

LAND MANAGEMENT DIVISION



TYPE I APPLICATION

Floodplain Development Permit

PUBLIC WORKS DEPARTMENT 3050 N. DELTA HWY, EUGENE OR 97408 Planning: 682-3577

For Office Use Only: FILE #

FEE:

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 Lane County Floodplain Ordinance, LC 16.244 and 10.271, and other applicable local, State and Federal regulations. This application does not create liability on the part of Lane County or any officer or employee thereof for any flood damage that results from reliance on this application or any administrative decision made lawfully hereunder.

LOCATION

Township _____ Range _____ Section _____ Tax Lot(s) _____

Site address _____

Land Owner (print name): _____

Mailing address: _____

Phone: _____ Email: _____

Land Owner Signature: _____ Date: _____

Applicant (print name): _____

Mailing address: _____

Phone: _____ Email: _____

Applicant Signature: _____ Date: _____

PROPOSAL: A request for a Floodplain Development Permit pursuant to Lane Code 16.244/10.271.

PROPOSED DEVELOPMENT DESCRIPTION:
☐ **New Building**
☐ Residential Type: ☐ Stick built (e.g dwelling or guest house) ☐ Manufactured home

☐ Non-residential (e.g. commercial or industrial structures)

☐ Other. Please describe: _____
Version
2/2023

Please note that this permit will result in conditioning structural elevation or dry flood proofing of the proposed structure. If the structure is residential, then the first finished floor of the structure must be elevated. For example, the structure can be elevated with stem wall construction or columns/piers/pilings. If you are proposing elevation on fill material, please use the *Floodplain Fill/Removal* permit application. Please note that fill is not the recommended method for elevation.

If the structure is non-residential, then you have the option to elevate or dry flood proof the structure. Dry flood proofing means the structure is watertight, with walls substantially impermeable to the passage of water as certified by a registered professional engineer.

REQUIRED SUBMITTALS

(Also reference the Application Standards handout)

Lane Code 14.020 (3)(b) Electronic Materials.

- (i) When application or appeal materials submitted in hard copy format are over five pages in length, an applicant or appellant must provide an identical electronic version of the submitted materials in addition to a hard copy. Any other party submitting written materials into the record that are over five pages is also encouraged to submit an identical electronic copy. Any electronic materials must be in a format acceptable to the Director. This provision should not be interpreted to prohibit electronic submittals of materials less than five pages in length. The County will scan submitted materials upon request for fee. The County cannot be held responsible for electronic submittals that are not received by the Director or not confirmed by the Director to have been received.
- (ii) When electronic materials over five pages in length are submitted by any party for inclusion in an application record, an identical hard copy of the materials must also be submitted unless this requirement is waived by the Director.

Lane Code 14.040 Application Requirements

- (1) **Minimum Submittal Requirements.** Applications for a Type I through Type IV procedure must be submitted on a form provided by the Director, address all applicable standards and criteria, and include the following materials and information:
 - (a) Applications must include at least one hard copy of all application materials, no larger than 11 inch x 17 inch in size;
 - (b) All applicable information requested on the application form;
 - (c) Required filing fee, except that the required filing fee may not be required when Lane County initiates an application;
 - (d) Signature of each applicant;
 - (e) Signature of a property owner or property owner's authorized representative;
 - (f) Proof of property ownership by providing a certified or recorded copy of a deed, or land sale contract, or Lane County Tax Assessor's records;
 - (g) Assessor's map and tax lot number of the subject property;
 - (h) A site plan drawn to a standard engineer's scale, and conforming to the County's site plan submittal standards;

A site plan must be included. Refer to the handout entitled "How to prepare your plot plan." Identify nearby driveways. Driveways spacing standards are contained in Lane Code 15.138.
 - (i) Information demonstrating compliance with any applicable prior decisions and conditions of approval for the subject property;

- (j) A written narrative clearly indicating what action is requested and addressing all applicable standards and criteria;
- (k) Supporting information required to evaluate the application and address the applicable standards and criteria;
- (l) A written statement indicating whether a railroad-highway crossing provides or will provide the only access to land that is the subject of an application; and

Does a railroad-highway crossing provide the only access to the subject property?

Yes ____ No ____

- (m) Additional information needed to evaluate applicable standards and criteria.

- (2) **Fees Required.** In addition to any other applicable approval criteria, an approvable Type II or III application must be accompanied by the appropriate filing fee unless the Director authorizes a waiver or reduction to filing fees pursuant to Lane Manual Chapter 60.850.
- (3) **Determination of Application Requirements.** The Director may waive any of the requirements of subsection (1) above if deemed to be inapplicable to the application.
- (4) **Applicant's Burden.** It is the applicant's responsibility to provide evidence demonstrating that the application complies with all applicable standards and criteria.

ADDITIONAL INFORMATION REQUESTED FOR THIS APPLICATION:

ZONING _____

ACREAGE: _____

DESCRIBE THE ACCESS TO THE PROPERTY (circle the answer):

State Hwy

County Rd

Public Rd

Private Easement

Road name: _____

NUMBER OF EXISTING DWELLINGS ON PARCEL: _____

EXISTING IMPROVEMENTS: What structures or improvements does the property contain (i.e., outbuildings, roads, driveways, wells, septic tanks, drainfields)? Will any structure or improvement be removed/demolished?

PHYSICAL FEATURES: Describe the site.

- The Vegetation on the property: _____

- The Topography of the property: _____

- Any Significant Features of the property (steep slopes, water bodies, etc.): _____

ADDITIONAL SUBMITTALS: Any request of a Removal or Fill Permit should include detailed drawings of the proposal. All drawing must be to an appropriate scale and may include the following:

1. Vicinity map
2. Detailed plan view of proposed work

PROJECT DESCRIPTION (ATTACH SITE PLAN: Refer to the handout entitled "How to prepare your site plan". Show all proposed and existing structures, non-structural development, roads and physical features (steep slopes, water bodies, etc.).

Please describe the type of foundation you are proposing for your structure (stem wall, columns/piers/piles, slab on grade with dry flood proofing, etc.). Note: if your foundation includes placement of and elevation on structural fill material, please use the *Floodplain Fill/Removal* permit application.

Is non-structural fill proposed to be placed as part of the development? ____ Yes. ____ No.

If yes, what is the purpose of the fill (e.g. driveway, backfill, etc.) and how much is proposed?

Please explain the purpose of the fill: _____

_____ Cubic Yards.

Will you be disturbing more than 1 acre of land (example: development site & driveway)? If yes, please confirm storm water permitting requirements with the Department of Environmental Quality (DEQ).

____ Yes. ____ No. How Much? _____ (approximate square footage)

Lane Code 16.244(5)(a)(xi) requires that no new dwellings (excluding replacement dwellings and temporary medical hardship dwellings) be located within the special flood hazard area (SFHA) *unless* the applicant demonstrates that locations outside of the SFHA are infeasible for development.

Is your property entirely within the SFHA? Yes No

If no and you are proposing a dwelling in the SFHA, what is/are the reason(s) there is no alternative area outside of the SFHA for the dwelling?

Check any of the following that apply and provide supporting evidence (note, the burden of proof is on the applicant):

- ☐ Lane Code Chapter 16 or 15 development setbacks cannot be met outside of the floodplain. Provide a written statement and site plan demonstrating that setbacks cannot be met outside of the floodplain.
- ☐ A protected riparian setback area (Class I stream subject to Lane Code 16.253) or wetland area regulated by the Department of State Lands prevents the dwelling from being located outside of the floodplain. Provide a site plan or map of the wetland area, or location and associated setback area of the Class I stream.
- ☐ In the forest zones (F-1 and F-2), slopes greater than 40% prevent establishing the dwelling outside of the floodplain; and in any zone, the dwelling cannot be placed 15 feet from the toe of a slope or 40 feet from the top of a slope that exceeds 20%. Provide evidence depicting slopes on the property, such as contour or LiDAR maps or a topographic survey.
- ☐ An easement that prohibits structural development exists in the area outside of the floodplain. Provide a copy of the recorded easement.
- ☐ The siting standards of Lane Code 16.210(3)(o), (5)(b) and (6); 16.211(3)(r), (5)(b) and (6); or 16.212(4)(bb) and (15)(b) apply to the siting of the dwelling and prevent the dwelling from being located outside of the SFHA. Please provide a site plan and written statement that demonstrate compliance with this standard.
- ☐ The proposed development location was already approved through a Type I, II, or III land use application; or the location has already been approved through a septic installation or sewage disposal site evaluation permit. Please provide a copy of the permit approval.
- ☐ Other; Please explain: _____

***If you checked other, a Type II land use application may be required for the review of a floodplain development permit. Please consult with the Planner on Duty at 541-682-3577.**

LIST OTHER FEDERAL, STATE OR LOCAL PERMITS OBTAINED
