

Floodplain Development Permit Application

City of Abernathy

****All construction will also require a building permit****

This is an application packet for a Floodplain Development Permit. Certain sections are to be completed by the Applicant, and certain sections are to be completed by the local Floodplain Administrator (FPA).

The National Flood Insurance Program (NFIP) provides flood insurance to individuals at much lower premiums than could otherwise be purchased through private insurers, and makes certain federal monies available to local communities. In order for citizens to be eligible for the national flood insurance rates, or for communities to receive certain kinds of federal monies, the community must agree to meet minimum floodplain standards. This application packet is a tool to ensure that the minimum standards are met.

In a participating NFIP community, flood insurance policies can be purchased from any local insurance agent at the national rate. Even though the policy may be issued as if it were coming from the insurance company you deal with, it is actually a Federal NFIP policy printed on the insurance agency's letterhead. The rates are determined by the flood risk zone in which you live and by the elevation of the lowest floor of your home, not by the insurance company, and should be the same regardless of which agent or agency sells you the insurance.

You may buy flood insurance for your own peace of mind, you may be required to buy it before a lending institution will make or refinance a loan, or you may not be buying flood insurance at all. Whatever the case, if the property which you propose to develop is located within a "Special Flood Hazard Area" on a flood map issued by the Federal Emergency Management Agency (FEMA), you **MUST** obtain a Floodplain Development Permit prior to beginning the project. This is a requirement of the local Flood Damage Prevention Ordinance of your community, and there are penalties for failing to do so.

Floodplain Development Permits are **ONLY** required for developments in areas designated as "Special Flood Hazard Areas" of FEMA-issued flood maps. Flood maps can be reviewed at the office of your local FPA, or online at the FEMA website (www.FEMA.gov).

If you are proposing a development of any kind (constructing a new building, adding on to an existing building, clearing land, placing fill, grading land, mining, dredging, drilling, etc...) in a floodplain, you **MUST** submit Section I of this application for a Floodplain Development Permit to the Building Division. Depending upon the type of development you are proposing, additional forms **may** be required. For example, all new buildings in a Special Flood Hazard Area require an Elevation Certificate to document that the lowest floor of the building is elevated to a certain height relative to the anticipated flood crest of the "base flood" event. The Elevation Certificate and other forms are provided on line and at the Building Division, **but should only be completed if they are required for the proposed development.**

Typically, the Applicant completes Section I of this packet and submits the information to the local FPA. The FPA reviews the submission and determines whether or not additional information is needed. If it is, the FPA will request the additional information from the Applicant. Once all required materials have been submitted, the FPA will make a permitting decision and either issue or deny the requested Floodplain Development Permit. (Denied permits may be appealed per the provisions of the local Flood Damage Prevention Ordinance.)

The Applicant should understand that a Floodplain development Permit is only a permit to complete the proposed development. It is not a permit to, for example, build a house, construct a baseball field, install a drainage ditch or septic system or grade a parcel of land. Before the house can actually be constructed and occupied, or the developed land used, a Building Permit must be obtained for the actual construction. The FPA will perform an inspection after the project is completed, or perhaps several inspections throughout the progress of the project, to make sure that the development is compliant with the requirements of the local Flood Damage Prevention Ordinance. Once the Compliance Certificate has been issued, the process has been completed.

INSTRUCTIONS FOR COMPLETION

SECTION I

General Information

Self-explanatory. Note the last two items under this heading.

Owner Information

List the contact information for the owner(s) of the property where development is proposed. All owners of the property must sign the application.

Applicant Information

If you are applying for this development permit, but are not the owner of the property, list your contact information here. If you are the property owner, leave this section blank.

Project Information

Check the box(es) beside the type of development that is being proposed. Note that some types of activity require the estimated cost of the proposed project to be disclosed so the Floodplain Administrator (FPA) can determine whether or not the improvement is a "substantial improvement."

Signature

Print your name, sign your name, and date the application.

SECTION II

Floodplain Information

The FPA will determine – for the sole purpose of administering the local Flood Damage Prevention Ordinance – the position of the proposed development relative to community floodplains and floodways. This determination is not binding at any lending institution or with any insurance agency, but is used to determine whether or not a Floodplain Development Permit and/or any other forms are required prior to commencing the proposed project.

Section II requires a map and panel number(s), a listing of the flood source for the proposed development, and contains a checklist of additional documents required for the FPA to make an informed permitting decision.

If any of the additional documentation is required, the FPA is to notify the applicant, allow a reasonable length of time for submission of the documents, and then review all submissions to determine whether or not the permit will be issued.

SECTION III

Forms

Forms that may be required.

SECTION IV

Permit Determination

The FPA will indicate whether or not the proposed development is conformant with the requirements of the local Flood Damage prevention ordinance, and whether or not the requested permit is issued. If the decision is to NOT issue the permit, the FPA will provide an explanation of the perceived deficiencies to the Applicant.

SECTION V

Certificate of Compliance

The FPA will indicate the "As-Built" lowest floor elevation for structural developments, list any inspections that have been performed, and issue the Certificate of Compliance to the Applicant if appropriate.

FLOODPLAIN DEVELOPMENT PERMIT APPLICATION FORM FOR ABERNATHY

OFFICE USE ONLY Date Received: _____ Permit Number: _____

SECTION 1: Applicant and Project Information GENERAL INFORMATION

1. No work of any kind may begin in a floodplain area designated as A, A1-30, AE, AO, AH, or B until a floodplain development permit is issued.
2. The permit may be revoked if any false statements are made in this application.
3. If revoked, all work must cease until a permit is re-issued.
4. The development may not be used or occupied until a **Certificate of Compliance** is issued.
5. The permit will expire if no work is commenced within 6 months of the date of issue.
6. The permit will not be issued until any other necessary local, state or federal permits have been obtained.
7. By signing and submitting this application, the Applicant gives consent to the local Floodplain Administrator or his/her representative to make reasonable inspections prior to the issuance of a **Certificate of Compliance**.
8. By signing and submitting this application, the Applicant certifies that all statements contained in SECTION I of the application, and in any additional attachments submitted by the Applicant, are true and accurate.

OWNER INFORMATION

Property owner(s): _____	Mailing Address: _____
Telephone number: _____	
Fax number: _____	e-mail address: _____
Signature(s) of property owner(s) listed above _____ _____ _____	1Attached forms if there are additional property owners. This permit application will not be accepted without the signature of all property owners. The signature is an acknowledgement and consent to this floodplain development permit application

APPLICANT INFORMATION

Applicant: _____	Notes:
Telephone number: _____	
Fax number: _____	
Signature of applicant listed above _____	

Permit Number: _____

PROJECT INFORMATION

Project _____	Lot _____ Block _____
Address _____	Subdivision _____
_____	Legal Description _____

A. Structural development (Please check all that apply.)

Type of Structure

- Residential (1 to 2 families unit)
- Residential (More than 2 families unit)
- Non-Residential
 - Elevated
 - Floodproofed
- Combined Use (Residential and Non-Residential)
- Manufactured Home
 - Located within a Manufactured Home Park
 - Located outside a Manufactured Home Park

Type of Structural Activity

- New Structure
- Addition to Existing Structure ²
- Alteration of Existing Structure ²
- Relocation of Existing Structure ²
- Replacement of Existing Structure

² Estimate Cost of Project _____

B. Other Development Activities

- Excavation (not related to a Structural Development listed in Part A.)
- Clearing
- Placement of fill material
- Grading
- Mining
- Drilling
- Dredging
- Watercourse alteration
- Drainage improvement (including culvert work.)
- Individual water or sewer system
- Roadway or bridge construction
- Other development not listed above (specify) _____

² If the value of an addition or alteration to a Structure equals or exceeds 50% of the value of the structure before the addition or alteration, the entire structure must be treated as a substantially improved structure. A relocated structure must be treated as new construction.

SIGNATURE

I CERTIFY TO THE BEST OF MY KNOWLEDGE THE INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND ACCURATE.

(PRINTED name)

(SIGNED name)

(Date)

SECTION II: (To be completed by Floodplain Manager)**FLOOD INFORMATION**

1. The proposed development is located on FIRM map panel: _____ (number and suffix)
2. The date on the FIRM is _____
3. The proposed development is located in Zone: _____ (A, A1-30, AE, AO, AH, B, C, D, or X)
4. Is the proposed development located in either of the following zones? (A, A1-30, AE, AO, AH, B, C, D, or X)
 YES NO *If NO, no permit floodplain development is required*

5. If the proposed development is located in Zone B or shaded Zone X, a floodplain development is only required if the Development is a “critical facility” as defined by the Flood Damage Prevention Ordinance. ***Otherwise, no floodplain development is required in Zone B or shaded Zone X.***

6. If the proposed development is located within Zone A1-30 or Zone AE, is it also located within a regulatory floodway?

YES NO

7. If YES, a **No Rise Certificate** is necessary before proceeding.

8. If NO, continue

If the proposed development is located within Zone A, A1-30, AE, AO, AH, B or Shaded X (critical facilities only), apply the criteria of the Flood Damage Prevention Ordinance to minimize flood damages to the proposed Development and to adjacent properties as well.

For structures, the provisions of the ordinance specify that the lowest floor, be elevated 2 feet above the base flood elevation. Therefore, it is necessary that the following information be provided:

1. Base flood elevation at the site: _____ Feet above mean sea level (MSL)
2. Vertical datum used in the Flood Insurance Study, on flood maps is _____
3. Source of the base flood elevation (specify): FIRM (flood map)
 Flood Insurance Study Profile # _____
 Other sources of the BFE (specify): _____

4. Proposed lowest floor elevation:

This elevation must be 2 feet greater than the BFE. For non-residential structures, floodproofing may be used for protection in the floodplain areas, but not in the floodways:

The following documents may be required. ***Check applicable.***

- Map and plans of the development
- An **Elevation Certificate**³ – **required for all structures**
- A **Floodproofing Certificate**³ – required if floodproofing a non-residential structure
- A **No-Rise Certificate**³ – if the proposed development is in a “regulatory floodway”
- An elevation study showing BFEs on developments exceeding 50 lots or 5 acres in Zone A
- A copy of **Wetlands Permit** from the U.S. Army Corps of Engineers if required; and other local, state, federal permits. Other permits:

³ Certificates require completion by a Professional Land Surveyor or Registered Professional Engineer, as indicated.

Permit Number: _____

SECTION III ; (Forms which may be required by the Floodplain Administrator

ELEVATION CERTIFICATE

Attach. *Submit only if required to do so by the Floodplain Administrator.*

FLOODPROOFING CERTIFICATE

Attach. *Submit only if required to do so by the Floodplain Administrator.*

NO-RISE / NO-IMPACT CERTIFICATE

Attach. *Submit only if required to do so by the Floodplain Administrator.*

PERMIT FEES:

One- and two-family dwelling floodplain permit:

Permit fee: \$100 + (\$0.05/sq. ft)

Other than One- and two-family dwelling floodplain permit:

Permit fee: \$100 + (\$0.05/sq. ft.)

If filed separately prior to application for building permit.

Three (3) complete sets of plans, sealed by a Texas registered engineer, architect or land surveyor are needed.

(This section to be completed by Municipal Official)
Date: _____ Fee Paid: _____ Received: by _____
Processed by _____ Date _____

SECTION IV : To be completed by the Floodplain Administrator

PERMIT DETERMINATION

I have determined that the proposed development

- IS
- IS NOT (non-conformances to be described in a separate document)

In conformance with local Flood Damage Prevention Ordinance Number 482 dated June 11, 2007

The Floodplain Development Permit

- IS
- IS NOT (reason for denial to be described in a separate document)

Issued, subject to any conditions attached and made part of this permit.

FLOODPLAIN ADMINISTRATOR

DATE

The applicant is reminded that this document is a development permit only. An inspection must be performed and a Compliance Certificate must be issued before the development can be occupied or used.

SECTION V : CERTIFICATE OF COMPLIANCE

“AS-BUILT” ELEVATION (to be completed by the applicant after construction)

The following information must be provided for structures that are part of this application. This section must be completed by a Professional Land Surveyor or a Professional Engineer (or attach a certification to this application).

- (1) The actual (“As-Built”) elevation of the top of the lowest floor, including basement, is _____ feet above MSL (vertical datum: _____)

- (2) The actual (“As-Built”) elevation of floodproofing protection is _____ feet above MSL (vertical datum: _____)

COMPLIANCE ACTION (to be completed by the Local Floodplain Administrator)

The floodplain Administrator will complete this section as applicable based on inspection of the development to ensure compliance with the community’s local flood damage prevention ordinance.

Inspections:	Date: _____	By: _____	Deficiencies?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	Date: _____	By: _____	Deficiencies?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	Date: _____	By: _____	Deficiencies?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	Date: _____	By: _____	Deficiencies?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	Date: _____	By: _____	Deficiencies?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

CERTIFICATE OF COMPLIANCE (to be completed by the Local Floodplain Administrator)

Certificate of Compliance issue.

SIGNATURE

DATE

This Certificate of Compliance indicates that the structures may now be occupied and non-structural developments may be utilized.