SECTION 24 & 25	TOWNSHIP 9N	RANGE 22E	GOVERNMENT LOT
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SHORELINE DESIGNATION

LATITUDE & LONGITUDE:

ZONING DESIGNINATION
Agriculture

TAX PARCEL NO:

DNR STREAM TYPE, IF KNOWN

6. DESCRIBE THE CURRENT USE OF THE PROPERTY, AND STRUCTURES EXISTING ON THE PROPERTY. HAVE YOU COMPLETED ANY PORTION OF THE PROPOSED ACTIVITY ON THIS PROPERTY? YES NO FOR ANY PORTION OF THE PROPOSED ACTIVITY ALREADY COMPLETED ON THIS PROPERTY, INDICATE MONTH AND YEAR OF COMPLETION.

The property is a state-owned wildlife management area, managed primarily for native habitat restoration, upland birds and waterfowl. The area is open to the public for multiple use recreation. The proposed project involves restoration and enhancement of wetland habitat. Within the footprint of proposed development, there is a newly constructed irrigation turnout structure within the right of way on Sulphur Creek Wasteway, a culvert under McGee Road between Bridgeman Pond and Morgan Lake, 2 to 3 old water control structures, and a boat launch facility. The irrigation diversion structure was completed in February of 2008 by Roza and Sunnyside Valley Irrigation Districts, within their ownership, to provide downstream water to wetland enhancement projects on state land. In addition, a "beaver deceiver" was installed upstream of the culvert under McGee Road in March of 2008 to keep beaver from plugging the culvert.

IS THE PROPERTY AGRICULTURAL LAND? YES NO

ARE YOU A USDA PROGRAM PARTICIPANT?

YES NO

7a. DESCRIBE THE PROPOSED WORK THAT NEEDS AQUATIC PERMITS: COMPLETE PLANS AND SPECIFICATIONS SHOULD BE PROVIDED FOR ALL WORK WATERWARD OF THE ORDINARY HIGH WATER MARK OR LINE, INCLUDING TYPES OF EQUIPMENT TO BE USED. IF APPLYING FOR A SHORELINE PERMIT, DESCRIBE ALL WORK WITHIN AND BEYOND 200 FEET OF THE ORDINARY HIGH WATER MARK. IF YOU HAVE PROVIDED ATTACHED MATERIALS TO DESCRIBE YOUR PROJECT, YOU STILL MUST SUMMARIZE THE PROPOSED WORK HERE. ATTACH A SEPARATE SHEET IF ADDITIONAL SPACE IS NEEDED.

This project includes multiple tasks. They are, in order, from upstream to downstream, a series of activities that will allow irrigation water to be used for wetland enhancement and restoration.

1. Installation of an irrigation diversion structure on Sulphur Creek (completed in Feb. 2008)
2. Excavation of a trench, and installation of a 15 inch underground pipeline, from the diversion structure southward, under Holaday Road, and which will daylight out of the ground on the north side of Bridgeman Pond. Water will flow through Bridgeman Pond to a culvert under McGee Road, and continue into Morgan Lake. This pipeline will be buried within an **existing dike** that originated from spoils when the Sulphur Creek Wasteway was excavated.
3. Installation of a "beaver deceiver" on the upstream side of the culvert under McGee Road (completed in March 2008)
4. Clean out the silt plug that has formed in the **historic outlet channel** at the downstream end of Morgan Lake. **This will facilitate water flow. It will not reduce the water level in Morgan Lake.**
5. Replace an old, ineffective water control structure to control the water level in Morgan Lake. Water passing over this structure will be routed into an existing wetland (called the "Johnson Wetland I for purpose of clarification and discussion).
6. Replace an old, ineffective water control structure at the outlet of Johnson Wetland I that will allow diversion of water directly to the Yakima River through a historic channel, OR, into the "Johnson Wetland II", which will form newly constructed wetland habitat.
7. Clean out a swale from the second water control structure through the center of the Johnson Wetland II to a second outlet to the Yakima River. This swale is designed to consolidate flows during the seasonal "dry down" period. The swale was originally constructed in the 1950's and this action will only involve cleaning it out to the original elevation. **It will not reduce the water level in Johnson Wetland I or Morgan Lake.**
8. Install a new water control structure and an emergency overflow channel at the location of an old obsolete culvert, which used to drain this area when it was historically flood irrigated for pasture. The invert elevation of the new structure will allow for complete removal of seasonal water and flood water, thereby **eliminating the chance of fish entrapment.**
9. It's possible the Port of Sunnyside will borrow fill material from the upland portions of the site, which would negate the reason to clean out the central swale. If this work is conducted, it will eliminate some of the variability of the new wetland bottom. The status of this project will not be known before the end of 2008.

This project will serve several purposes:

- A. Higher, more active water flows, and a fully designed outlet structure will allow more precise wetland management.
- B. Increased flows through the system will help control the invasive white water lily, which completely covers the water surface in Bridgeman Pond, Morgan Lake and Johnson Wetland I.
- C. Increased flows will allow additional wetland habitat development, which will benefit many wildlife species.
- D. At least some of the water in Sulphur Creek will be cleaner after it drops silt while traveling through the wetland system before entering the Yakima River.
- E. Redirecting some of the flows in Sulphur Creek may help reduce the false attraction for migrating salmonids, which occurs at its confluence with the Yakima River.
- F. If the Port of Sunnyside's fill removal project takes place, it will increase the capacity of the floodway during flood events, and it will enhance the effect of the wetland and make it much easier to manage, as the gradient will follow preferred specifications instead of following the natural lay of the land.

PREPARATION OF DRAWINGS: SEE SAMPLE DRAWINGS AND GUIDANCE FOR COMPLETING THE DRAWINGS. ONE SET OF ORIGINAL OR GOOD QUALITY REPRODUCIBLE DRAWINGS MUST BE ATTACHED. NOTE: APPLICANTS ARE ENCOURAGED TO SUBMIT PHOTOGRAPHS OF THE PROJECT SITE, BUT THESE DO NOT SUBSTITUTE FOR DRAWINGS. THE CORPS OF ENGINEERS AND COAST GUARD REQUIRE DRAWINGS ON 8-1/2 X 11 INCH SHEETS. LARGER DRAWINGS MAY BE REQUIRED BY OTHER AGENCIES.

7b. DESCRIBE THE PURPOSE OF THE PROPOSED WORK AND WHY YOU WANT OR NEED TO PERFORM IT AT THE SITE. PLEASE EXPLAIN ANY SPECIFIC NEEDS THAT HAVE INFLUENCED THE DESIGN.

There is tremendous potential for this project to enhance existing wetlands and develop new wetland habitat by using irrigation water that is assigned to multiple state-owned parcels. These water assessments are no longer used, as the lands have been retired from farming and planted to native upland habitat. The new and improved wetland habitat will benefit many species of wildlife and provide increased recreational activities for the public. At least a portion of the water in Sulphur Creek will be cleaned of sediments and nutrients as it moves through the wetland system before entering the Yakima River. The large quantity of water that enters the Yakima River from Sulphur Creek creates a false attraction for migrating salmonids. Diverting a portion of that water to one or two separate outlets could feasibly reduce this false attraction.

The Department of Fish & Wildlife is sharing a \$1,000,000 grant for wetland habitat restoration with the Yakama Nation and the state's share will be paying for the above described work. This location was chosen because existing wetlands need improvement, the potential exists for additional wetland habitat development, and the gradient is such that water can be delivered through the entire system via gravity so no artificial pumping costs will be incurred.

This work is designed to have minimum impact on the floodway. High river flows will still spread out over the footprint of the Johnson Wetland II, unencumbered, and drain back into the river over the emergency overflow. The emergency overflow will be reinforced so floodwater re-entering the river channel will not cause erosion of the stream bank. The existing shoreline supports a healthy riparian zone, which has held up through many past flood events.

7c. DESCRIBE THE POTENTIAL IMPACTS TO CHARACTERISTIC USES OF THE WATER BODY. THESE USES MAY INCLUDE FISH AND AQUATIC LIFE, WATER QUALITY, WATER SUPPLY, RECREATION, and AESTHETICS. IDENTIFY PROPOSED ACTIONS TO AVOID, MINIMIZE, AND MITIGATE DETRIMENTAL IMPACTS, AND PROVIDE PROPER PROTECTION OF FISH AND AQUATIC LIFE. IDENTIFY WHICH GUIDANCE DOCUMENTS YOU HAVE USED. ATTACH A SEPARATE SHEET IF ADDITIONAL SPACE IS NEEDED.

Flowing water through Bridgeman Pond, Morgan Lake and the Johnson Wetland I will reduce the amount of the invasive white water lily and provide for a better ratio of open water in this system, which will benefit waterfowl and return some of the fishing recreation to these waters that occurred prior to the lily infestation. The Yakama Nation has experimented successfully with floodplain reconnection projects, which have reduced lily pad occurrence in isolated oxbow environments. Silt and nutrients will be removed from the water as it travels through the new route to the Yakima River. Additional wetland habitat will be developed through this project, which will benefit wetland obligate species and upland species that live and breed around the fringe habitat of wetlands. The Johnson Wetland II was historically a flood irrigated cattle pasture, but Russian Olives took over and became a monoculture, which had limited wildlife values. The proposed shallow water wetland for this area is expected to produce a very high diversity of non-game wildlife for public viewing, as well as waterfowl for public hunting in the Fall and Winter. Bald eagles and great blue herons are common in this area and both will use the area more extensively for foraging when the new system is in place.

Fish stranding in this area is possible due to ponding, which occurs after high flows have receded. The proposed water control structure at the downstream end of the Johnson Wetland II development will allow any residual floodwaters to be emptied completely back into the Yakima River. That is not possible under the current status.

7d. FOR IN WATER CONSTRUCTION WORK, WILL YOUR PROJECT BE IN COMPLIANCE WITH THE STATE OF WASHINGTON WATER QUALITY STANDARDS FOR TURBIDITY WAC 173.201A-110? YES NO In-water construction will be very minimal and may not occur at all.

8. WILL THE PROJECT BE CONSTRUCTED IN STAGES? YES

PROPOSED STARTING DATE: Feb 1, 2009

ESTIMATED DURATION OF ACTIVITY: All phases of construction may not be completed until September, 2009

9. CHECK IF ANY TEMPORARY OR PERMANENT STRUCTURES WILL BE PLACED:

- WATERWARD OF THE ORDINARY HIGH WATER MARK OR LINE FOR FRESH OR TIDAL WATERS; AND/OR
Precise placement of the water control structure has not been staked at this time. No part of the outlet structure is planned to fall at or below the OHWM.
 WATERWARD OF MEAN HIGHER HIGH WATER LINE IN TIDAL WATERS

10. WILL FILL MATERIAL (ROCK, FILL, BULKHEAD, OR OTHER MATERIAL) BE PLACED:

- WATERWARD OF THE ORDINARY HIGH WATER MARK OR LINE FOR FRESH WATERS? IF YES, VOLUME (CUBIC YARDS) (100 yd est) / AREA <1 (A)
Angular rock will be used to reinforce the emergency overflow, and the outlet pipe, but this work will occur **above** the ordinary high water mark
 WATERWARD OF THE MEAN HIGHER HIGH WATER FOR TIDAL WATERS? IF YES, VOLUME (CUBIC YARDS) AREA (A)

11. WILL MATERIAL BE PLACED IN WETLANDS? **NO** YES

IF YES:

- A. IMPACTED AREA IN ACRES: YES
- B. HAS A DELINEATION BEEN COMPLETED? IF YES, PLEASE SUBMIT WITH APPLICATION. YES
- C. HAS A WETLAND REPORT BEEN PREPARED? IF YES, PLEASE SUBMIT WITH APPLICATION. YES
- D. TYPE AND COMPOSITION OF FILL MATERIAL (E.G., SAND, ETC.):
- E. MATERIAL SOURCE:
- F. LIST ALL SOIL SERIES (TYPE OF SOIL) LOCATED AT THE PROJECT SITE, & INDICATE IF THEY ARE ON THE COUNTY'S LIST OF HYDRIC SOILS. SOILS INFORMATION CAN BE OBTAINED FROM THE NATURAL RESOURCES CONSERVATION SERVICE (NRCS): Fiander silt loam; Kittitas silt loam; see attachments
- G. WILL PROPOSED ACTIVITY CAUSE FLOODING OR DRAINING OF WETLANDS? YES NO
- IF YES, IMPACTED AREA IS ACRES OF DRAINED WETLANDS.

NOTE: If your project will impact greater than 1/2 of an acre of wetland, submit a mitigation plan to the Corps and Ecology for approval along with the JARPA form
NOTE: a 401 water quality certification will be required from Ecology in addition to an approved mitigation plan if your project impacts wetlands that are: a) greater than 1/2 acre in size, or b) tidal wetlands or wetlands adjacent to tidal water. Please submit the JARPA form and mitigation plan to Ecology for an individual 401 certification if a) or b) applies.

12. STORMWATER COMPLIANCE FOR NATIONWIDE PERMITS ONLY:
THIS PROJECT IS (OR WILL BE) DESIGNED TO MEET ECOLOGY'S MOST CURRENT STORMWATER MANUAL, OR AN ECOLOGY APPROVED LOCAL STORMWATER MANUAL YES

IF YES – WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET _____.

IF NO – FOR CLEAN WATER ACT SECTION 401 AND 404 PERMITS ONLY – PLEASE SUBMIT TO ECOLOGY FOR APPROVAL, ALONG WITH THIS JARPA APPLICATION, DOCUMENTATION THAT DEMONSTRATES THE STORMWATER RUNOFF FROM YOUR PROJECT OR ACTIVITY WILL COMPLY WITH THE WATER QUALITY STANDARDS, WAC 173.201(A)

13. WILL EXCAVATION OR DREDGING BE REQUIRED IN WATER OR WETLANDS? YES

IF YES: **Yes, but it's an artificial wetland, fed by irrigation water. The excavation will remove silt build up, which has plugged the historic outlet of Morgan Lake.**

- A. VOLUME: (CUBIC YARDS) / AREA (ACRES) Calculations have not be finalized for the length of channel that needs cleaning. Approximately 150 linear feet will be cleaned. **Cleaning the channel will not lower the water elevation in the wetland.**
- B. COMPOSITION OF MATERIAL TO BE REMOVED: Silt and reed canarygrass
- C. DISPOSAL SITE FOR EXCAVATED MATERIAL: To the side of the cleaned channel, if allowable, and blended into the landscape. Spoils will quickly be re-infested with reed canarygrass.
- D. METHOD OF DREDGING: backhoe/ Bobcat-type equipment on Kevlar tracks, with minimal ground pressure (1.7 psi)

14. HAS THE STATE ENVIRONMENTAL POLICY ACT (SEPA) BEEN COMPLETED? YES NO
SEPA LEAD AGENCY: _____ SEPA DECISION: DNS, MDNS, EIS, ADOPTION, EXEMPTION DECISION DATE (END OF COMMENT PERIOD): _____

SUBMIT A COPY OF YOUR SEPA DECISION LETTER TO WDFW AS REQUIRED FOR A COMPLETE APPLICATION

15. LIST OTHER APPLICATIONS, APPROVALS, OR CERTIFICATIONS FROM OTHER FEDERAL, STATE OR LOCAL AGENCIES FOR ANY STRUCTURES, CONSTRUCTION, DISCHARGES, OR OTHER ACTIVITIES DESCRIBED IN THE APPLICATION (I.E., PRELIMINARY PLAT APPROVAL, HEALTH DISTRICT APPROVAL, BUILDING PERMIT, SEPA REVIEW, FEDERAL ENERGY REGULATORY COMMISSION LICENSE (FERC), FOREST PRACTICES APPLICATION, ETC.) ALSO INDICATE WHETHER WORK HAS BEEN COMPLETED AND INDICATE ALL EXISTING WORK ON DRAWINGS.

NOTE: FOR USE WITH CORPS NATIONWIDE PERMITS, IDENTIFY WHETHER YOUR PROJECT HAS OR WILL NEED AN NPDES PERMIT FOR DISCHARGING WASTEWATER AND/OR STORMWATER.

TYPE OF APPROVAL	ISSUING AGENCY	IDENTIFICATION NO.	DATE OF APPLICATION	DATE APPROVED	COMPLETED?

16. HAS ANY AGENCY DENIED APPROVAL FOR THE ACTIVITY YOU'RE APPLYING FOR OR FOR ANY ACTIVITY DIRECTLY RELATED TO THE ACTIVITY DESCRIBED HEREIN? YES NO IF YES, EXPLAIN:

SECTION B - Use for Shoreline and Corps of Engineers permits only:

17a. TOTAL COST OF PROJECT. THIS MEANS THE FAIR MARKET VALUE OF THE PROJECT, INCLUDING MATERIALS, LABOR, MACHINE RENTALS, ETC.
Our budget for this project is about \$250,000 to \$300,000.

17b. IF A PROJECT OR ANY PORTION OF A PROJECT RECEIVES FUNDING FROM A FEDERAL AGENCY, THAT AGENCY IS RESPONSIBLE FOR ESA CONSULTATION. PLEASE INDICATE IF YOU WILL RECEIVE FEDERAL FUNDS AND WHAT FEDERAL AGENCY IS PROVIDING THOSE FUNDS. SEE INSTRUCTIONS FOR INFORMATION ON ESA**
FEDERAL FUNDING YES NO IF YES, PLEASE LIST THE FEDERAL AGENCY ____U.S. Fish & Wildlife Service, via a NAWCA grant_____

18. LOCAL GOVERNMENT WITH JURISDICTION:
Yakima County Planning

19. FOR CORPS, COAST GUARD, AND DNR PERMITS, PROVIDE NAMES, ADDRESSES, AND TELEPHONE NUMBERS OF ADJOINING PROPERTY OWNERS, LESSEES, ETC...
PLEASE NOTE: SHORELINE MANAGEMENT COMPLIANCE MAY REQUIRE ADDITIONAL NOTICE — CONSULT YOUR LOCAL GOVERNMENT.

NAME	ADDRESS	PHONE NUMBER
Charles A. & Stephanie Hays	891 Holaday Road, Sunnyside, WA	509-837-3205
Sauve & Sons Farms Inc.	Dwinell Road, Sunnyside, WA	Not listed
Victor & Donna Rivard	480 McGee Road, Sunnyside, WA	509-894-4276
James R. & Sharon Miller	450 McGee Road, Sunnyside, WA	509-894-4226
Edelmiro Flores	6491 Sunnyside/Mabton Hwy, Mabton, WA	509-894-4486 (Jesus)
Wyckoff Farms	Sunnyside/Mabton Hwy, Mabton, WA	509-882-1626
Rigoberto Medina Magallon	6751 Sunnyside/Mabton Hwy, Mabton, WA	Not listed

SECTION C - This section MUST be completed for any permit covered by this application

20. APPLICATION IS HEREBY MADE FOR A PERMIT OR PERMITS TO AUTHORIZE THE ACTIVITIES DESCRIBED HEREIN. I CERTIFY THAT I AM FAMILIAR WITH THE INFORMATION CONTAINED IN THIS APPLICATION, AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF, SUCH INFORMATION IS TRUE, COMPLETE, AND ACCURATE. I FURTHER CERTIFY THAT I POSSESS THE AUTHORITY TO UNDERTAKE THE PROPOSED ACTIVITIES. I HEREBY GRANT TO THE AGENCIES TO WHICH THIS APPLICATION IS MADE, THE RIGHT TO ENTER THE ABOVE-DESCRIBED LOCATION TO INSPECT THE PROPOSED, IN-PROGRESS OR COMPLETED WORK. I AGREE TO START WORK ONLY AFTER ALL NECESSARY PERMITS HAVE BEEN RECEIVED.

SIGNATURE OF APPLICANT	DATE
SIGNATURE OF AUTHORIZED AGENT	DATE
I HEREBY DESIGNATE TO ACT AS MY AGENT IN MATTERS RELATED TO THIS APPLICATION FOR PERMIT(S). I UNDERSTAND THAT IF A FEDERAL PERMIT IS ISSUED, I MUST SIGN THE PERMIT.	DATE
SIGNATURE OF APPLICANT _____	DATE
SIGNATURE OF LANDOWNER (EXCEPT PUBLIC ENTITY LANDOWNERS, E.G. DNR)	
THIS APPLICATION <u>MUST</u> BE SIGNED BY THE APPLICANT AND THE AGENT, IF AN AUTHORIZED AGENT IS DESIGNATED.	

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.

COMPLETED BY LOCAL OFFICIAL

A. Nature of the existing shoreline. (Describe type of shoreline, such as marine, stream, lake, lagoon, marsh, bog, swamp, flood plain, floodway, delta; type of beach, such as accretion, erosion, high bank, low bank, or dike; material such as sand, gravel, mud, clay, rock, riprap; and extent and type of bulkheading, if any) **Shoreline at project location is a low bank along the Yakima River, with herbaceous and woody riparian vegetation. Woody vegetation includes native species (willows, roses, currant) but mostly non-native species (Russian olive). Shoreline cover is in good condition except for the narrow slot through the vegetation where launching activity occurs.**

B. In the event that any of the proposed buildings or structures will exceed a height of thirty-five feet above the average grade level, indicate the approximate location of and number of residential units, existing and potential, that will have an obstructed view:
Not applicable

C. If the application involves a conditional use or variance, set forth in full that portion of the master program which provides that the proposed use may be a conditional use, or, in the case of a variance, from which the variance is being sought: translation please?

These Agencies are Equal Opportunity and Affirmative Action employers.
For special accommodation needs, please contact the appropriate agency in the instructions.