

JUL 05 2000

Case No.: 00-10-197C

CLOMR-F



Federal Emergency Management Agency

Washington, D.C. 20472

41

CONDITIONAL LETTER OF MAP REVISION BASED ON FILL COMMENT DOCUMENT

COMMUNITY AND MAP PANEL INFORMATION		LEGAL PROPERTY DESCRIPTION
COMMUNITY	City of Albany, Oregon	A portion of Section 1, Township 11 South, Range 4 West, Proposed Hickory Hills M.D.P, as described in the Statutory Warranty Deed recorded as Instrument No. 262951 on Microfilm M268153, in the Office of the Recorder, Benton County, Oregon The legal description of the portion mentioned above is as follows: COMMENCING at the southeast corner of the parcel; thence N 89°57'06" W, 9.55 feet; thence N 00°02'54" E, 7.00 feet to the POINT OF BEGINNING; thence N 03°57'10" E, 65.65 feet; thence N 89°57'06" W, 26.47 feet; thence N 00°02'54" E, 45.00 feet; thence N 89°57'06" W, 30.35 feet; thence N 44°57'06" W, 10.00 feet; thence N 00°02'54" E, 149.48 feet; thence N 89°57'06" W, 34.50 feet; thence S 00°02'54" W, 145.55 feet; thence N 89°57'06" W, 68.50 feet; thence N 00°02'54" E, 230.00 feet; thence N 89°57'06" W, 827.00 feet; thence S 00°02'54" W, 33.00 feet; thence S 59°57'06" E, 23.09 feet; thence S 00°02'54" W, 200.27 feet;
	COMMUNITY NO: 410137	
MAP PANEL AFFECTED	NUMBER: 0003 F	
	NAME: City of Albany, Oregon	
	DATE: July 7, 1999	
ODING SOURCE: Willamette River		APPROXIMATE LATITUDE & LONGITUDE: 44.64, -123.11 SOURCE OF LATITUDE & LONGITUDE: MAPBLAST

COMMENT TABLE REGARDING THE PROPOSED PROPERTY (PLEASE NOTE THAT THIS IS NOT A FINAL DETERMINATION. A FINAL DETERMINATION WILL BE MADE UPON RECEIPT OF AS-BUILT INFORMATION REGARDING THIS PROPERTY)

LOT	BLOCK/SECTION	SUBDIVISION	STREET ADDRESS	OUTCOME WHAT WOULD BE REMOVED FROM THE SFHA	PROPOSED FLOOD ZONE	1% ANNUAL CHANCE FLOOD ELEVATION (NGVD)	LOWEST ADJACENT GRADE ELEVATION (NGVD) (Proposed)	LOWEST FLOOR ELEVATION (NGVD) (Proposed)	LOWEST LOT ELEVATION (NGVD) (Proposed)
N/A	N/A	Hickory Hills M.D.P.	820 N. Albany Road	Portion of Property	X shaded	202.7 to 203.2 feet	N/A	N/A	203.2 feet

Special Flood Hazard Area (SFHA) – The SFHA is an area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood).

ADDITIONAL CONSIDERATIONS (if the appropriate box is checked, please refer to the appropriate section on Attachment 1)

- | | |
|---|--|
| <input checked="" type="checkbox"/> 1. PROPERTY DESCRIPTION (CONTINUED) | <input type="checkbox"/> 4. STUDY UNDERWAY |
| <input type="checkbox"/> 2. DETERMINATION TABLE (CONTINUED) | <input checked="" type="checkbox"/> 5. FILL RECOMMENDATION |
| <input type="checkbox"/> 3. PORTIONS REMAIN IN THE FLOODWAY | <input checked="" type="checkbox"/> 6. CONDITIONAL |

This document provides the Federal Emergency Management Agency's comment regarding a request for a Conditional Letter of Map Revision based on Fill for the property described above. Using the information submitted and the effective National Flood Insurance Program (NFIP) map, we determined the proposed property would not be located in the SFHA, an area inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood) if built as proposed. Our final determination will be made upon receipt of a copy of this document and certified as-built information showing the location of the structure(s), the elevation of the lowest adjacent grade to each structure (the lowest ground touching the structure), and the lowest floor elevation (including basement/crawl space) for each structure. These two elevations must be at or above the base flood elevation for the structure to be outside the SFHA. This document is not a final determination; it only provides our comment on the proposed project in relation to the SFHA shown on the effective NFIP map.

This comment document is based on the flood data presently available. The enclosed documents provide additional information regarding this request. If you have any questions about this document, please contact the FEMA Map Assistance Center toll free at 1-877-336-2627 (FEMA MAP) or by letter addressed to the FEMA LOMA DEPOT, 3601 Eisenhower Avenue, Suite 600, Alexandria, VA 22304-6439.

Matthew B. Miller

Matthew B. Miller, P.E., Chief
 Hazards Study Branch
 Mitigation Directorate



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION BASED ON FILL COMMENT DOCUMENT ATTACHMENT 1 (ADDITIONAL CONSIDERATIONS)

1. PROPERTY DESCRIPTION (CONTINUED)

thence S 20°55'27" W, 50.68 feet; thence N 71°32'00" W, 64.53 feet; thence N 00°16'26" W, 299.30 feet; thence N 74°11'08" E, 139.94 feet; thence S 89°57'06" E, 827.86 feet; thence S 00°02'54" W, 94.04 feet; thence S 77°52'57" E, 110.85 feet; thence S 03°57'10" W, 124.67 feet; thence S 60°02'54" W, 15.92 feet; thence S 30°02'54" W, 26.26 feet; thence S 00°02'54" W, 27.39 feet; thence S 45°02'54" W, 10.00 feet; thence S 00°02'54" W, 45.00 feet; thence N 89°57'06" W, 193.49 feet; thence N 00°02'54" E, 45.00 feet; thence N 89°57'06" W, 130.86 feet; thence N 44°57'06" W, 10.00 feet; thence N 00°02'54" E, 180.86 feet; thence N 45°02'54" E, 10.00 feet; thence S 89°57'06" E, 130.86 feet; thence S 44°57'06" E, 10.00 feet; thence S 00°02'54" W, 180.86 feet; thence S 45°02'54" W, 10.00 feet; thence S 00°02'54" W, 45.00 feet; thence N 89°57'06" W, 190.00 feet; thence N 00°02'54" E, 45.00 feet; thence N 89°57'06" W, 130.86 feet; thence N 44°57'06" W, 10.00 feet; thence N 00°02'54" E, 180.86 feet; thence N 45°02'54" E, 10.00 feet; thence S 89°57'06" E, 130.86 feet; thence S 44°57'06" E, 10.00 feet; thence S 00°02'54" W, 180.86 feet; thence S 45°02'54" W, 10.00 feet; thence S 00°02'54" W, 45.00 feet; thence N 89°57'06" W, 190.00 feet; thence N 00°02'54" E, 45.00 feet; thence N 89°57'06" W, 130.86 feet; thence N 44°57'06" W, 10.00 feet; thence N 00°02'54" E, 180.86 feet; thence N 45°02'54" E, 10.00 feet; thence S 89°57'06" E, 130.86 feet; thence S 44°57'06" E, 10.00 feet; thence S 00°02'54" W, 180.86 feet; thence S 45°02'54" W, 10.00 feet; thence S 00°02'54" W, 45.00 feet; thence N 89°57'06" W, 190.00 feet; thence N 00°02'54" E, 45.00 feet; thence N 89°57'06" W, 130.86 feet; thence N 44°57'06" W, 10.00 feet; thence N 00°02'54" E, 180.86 feet; thence N 45°02'54" E, 10.00 feet; thence S 89°57'06" E, 130.86 feet; thence S 44°57'06" E, 10.00 feet; thence S 00°02'54" W, 180.86 feet; thence S 45°02'54" W, 10.00 feet; thence S 00°02'54" W, 45.00 feet; thence N 89°57'06" W, 152.66 feet; thence S 26°40'16" W, 32.25 feet; thence S 47°45'33" E, 54.60 feet; thence S 89°57'06" E, 912.15 feet to the POINT OF BEGINNING

5. FILL RECOMMENDATION

Subparagraph 65.5(a)(4) of the National Flood Insurance Program regulations stipulates that if a structure is involved in a request for a Letter of Map Revision based on Fill, the Federal Emergency Management Agency's determination is based on comparisons of the lowest floor (including basement/crawl space) and the lowest adjacent grade elevations with the base flood elevation. If the entire structure is at or above the elevation of the base flood, the structure may be excluded from the Special Flood Hazard Area.

6. CONDITIONAL

Comments regarding this conditional request are based on the flood data presently available. Our final determination will be made upon receipt of this comment document, certified as-built elevations and/or survey, and the appropriate fee. The "Certification of Fill Placement" and "Community Acknowledgement of Requests Involving Fill" forms must be completed and submitted if the comment document is for a Conditional Letter of Map Revision based on Fill. The "Certification of Fill Placement" form must be completed by a professional engineer, an accredited soils engineer, or the community's National Flood Insurance Program permit official. A recorded plat and other additional data may be required for a final as-built determination.

This attachment provides additional information regarding this request. If you have any questions about this attachment, please contact the Federal Emergency Management Agency Map Assistance Center toll free at 1-877-336-2627 (FEMA MAP) or by letter addressed to the FEMA LOMA DEPOT, 3601 Eisenhower Avenue, Suite 600, Alexandria, VA 22304-6439.

Matthew B. Miller

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Mitigation Directorate

ADDITIONAL INFORMATION REGARDING DENIALS OF REQUESTS FOR CONDITIONAL LETTERS OF MAP AMENDMENT AND CONDITIONAL LETTERS OF MAP REVISION BASED ON FILL

When making determinations on requests for Conditional Letters of Map Amendment (CLOMAs) and Conditional Letters of Map Revision based on the placement of fill (CLOMR-Fs), the Federal Emergency Management Agency (FEMA) bases its determination on the flood hazard information available at the time of the determination. Requesters should be aware that flood conditions may change or new information may be generated that would supersede FEMA's determination. In such cases, the community will be informed by letter.

Requesters also should be aware that FEMA's conditional denial of a request to remove a property (parcel of land or structure) from the Special Flood Hazard Area (SFHA) means FEMA has determined the property will continue to be subject to inundation by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood). As mentioned earlier, this determination is based on the flood hazard information available at the time. If more detailed property or flood hazard information becomes available, and the requester believes the information will support removing the property from the SFHA, the requester may submit the information to FEMA at any time and request that FEMA reconsider its determination. In areas where base flood elevations (BFEs) shown on the effective National Flood Insurance Program (NFIP) map were used for the original determination, new BFEs cannot be used until they have been proposed and finalized through the community appeal process. The appeal process is described in detail in Part 67 of the NFIP regulations.

If FEMA denies a request for a CLOMA because the elevation of the lowest adjacent grade (the lowest ground touching a structure) would be below the BFE and that elevation is raised to or above the BFE by the placement of fill material, the requester may submit the appropriate supporting data and request a LOMR-F in accordance with Paragraph 65.5(a)(4) of the NFIP regulations. In this circumstance, if both the elevation of the lowest ground touching the structure *and* the elevation of the lowest floor (including basement/crawl space) are at or above the BFE, FEMA will issue a LOMR-F to remove the structure from the SFHA. If fill material is used to elevate the lowest ground touching the structure and the lowest floor (including basement/crawl space) to or above the BFE, the requester also must submit a completed copy of Form 4, "Community Acknowledgment of Requests Involving Fill," from the MT-1 application/certification forms package that must be used for all LOMR-F requests. The application/certification forms package may be downloaded directly from the FEMA Web site at http://www/fema.gov/mit/tsd/HM_mpchg.htm, or copies may be obtained by contacting the FEMA Map Assistance Center, toll free, at 1-877-FEMA MAP (1-877-336-2627).

The NFIP regulations provide a requester with a period of 90 days from the date of a denial letter to submit data and request that FEMA reconsider its determination without repayment of review and processing fees. Data submitted after 90 days, or data which show that a project has been significantly altered in design or scope other than as necessary to respond to findings made in FEMA's original determination, are subject to all submittal/payment procedures.

FEDERAL EMERGENCY MANAGEMENT AGENCY
CERTIFICATION OF FILL PLACEMENT

O.M.B. Burden No. 3067-0147
Expires May 31, 2001

PUBLIC BURDEN DISCLOSURE NOTICE

Public reporting burden for this form is estimated to average .35 hour per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Federal Emergency Management Agency, 500 C Street, S.W., Washington, DC 20472; and to the Office of Management and Budget, Paperwork Reduction Project (3067-0148), Washington, DC 20503.

You are not required to respond to this collection of information unless a valid OMB Control Number is displayed in the upper right corner of this form.

Community Name _____

Property Name or Address _____

The Fill is: Existing Proposed

I hereby certify that fill placed on the property to raise the ground surface to or above the base flood elevation in order to gain exclusion from Special Flood Hazard Area meets the criteria of Title 44 of the Code of Federal Regulations, Section 65.5(a)(6), listed below. For proposed fill, hereby certify that it is designed in accordance with these criteria. *Please note* Both Section 1 and Section 2 must be certified; however, different individuals may certify them.

SECTION 1

1. The fill has been compacted to 95 percent of the maximum density obtainable with the Standard Proctor Test method or an acceptable equivalent method for (check one of the following):

- a. Fill pads prepared for the foundations of residential or commercial structures
- b. Entire legally defined parcel (Note: if the location of fill pads has not been determined, the fill over the entire legally defined parcel must be compacted to the above criteria).

Name (please print or type): _____

Signature _____

Date _____

Community Official's Title or
Engineer's Seal/Registration Number _____

SECTION 2

2. Fill slopes for granular materials are not steeper than one vertical on one-and-one-half horizontal (steeper slopes must be justified); and
3. Adequate erosion protection is provided for fill slopes exposed to moving flood waters (slopes exposed to flows with velocities of up to 5 feet per second (fps) during the base flood must, at a minimum, be protected by a permanent cover of grass, vines, weeds, or similar vegetation; slopes exposed to flows with velocities greater than 5 fps during the base flood must, at a minimum, be protected by appropriately designed stone, rock, concrete, or other durable products).

Name (please print or type): _____

Signature _____

Date _____

Community Official's Title or
Engineer's Seal/Registration Number _____

PLEASE REFER TO THE INSTRUCTIONS FOR THE APPROPRIATE MAILING ADDRESS



Federal Emergency Management Agency

Washington, D.C. 20472

RECEIVED

JUL 05 2000

The Honorable Chuck McLaran
Mayor, City of Albany
P.O. Box 490
Albany, OR 97321

Case No.: 00-10-197C
Community: City of Albany, OR
Community No.: 410137

CITY OF ALBANY
COMMUNITY

Dear Mayor McLaran:

This is in reference to a request that the Federal Emergency Management Agency (FEMA) determine if property would be located within an identified Special Flood Hazard Area, the area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood), on the effective National Flood Insurance Program (NFIP) map. Using the information submitted and the effective NFIP map, our comment is shown on the attached Conditional Letter of Map Revision based on Fill (CLOMR-F) Comment Document. This document provides additional information regarding the effective NFIP map, the legal description of the property, and our comments regarding this proposed project.

Additional documents are enclosed which provide information regarding the subject property and CLOMR-Fs. Please see the List of Enclosures below to determine which documents are enclosed. If you have any questions about this letter or any of the enclosures, please contact the FEMA Map Assistance Center toll free at 1-877-336-2627 (FEMA MAP) or by letter addressed to the FEMA LOMA DEPOT, 3601 Eisenhower Avenue, Suite 600, Alexandria, VA 22304-6439.

Sincerely,

Matthew B. Miller

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Mitigation Directorate

List of Enclosures

- CLOMR-F Comment Letter; Pages 1 & 2

cc: Regional Director R10-MT

Mr. Stuart W. Crosby

*** TX REPORT ***

TRANSMISSION OK

TX/RX NO	3527
CONNECTION TEL	915033641260pp5140
SUBADDRESS	
CONNECTION ID	MULTI-TECH ENG
ST. TIME	01/19 10:43
USAGE T	00'30
PGS.	1
RESULT	OK



CITY OF ALBANY
Community Development

P.O. Box 490, Albany, OR 97321

Phone: 541/917-7550 Fax: 541/917-7598

Internet: <http://www.ci.albany.or.us>

FAX COVER SHEET

DATE: January 19, 2001

NO. OF PAGES: 1 (Including Cover Sheet)

TO: Brian Grenz

COMPANY: MultiTech

FAX #: 503/364-1260

PHONE #:

FROM: Rich Catlin ☎ 541/917-7564
rcatlin@ci.albany.or.us

SUBJECT: Request for data

COMMENTS: I have documentation for the Hickory Hills Letter of Map Revision approved by FEMA. I am creating a shapefile of all approved LOMRs in Albany for GIS documentation. Would you be willing to share a digital version of Areas A-F from the Hickory Hills LOMR that I could include in our electronic files? For technical questions, please contact Pete Brandstetter (541/917-7648). Thanks, Rich