



FLOODPLAIN DEVELOPMENT PERMIT APPLICATION

*This application is pursuant to the provisions of
Millersburg Municipal Code (MMC)*

Permit

No. _____

Floodplain Development Permit Overview

In accordance with the floodplain management regulations from Chapter 2.12 of the Development Code, development within the regulatory floodplain must comply with the standards within the aforementioned regulations. The regulatory floodplain is the Special Flood Hazard Area (SFHA) as defined on the currently effective Flood Insurance Rate Maps for the City of Millersburg.

Before Requiring this Permit to be Filled Out, Complete the Following Checklist:

Location of Development

1. Is the property that the proposed development activity will occur on at least partially within (horizontally within) the community's regulatory floodplain?
 - Yes
 - No, (If the answer is "No" then a floodplain development permit is NOT required)
2. Is the site where the proposed development activity will occur on the property at least partially within (horizontally within) the community's regulatory floodplain?
 - Yes
 - No, (If the answer is "No" then a floodplain development permit is NOT required)
3. Has FEMA, through a Letter of Map Change (LOMC) (i.e. LOMA, LOMR-F, LOMR), made a formal determination that this property or proposed development site is out of the regulatory floodplain?
 - Yes, (If the answer is "Yes" then a floodplain development permit is NOT required but a copy of the LOMC must be kept in the permitting records.)
 - No

Section I: General Provisions

The undersigned hereby makes application for a permit to develop in a designated floodplain area. The work to be performed is described below and in attachments hereto. The undersigned agrees that all such work shall be done in accordance with the requirements of the City of Millersburg and Chapter 2.12 of the Development Code with all other applicable local, state and federal regulations. This application does not create liability on the part of the City of Millersburg or any officer or employee

thereof for any flood damage that results from reliance on this application or administrative decision made lawfully hereunder.

1. When the community's floodplain regulatory standards apply to a proposed development activity, no work of any kind may begin in a regulatory floodplain area until a floodplain development permit is issued.
2. The permit may be revoked if any false statements are made herein. If revoked, all work must cease until a permit is re-issued.
3. The permit will expire if no work is commenced within 180 days of the date of issue.
4. The permit will not be issued until any other necessary local, state, or federal permits have been obtained (approved).

Property Owner(s):*

Mailing Address: _____

Phone number: _____

Fax number: _____

Email: _____

Tick box if Property Owner is Applicant

Applicant:

Mailing Address: _____

Phone number: _____

Fax number: _____

Email: _____

**All property owners must be listed.*

Section II: Development Proposal Information

PROJECT LOCATION

Address of Property: _____

Lot: _____

Subdivision: _____

Block: _____

Township, Range, Section: _____

(To avoid delay in processing the application, please provide enough information to easily identify the project location. A map or sketch attached to this application showing the project location is required.)

Tick if the proposed development is NOT located horizontally within the Special Flood Hazard Area.*

Tick if the property is partially located horizontally within the Special Flood Hazard Area, but the proposed development activity site is NOT.*

****If this box is ticked then a floodplain development permit may not be required. Speak to community staff before completing the rest of this permit application.***

PROJECT DESCRIPTION

A. Structural Development (Check all that apply)

Activity

- New Structure
- Addition*
- Alteration (includes repairs or improvements)*
- Relocation**
- Demolition
- Replacement

Structure Type

- Residential: Single, Two-Family,
 Multi-Family (3+)
- Non-Residential: Elevated, Floodproofed
- Combined Use (Residential and Non-Residential)
- Manufactured Home
- Recreational Vehicle (RV)
- Garage: Attached, Detached
- Other (please specify): _____

**An alternation includes the repair or improvement of a structure. 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 a substantially improved structure.*

***A relocated structure must be treated as new construction.*

B. Other Development (Check all that apply)

- Clearing Fill Mining Drilling Grading Dredging
- Excavation or Removal of Fill (Except for Structural Development Checked Above)
- Watercourse Alteration Drainage Improvement (including culvert work)
- Individual water or Sewer System Road, Street, or Bridge Construction
- Fencing Utilities
- Subdivision (New or Expansion), Partition, or Planned Unit Development
- Other (Please Specify): _____

FLOOD HAZARD INFORMATION

1. The proposed development is located on FIRM Panel: _____ (number and suffix), Dated: _____

2. The proposed development is located partially or fully within the horizontal boundaries of the Special Flood Hazard Area, Zone(s): _____ (A or AE)

3. The one-percent-annual chance (100 year) flood elevation at this site is: _____ ft
NGVD 29 / NAVD 88 (circle the correct datum),
source: _____ None Available

4. Is the proposed development located partially or fully within a designated Floodway: Yes No

If "Yes", then is this proposal for:

Temporary encroachment (less than 30 days – outside of flood season)

Fish habitat restoration or enhancement*

Fence (type and material: _____)

**For habitat restoration projects a rise in elevation may be allowed if a CLOMR is approved by FEMA. Permit shall not be issued, until FEMA approval is received.*

5. If "Yes" was answered to (4.) above, then is a "No Rise Certification" with supporting engineering hydrologic and hydraulic data attached? Yes No

6. Are other federal, state, or local permits required? Yes No

If yes, which ones: _____

Section III. Additional Information Required *(Complete all that apply)*

1. Complete for Proposed Structures and Building Sites:

A. Base Flood Elevation at this site: _____ ft (NGVD 29/NAVD 88).

B. Elevation of highest adjacent grade: _____ ft (NGVD 29/NAVD 88).

C. Required Elevation of lowest floor* (including basement): _____ ft (NGVD 29/NAVD 88).

D. Proposed Elevation of lowest floor* (including basement): _____ ft (NGVD 29/NAVD 88).

E. Elevation of next highest floor: _____ ft (NGVD 29/NAVD 88).

F. Elevation of top of proposed garage slab, if any: _____ ft (NGVD 29/NAVD 88).

G. Details for anchoring structures (type of anchoring used and location of anchoring):

H. Details of floodproofing or elevation of utilities. Provide the elevation of the utilities or the elevation to which the utilities were floodproofed. If floodproofed, provide details regarding how the utilities were floodproofed (describe the type of floodproofing used or manner in which the utilities were floodproofed):

I. Exact location(s) on structure of all flood openings, if required. Include the elevation of the bottom of the flood opening(s), the size of the openings, and note if engineered flood opening(s) will be used. (Provide a reference diagram, in site plan or drawings):

J. Types of water-resistant materials used below the first-floor and portions of the structure they were applied to:

**lowest floor is defined as: the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure (such as a crawlspace), usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; provided, that such enclosure is built in compliance with the required floodplain and building code regulations including but not limited to flood venting requirements.*

2. Complete for Alterations or Additions to Existing Structures:

- A. What is the estimated market value of the existing structure? \$ _____
- B. What is the cost of the proposed construction? \$ _____
- C. If the cost of the proposed construction equals or exceeds 50% of the market value of the structure, then the substantial improvement provisions shall apply.

3. Complete for Non-Residential Floodproofed Construction:

- A. Type of floodproofing method: _____
- B. Required floodproofing elevation is: _____ feet NGVD.
- C. Floodproofing certification by a registered engineer attached?
 Yes No

4. Complete for Partitions, Subdivisions, and/or Planned Unit Developments:

- A. Will the subdivision or other development contain 50 lots or 5 acres?
 Yes No
- B. If "Yes", does the plat or proposal clearly identify base flood elevations?
 Yes No
- C. Are the 100 year Floodplain and Floodway delineated on the site plan?
 Yes No

5. Complete for Proposals NOT Included in 1-4 Above:

- A. For all watercourse relocations and/or landform alterations include plans showing the proposed relocation and/or alterations.
- B. If the proposed development activity will result in a change in water elevation, then what is the change in water elevation (in feet) _____ increase/decrease (circle whichever applies).
- C. For stream habitat restoration that impacts a mapped floodway, provide copy of "no-rise certification" from registered professional engineer or a FEMA approved CLOMR.
- D. Amount of fill to be placed _____.
 - i. Top of new compacted fill elevation _____ ft.
(NGVD29/NAVD 88)

6. Required Attachments:

- A. A site plan drawn to scale, with elevations of the project area and the nature, location, dimensions of existing and/or proposed structures, earthen fill placement, storage of materials or equipment and drainage facilities. Plans shall include location of all water bodies, adjacent roads, lot dimensions, as well as, delineation of Special Flood Hazard Areas, regulatory Floodway boundaries including Base Flood Elevations (when available), or flood depth in AO zones.
- B. Copies of all required local, state, and federal permits. All required local, state, and federal permits must be approved before the floodplain development permit is approved.
- C. (OPTIONAL) A complete pre-construction Elevation Certificate signed and sealed by a registered professional surveyor.
- D. Certification from a registered professional engineer that any proposed non-residential floodproofed structure will meet the floodproofing criteria of Chapter 2.12 of the Development Code and Oregon Specialty Code requirements, if applicable.
- E. Other documentation as required per the above sections.

Section IV: Property Owner and Applicant Signatures

I/We hereby request a Floodplain Development Permit on the above described real property, located within the City of Millersburg, Oregon. I/We hereby acknowledge that this application is not considered filed, until all of the required information has been submitted as determined by the floodplain administrator and all required fees have been paid in full.

Property Owner(s)*

Signature(s): _____, _____
 Name(s) (print): _____, _____
 Date: _____

Tick box if the Property Owner is the Applicant.

Applicant

Signature: _____
 Name (print): _____
 Date: _____

This application is only for Floodplain Development Permit. Building Permits and any other permits require separate applications.

**All property owners must sign. The signature is an acknowledgement and consent to this floodplain development permit application.*

Section V: OFFICE USE ONLY

APPLICATION PROCESSING

Date Application Received: _____ Initials: _____

Date Application Complete: _____ Initials: _____

Applicant Notified of Completeness: _____ Initials: _____

Fee Paid: _____ Receipt No. _____ Initials: _____

SUBSTANTIAL IMPROVEMENT REVIEW

The formula for substantial improvement threshold is as follows:

Market Value X 50% (.50) = Substantial Improvement Threshold

1. What is the market value (based on current Assessor data) of the existing structure prior to damage/improvement? \$ _____
2. What is 50% of the estimated market value of the existing structure prior to damage/improvement (use the formula provided above) \$ _____
3. Was the application complete?
 Yes No
4. Does the total cost of the proposed construction noted in Appendix A match the cost of the proposed construction provided in Section III.(2.)(A.)?
 Yes No
5. What is the cost of the proposed construction* (provided in both Section III.(2.)(A.)?)
\$ _____
6. Is the value listed in line "3." of this section, equal to or greater than the value listed in line "2."?
 Yes, (If "Yes", then the proposed development activity qualifies as a substantial improvement*
 No
7. Does the proposed development activity qualify as a substantial improvement*?
 Yes No

**Construction cost estimates must include all structural elements, interior finish elements, utility and service equipment, labor and other costs associated with demolishing, removing, or altering building components, and construction management. As well as any improvements being made to repair damage that go beyond just making repairs to return to pre-damaged conditions.*

***If the cost of the proposed construction equals or exceeds 50 percent of the market value of the structure, then the entire structure must be treated as a substantially improved structure and the substantial improvement provisions shall apply. See FEMA publication [P-758, Substantial Improvement/Substantial Damage Desk Reference](#) for more information regarding substantial improvement.*

