

TOWN OF GUILFORD FLOOD HAZARD DEVELOPMENT PERMIT

Terms and Conditions

Permit Required: As required by the Federal Emergency Management Agency (FEMA) Code of Federal Regulations, National Flood Insurance Program, (NFIP) 44 CFR Part 60.3(a)(1), no work of any kind may begin in the Special Flood Hazard Area (SFHA) until a Floodplain Development Permit is issued. As required per Vermont 24 V.S.A. § 4424(a)(2)(D), no permit shall be granted for development in any SFHA or River Corridor until the Agency of Natural Resources has received a copy of the permit application and either 30 days have elapsed or a response is received. The permit shall be for all structures and for all development, including fill and other activities, as set forth in the Flood Hazard Bylaw. Examples of such activities include but are not limited to new construction, reconstruction, rebuilding, placement of manufactured homes, placement of small outbuildings, fences, walls, clearing of trees and other vegetation, placement of driveway culverts or bridges, long term storage of equipment and materials or any man-made change to improved or unimproved real estate such as dredging, drilling, excavation, filling, grading, logging, mining, or paving. The floodplain development permit requirement is intended to allow the Town to monitor activities located in the SFHA to ensure the following:

- Base flood elevations do not change as a result of development
- Buildings in floodways, floodplains and fluvial erosion areas are constructed and maintained properly
- Substantially damaged/improved buildings are brought into compliance with current floodplain regulations.
- Repetitive loss issues are properly addressed

Application for Permit: Application for a Flood Hazard Development Permit shall be made on forms furnished by the Town. By signing and submitting this application the Applicant certifies that all statements contained in the application, and in any additional attachments, are true and accurate. All applications shall include the following:

- A. Plans in duplicate, drawn to scale, showing:
 - The nature, location, dimensions and elevations of the area in question, including the location of the property with reference to river and stream channels, floodplain and floodway, and the location of permanent or temporary reference marks
 - Existing and proposed structures and/or development
 - Fill and excavation details
 - Storage of materials
 - Location of drainage facilities
 - For structures proposed in the SFHA, elevation (in relation to mean sea level) of the bottom floor of all structures (including basements or crawl spaces)
 - Engineering details and description of the extent to which any watercourse will be altered or relocated as a result of proposed development
 - For structures proposed in the SFHA, if applicable, elevation (in relation to mean sea level) to which any structure will be flood proofed and certification by a registered professional engineer that flood proofing methods for any structure meet the flood proofing criteria established in the Flood Hazard Bylaw
 - Extent of foundation walls and footings below finished grade
 - For structures proposed in the SFHA, size and location of all flood openings/vents
 - For structures proposed in the SFHA, elevations of all mechanical, electrical, plumbing, and ducting
- B. For structures proposed in the SFHA, an Elevation Certificate based on construction drawings from a registered engineer or licensed surveyor. A finished construction Elevation Certificate will be required upon completion of the structure before the Certificate of Compliance is issued.

- C. For structures proposed in the SFHA, copies of environmental permits from federal or state agencies, if applicable, and evidence of notification of the adjacent communities and FEMA of any alteration or relocation of watercourses.
- D. Any additional information required by the Floodplain Administrator.

Field Information: For structures proposed in the SFHA, the applicant's engineer or surveyor shall establish two temporary Base Flood Elevation marks within 50 feet of the proposed development and the floodway boundary shall be marked every 50 feet across the property. The floodway boundary shall be established using the Flood Insurance Rate Map or Flood Boundary and Floodway Map.

Review: Upon receipt of a completed Flood Hazard Development Permit Application the Floodplain Administrator shall review the application and grant or deny the requested development permit, in accordance with the provisions of the Flood Hazard Bylaw and, if applicable, current FEMA NFIP rules and regulations.

Notice To Applicant, Issuance Of Permit: After a decision has been rendered, the Floodplain Administrator shall return one copy of the application and decision, including any special permit conditions that apply, after having marked such copy either as approved or denied and attested to the same by signing such copy. One copy of the completed application, decision and special conditions shall be retained by the Floodplain Administrator. The Floodplain Administrator shall issue a placard to be posted in a conspicuous place on the affected property, and the placard shall remain posted until a Certificate of Compliance is issued, attesting to the fact that the use or alteration is in compliance with the provisions of the Flood Hazard Bylaw.

Certificate of Compliance: The development may not be used or occupied until a Certificate of Compliance is issued. By signing and submitting this application the Applicant gives consent to the Floodplain Administrator or a designee to make reasonable inspections prior to the issuance of a Certificate of Compliance.

Non-Conversion Declaration: Residential structures with enclosed areas below the Base Flood Elevation will require a Non-Conversion Declaration to be signed and recorded before the Permit or Certificate of Compliance is issued.

Expiration and Revocation of Flood Hazard Development Permit: A Floodplain Development Permit shall be subject to expiration and/or revocation by the Floodplain Administrator under the following circumstances:

- The owner deviates from the original application in any way other than change of ownership.
- Work has not started within 180 days of permit approval or if work is suspended for 180 days. (Extensions may be granted by the Floodplain Administrator but must be obtained within one year of the date of issue.)

Appeals: Any person aggrieved by a decision of the Floodplain Administrator in the grant or denial of a Flood Hazard Development Permit may appeal such decision to the Flood Hazard Review Board (FHRB) by filing a notice of appeal stating the nature of the appeal within thirty (30) days of the return of the Floodplain Administrator's decision to the Applicant. The FHRB shall schedule and hold a public hearing in accordance with the local ordinance to further consider the application. Following the public hearing, the FHRB shall, within fifteen (15) days of the hearing affirm or reverse the decision of the Floodplain Administrator. The decision of the FHRB shall be in writing with findings of fact and conclusions of law that explain the criteria and standards considered relevant, state the facts relied upon, and explain the justification for the decision.

Document retention: In accordance with NFIP regulations and the Flood Hazard Bylaw, documentation related to this application must be retained. Specifically, all records including but not limited to Permits, elevation certificates, engineering certificates, Non-Conversion Declarations, Certificates of Compliance and plot maps must be permanently retained by the Town for public inspection at the Town offices.

TOWN OF GUILFORD
Flood Hazard Area Development Permit
Application

OFFICE USE ONLY
 Awaiting State or Federal Permits Attachments
 Approved Denied Special Conditions

Address:	Tax Parcel ID #:
	FIRM Panel:

Zone:	BFE:	<input type="checkbox"/> Floodway	<input type="checkbox"/> River Corridor	Min. Elev. of Lowest Floor:
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Applicant information (property owner on current deed of record)

Last name:	First name:
Street address:	Mailing address:
Phone:	Mobile phone:

Project information

Project description (please be specific, attach pages if necessary):

Section A: Structural development (check all that apply)

Type of structure	Type of structural activity
<input type="checkbox"/> Residential (1 to 4 families)	<input type="checkbox"/> New structure
<input type="checkbox"/> Residential (more than 4 families)	<input type="checkbox"/> Demolition of existing structure
<input type="checkbox"/> Combined use (Residential and Non-residential)	<input type="checkbox"/> Replacement of existing structure
<input type="checkbox"/> Non-residential <input type="checkbox"/> Elevated <input type="checkbox"/> Floodproofed (attach certification)	<input type="checkbox"/> Relocation of existing structure ¹
	<input type="checkbox"/> Addition to existing structure ¹
	<input type="checkbox"/> Alteration to existing structure ¹
<input type="checkbox"/> Manufactured Home <input type="checkbox"/> Located on individual lot <input type="checkbox"/> Located in manufactured home park	Other:

Section B: Other development activities (Check all that apply)

<input type="checkbox"/> Clearing of trees, vegetation or debris	<input type="checkbox"/> Grading
<input type="checkbox"/> Connection to public utilities or services	<input type="checkbox"/> Mining
<input type="checkbox"/> Drainage improvement (including culvert work)	<input type="checkbox"/> Paving
<input type="checkbox"/> Dredging	<input type="checkbox"/> Placement of fill material
<input type="checkbox"/> Drilling	<input type="checkbox"/> Roadway or bridge construction
<input type="checkbox"/> Fence or wall construction	<input type="checkbox"/> Watercourse alteration (attach description)
<input type="checkbox"/> Excavation (not related to a structured development listed in Section A)	
<input type="checkbox"/> Other development not listed (specify)	

Signature

By signing below I agree to the terms and conditions of this permit and certify to the best of my knowledge the information contained in this application is true and accurate².

_____ (PRINTED name)	_____ (SIGNED name)	_____ (Date)
_____ (PRINTED name)	_____ (SIGNED name)	_____ (Date)

¹If 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.

²Attach forms if there are additional property owners. This permit application will not be accepted without the signature of all property owners on the current deed of record.