

Timnath Connell Pit (M-1999-050) Letter for TR7

William Schenderlein <bill@blueearthsolutions.net> To: "patrick.lennberg@state.co.us" <patrick.lennberg@state.co.us> Cc: Kevin Anderson <kanderson@connellresources.com> Wed, Mar 22, 2023 at 1:24 PM

Patrick – we've included with this email a letter and attachments that provides additional/updated information for DRMS permit M-1999-050 Technical Revision 7. If you have any questions or would like additional information please call or email me.

Bíll Schenderleín, P.E.

Blue Earth Solutions, LLC

P.O. Box 2427

Fort Collins, CO 80522

(970) 227-2803

2 attachments

Timnath Connell Pit (M-1999-050) Letter.pdf

Timnath Connell Pit Letter Attachments.pdf



March 22, 2023

Colorado Department of Natural Resources Division of Reclamation, Mining and Safety Attn: Mr. Patrick Lennberg 1313 Sherman Street; Room 215 Denver Colorado, 80203

RE: Connell Resources, Inc. – Timnath Connell Pit, Permit No. M-1999-050 Additional Information Relevant to Technical Revision No. 7

Dear Mr. Lennberg:

The following discussion and attachments are submitted on behalf of our client, Connell Resources, Inc., for the Timnath Connell Pit, M-1999-050. It has been brought to our attention that some of the material provided to the Division of Reclamation, Mining and Safety for Technical Revision No. 7 (TR7) did not include the most current information. Specifically, information regarding the relocation of the Box Elder Ditch and potential Cache la Poudre floodplain impacts. This letter provides additional material to update and supplement the information previously submitted for TR7.

The Timnath Connell Pit is located approximately one-half mile south of the Town of Timnath in Larimer County, Colorado. The Timnath Connell Pit was originally permitted for sand gravel mining in 1999 and includes approximately 157.6 acres.

The purpose of TR7 was to provide documentation for the Box Elder Ditch relocation and to revise the Reclamation Plan Map with updated proposed site conditions. Although the 2007 Technical Revision (TR2) Reclamation Plan Map illustrated the proposed future location of the Box Elder Ditch, approved plans for the ditch relocation were not yet in place. In addition to verifying the new ditch location, TR7 provided Box Elder Ditch Company approval to relocate the ditch.

Attached excerpts from the Box Elder Ditch relocation plans include a profile of the new ditch within the Timnath Connell Pit permit boundary (see Attachment A). A comparison of the relocated ditch profile elevations with the 2007 TR2 Pre-Mining/Mining Plan Map suggests that the final constructed ditch elevation will be higher than the pre-mining ground surface elevation. Since the new ditch location is within the Federal Emergency Management Agency (FEMA) Special Flood Hazard Area (100-year floodplain) for the Cache la Poudre River (reference Flood Insurance Rate Map 08069C1013F, Effective Date December 19, 2006), the final ditch elevation would have the potential to impact flood flow elevations.

Since the Cache la Poudre River floodplain in the Timnath Connell Pit area is managed by Larimer County and the Town of Timnath, in 2021 a Conditional Letter of Map Revision (CLOMR) was requested through both these communities (see Attachment B) in support of Timnath Connell Pit reclamation and other site development in the area. Following review, FEMA issued a CLOMR on February 3, 2022 (see Attachment C). The issued CLOMR includes a large fill area that allows development within the previously mapped floodplain and proposes revising the FEMA Flood Insurance Rate Map and floodplain boundaries with updated/as-built information and hydraulic analyses after the fill placement.

Mr. Patrick Lennberg RE: Timnath Connell Pit M-1999-050 March 22, 2023

The attached comparative workmap from the CLOMR materials illustrates that the Timnath Connell Pit and the location of the relocated Box Elder Ditch are within the CLOMR study area (see Attachment D) and will be located outside the Cache la Poudre River floodplain delineated in the issued CLOMR. A closeup excerpt from the workmap (see Attachment E) with the relocated Box Elder Ditch overlaid shows that, following post construction hydraulic analyses and FEMA map revision submittal, most of the Timnath Connell Pit site and the new Box Elder Ditch alignment are located outside of the CLOMR's proposed floodplain boundary.

With the above information, a revised response to the TR7 adequacy review comment regarding floodplain impacts from the relocated Box Elder Ditch is appropriate. The adequacy review included a question regarding how the relocated ditch would impact the Cache la Poudre River floodplain and if local authorities had been notified of the potential impacts. Potential impacts from the new ditch location were incorporated into the CLOMR floodplain analyses and the new ditch has been located outside of the revised 100-year floodplain boundary. Through the CLOMR process, the Town of Timnath and Larimer County floodplain administrators have been notified of the new ground elevations and proposed revised floodplain boundaries. The new Box Elder Ditch alignment will be located within the newly created fill area.

If you have any questions regarding the technical revision or the information and exhibits provided, please call me directly at (970) 227-2803.

Sincerely, Blue Earth Solutions, LLC

William Schenderlein, P.E. Project Manager

Attachments

ATTACHMENT A

Relocated Box Elder Ditch Plan and Profile Sheets

LADERA BOX ELDER DITCH UNDERGROUNDING

PROJECT TEAM:

DEVELOPER/APPLICANT CMH Properties LLC 7785 Highland Meadows Parkney, Suite 100 Fort Callins, Colorado 80528

Galloway SITE ENGINEER Galloway & Compary Mary Remains Back, Skite 210 Antonion, Control & Back, Skite 210

PLANNER/LANDSCAPE ARCHITECT Galloway & Company Kara Scheetz 5265 Ranald Reagan Blvd., Suite 210

PROJECT BENCHMARKS:

BASIS OF BEARING

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BENCHMARKS

BENCHMARK - CITY OF FORT COLLINS BENCHWARK # 21-01 LOCATED ON THE NORTH SIDE OF HARMONY ROAD, EAST OF THE NORTHBOUND RAMP TO 1-25 ON A STORM INLET.

Elevation=4868.56 (NAVD88)

LOCATED IN THE EAST HALF OF SECTION 3, TOWNSHIP 6 NORTH, RANGE 68 WEST OF THE 6TH P.M. COUNTY OF LARIMER, STATE OF COLORADO

FEBRUARY 2022



N.T.S.

Materials Reprinted by Blue Earth Solutions, LLC Sheets Not to Original Scale

> THE BOX ELDER DITCH CO. Dantal 6-10-22 Ditch Company Representative ddendums, additions, deletions an

fications to these drawings must be app in writing, by the Box Elder Ditch Co.

SHEET INDEX

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Galloway

5265 Ronald Reagan Blvd., Suite 2 Johnstown, CO 80534 970.800.3300

GallowayUS.com

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LADERA BOX ELDER DITCH UNDERGROUNDING

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<u>1-</u>	5.4.2022	BOXELDER RE-ALIGNMENT	JRR
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TIMNATH, CO

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CAUTION - NOTICE TO CONTRACTOR

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- CONTRACTOR SHALL PROTECT ALL EXISTING SURVE







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Checked By:	
Drawn By:	
Project No:	C







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ATTACHMENT B Community MT-2 Forms

U.S. DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY OVERVIEW & CONCURRENCE FORM

PAPERWORK BURDEN DISCLOSURE NOTICE

Public reporting burden for this form is estimated to average 1 hours per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing, reviewing, and submitting the form. You are not required to respond to this collection of information unless it displays a valid OMB control number. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Department of Homeland Security, Federal Emergency Management Agency, 1800 South Bell Street, Arlington, VA 20958-3005, Paperwork Reduction Project (1660-0016). Submission of the form is required to obtain or retain benefits under the National Flood Insurance Program. Please do not send your completed survey to the above address.

PRIVACY ACT STATEMENT

AUTHORITY: The National Flood Insurance Act of 1968, Public Law 90-448, as amended by the Flood Disaster Protection Act of 1973, Public Law 93-234.

PRINCIPAL PURPOSE(S): This information is being collected for the purpose of determining an applicant's eligibility to request changes to National Flood Insurance Program (NFIP) Flood Insurance Rate Maps (FIRM).

ROUTINE USE(S): The information on this form may be disclosed as generally permitted under 5 U.S.C § 552a(b) of the Privacy Act of 1974, as amended. This includes using this information as necessary and authorized by the routine uses published in DHS/FEMA/NFIP/LOMA-1 National Flood Insurance Program (NFIP); Letter of Map Amendment (LOMA) February 15, 2006, 71 FR 7990.

DISCLOSURE: The disclosure of information on this form is voluntary; however, failure to provide the information requested may delay or prevent FEMA from processing a determination regarding a requested change to a (NFIP) Flood Insurance Rate Maps (FIRM).

A. REQUESTED RESPONSE FROM DHS-FEMA

This request is for a (check one):

CLOMR: A letter from DHS-FEMA commenting on whether a proposed project, if built as proposed, would justify a map revision, or proposed hydrology changes (See 44 CFR Ch. 1, Parts 60, 65 & 72).

LOMR: A letter from DHS-FEMA officially revising the current NFIP map to show the changes to floodplains, regulatory floodway or flood elevations. (See 44 CFR Ch. 1, Parts 60, 65 & 72)

B. OVERVIEW

1.	The	NFIP map pa	inel(s) affected	for all impacted commi	unities is (are)	•				
Cor	nmur	nity No.	Community Na	me			State	Map No.	Panel No.	Effective Date
Exa	mple	480301 City of Katy 480287 Harris County				TX TX	48473C 48201C	0005D 0220G	02/08/83 09/28/90	
080	101		Larimer County	/			co	08069C	1013F	12/19/06
	W S									
2.			ce: Cache la Po ing: 🖾 Riverir			v Flooding (e.g.,	Zones AC) and AH)		
	D. I	ypes of Flood				W109932-115-016-016-559				
			🗌 Alluvia	I fan 🗌 Lakes	Other	(Attach Descript	ion)			
3.	Pro	ject Name/Ide	ntifier: Connell	Resources Developme	nt					
4.	FEI	MA zone desig	nations affecte	d: AE, X (choices: A,	AH, AO, A1-A	.30, A99, AE, AI	R, V, V1-V	30, VE, B, C, I	D, X)	
5.	Bas	sis for Reques	t and Type of R	evision:						
	a.	The basis fo	r this revision re	equest is (check all tha	t apply)					
		Physical	Change	Improved Method	ology/Data	Regulator	y Floodwa	y Revision	🗌 Base Map (Changes
		Coastal /	Analysis	🛛 Hydraulic Analysi	5	Hydrologi	c Analysis		Corrections	
		U Weir-Dai	n Changes	Levee Certificatio	n	Alluvial Fa	ın Analysis	1	Natural Cha	inges
		New Top	ographic Data	Other (Attach Des	scription)					
		Note: A pho	otograph and na	rrative description of th	ne area of con	cern is not requ	ired, but is	very helpful d	uring review.	

b. The area of revision encom	npasses the following struct	ures (check al	ll that apply)					
Structures:	Channelization	Levee	/Floodwall	Bridge/Culvert				
	🗆 Dam	🖾 Fill		D Other (Attach D	escriptio	n)		
6. Documentation of ESA comp	pliance is submitted (require	ed to initiate Cl	LOMR review). Ple	ase refer to the inst	tructions	for more information.		
		C. REVIE	W FEE					
Has the review fee for the appropriat	e request category been inc	cluded?	622	Yes F No, Attach Explar		unt: \$ <u>6500</u>		
Please see the DHS-FEMA Web sit	te at http://www.fema.gov/pl	lan/prevent/fhi	m/frm_fees.shtm fe	or Fee Amounts an	nd Exem	iptions.		
		D. SIGN	410-55-12 (CR.15.15-51)			•		
All documents submitted in support of fine or imprisonment under Title 18 of	of this request are correct to f the United States Code, S	the best of m Section 1001.	y knowledge. I un	derstand that any fa	ilse state	ement may be punishable by		
Name: Sheri Welch, Manager			Company: CWH	^o roperties, LLC.				
Mailing Address:		Daytime Telephor	ne No.: 970-233-31	51	Fax No.: 970-223-3191			
7785 Highland Meadows Parkway. S Fort Collins, Colorado 80528	-	E-Mail Address: swelch@connellresources.com						
Signature of Requester (required):	Signature of Requester (required): Show Courses Maracer Date: 1/15/21							
As the community official responsible (LOMR) or conditional LOMR request of the community floodplain manage necessary Federal, State, and local applicant has documented Endange LOMR requests, Lacknowledge that authorized, funded, or being carrier of the ESA will be submitted. In add or will be reasonably safe from flood documentation used to make this de	st. Based upon the commun ment requirements, includin permits have been, or in the ered Species Act (ESA) com t compliance with Sections d out by Federal or State ag dition, we have determined ing as defined in 44CFR 65.	nity's review, w ng the requirent e case of a compliance to FEN 9 and 10 of the gencies, docu that the land a	ve find the complete nents for when fill nditional LOMR, wi MA prior to FEMA* he ESA has been a mentation from the and any existing or	ed or proposed pro s placed in the regu l be obtained. For s review of the Cor chieved independe le agency showing proposed structure	ject mee ulatory flo Conditiona ently of F its comp s to be r	ets or is designed to meet all bodway, and that all bonal LOMR requests, the I LOMR application. For EMA's process. For actions bliance with Section 7(a)(2) emoved from the SFHA are		
Community Official's Name and Title	: Devin Traff, Civil Enginee	F		Community Name	: 08010	1		
Mailing Address: 210 W. Oak Street			Daytime Telepho	ne No.: 970-224-32	211	Fax No.: 970-498-7986		
Fort Collins, CO 80521		^	E-Mail Address:	Eng-General@larim	ner.org			
Community Official's Signature (requ	uired):			Date: 4-12-202	1			
CERTIFICAT	ION BY REGISTERED	PROFESSIO	ONAL ENGINEE	R AND/OR LAND	SURV	EYOR		
This certification is to be signed and sealed by a licensed land surveyor, registered professional engineer, or architect authorized by law to certify elevation information data, hydrologic and hydraulic analysis, and any other supporting information as per NFIP regulations paragraph 65.2(b) and as described in the MT-2 Forms Instructions. All documents submitted in support of this request are correct to the best of my knowledge. I understand that any false statement may be punishable by fine or imprisonment under Title 18 of the United States Code, Section 1001.								
Certifier's Name: Suleyman Akalin			License No.: 416	26	Expira	ation Date: 10/31/2021		
Company Name: Galloway and Cor	npany, Inc.		Telephone No.:	70-800-3300	Fax N	o.: 202-770-3636		
Signature:			Date: 4/15/21	E-Mail Address:	: Suleyn	nanAkalin@gallowayus.com		

Form Name and (Number)	Required if	
Riverine Hydrology and Hydraulics Form (Form 2)	New or revised discharges or water-surface elevations	
Riverine Structures Form (Form 3)	Channel is modified, addition/revision of bridge/culverts, addition/revision of levee/floodwall, addition/revision of dam	
Coastal Analysis Form (Form 4)	New or revised coastal elevations	
Coastal Structures Form (Form 5)	Addition/revision of coastal structure	Seal (Optional)
Alluvial Fan Flooding Form (Form 6)	Flood control measures on alluvial fans	

U.S. DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY OVERVIEW & CONCURRENCE FORM

O.M.B No. 1660-0016 Expires February 28, 2014

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B. OVERVIEW

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Town of Timnath			co	08069C	1013F	12/19/06	
		Shallow	v Flooding (e.g.,	Zones A0) and AH)		
lentifier: Connell I	Development CLOMR						
signations affected	: AE, X (choices: A,	AH, AO, A1-A	30, A99, AE, AF	R, V, V1-V	30, VE, B, C, I	D, X)	
est and Type of Re	evision:						
for this revision re	quest is (check all tha	at apply)					
al Change	Improved Method	iology/Data	Regulatory	y Floodwa	y Revision	🗋 Base Map	Changes
I Analysis	Hydraulic Analysi	ls	Hydrologic	Analysis		Corrections	3
am Changes	Levee Certificatio	n	🗌 Alluvial Fa	n Analysi	5	Natural Ch	anges
opographic Data	Other (Attach De	scription)					
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b. The area of revision encompasses the following struc	tures (check al	ll that apply)			
Structures: Channelization	Levee	/Floodwall	Bridge/Culvert		
🗖 Dam	🖾 Fill		Other (Attach Descrip	tion)	
 Documentation of ESA compliance is submitted (requined) 	ed to initiate Cl	LOMR review). Pleas	e refer to the instructio	ns for more information.	
	C. REVIE	W FEE			
Has the review fee for the appropriate request category been in	ncluded?		/es Fee an No, Attach Explanation	nount: \$ <u>6500</u>	
Please see the DHS-FEMA Web site at http://www.fema.gov/g	plan/prevent/fh				
	D. SIGN				
All documents submitted in support of this request are correct to fine or imprisonment under Title 18 of the United States Code, 3	o the best of m Section 1001.	y knowledge. I unde	rstand that any false st	atement may be punishable by	
Name: Sheri Welch, Manager		Company: CWH Pro	operties, LLC.		
Mailing Address: 7785 Highland Meadows Parkway, Sulte 100		Daytime Telephone No.: 970-233-3151 Fax No.: 970-223-3191			
Fort Collins, Colorado 80528 E-Mail Address: swelch@connellresources.com					
Signature of Requester (required):	ech. H	anager D	ate: UISL2		
As the community official responsible for floodplain manageme (LOMR) or conditional LOMR request. Based upon the commu of the community floodplain management requirements, includi necessary Federal, State, and local permits have been, or in th applicant has documented Endangered Species Act (ESA) cor LOMR requests, I acknowledge that compliance with Section authorized, funded, or being carried out by Federal or State a of the ESA will be submitted. In addition, we have determined or will be reasonably safe from flooding as defined in 44CFR 6 documentation used to make this determination.	unity's review, v ing the requirer ne case of a compliance to FEI s 9 and 10 of t agencies, docu d that the land a	we find the completed ments for when fill is inditional LOMR, will to MA prior to FEMA's in the ESA has been ach imentation from the and any existing or pri-	f or proposed project m placed in the regulatory is obtained. For Condition review of the Condition ieved independently of agency showing its co- oposed structures to b	reets or is designed to meet all y floodway, and that all itional LOMR requests, the inal LOMR application. For of FEMA's process. For actions impliance with Section 7(a)(2) e removed from the SFHA are	
Community Official's Name and Title: Don Taranto, Town Eng	jineer	c	Community Name: 080	005	
Mailing Address:		Daytime Telephone	No.: 970-226-0557	Fax No.:	
4800 Goodman Street Timnath, Colorado 80547		E-Mail Address: dt	aranto@tstinc.com		
Community Official's Signature (required):	22		Date: 3/3/1	2)	
CERTIFICATION BY REGISTERED This certification is to be signed and sealed by a licensed land elevation information data, hydrologic and hydraulic analysis, a described in the MT-2 Forms instructions. All documents subr any false statement may be punishable by fine or imprisonmer	surveyor, regis and any other s mitted in suppo	stered professional en supporting information of this request are	AND/OR LAND SU ngineer, or architect au n as per NFIP regulatio correct to the best of m	thorized by law to certify ons paragraph 65.2(b) and as	
Certifier's Name: Suleyman Akalin		License No.: 4162	6 Ex	piration Date: 10/31/2021	
Company Name: Galloway and Company, Inc.		Telephone No.: 97	0-800-3300 Fa	x No.: 202-770-3636	
Signature: Ju tu lu		Date: 4/15/21	E-Mail Address: Sul	leymanAkalin@gallowayus.com	

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Form Name and (Number)	Required if	
Riverine Hydrology and Hydraulics Form (Form 2)	New or revised discharges or water-surface elevations	
Riverine Structures Form (Form 3)	Channel is modified, addition/revision of bridge/culverts, addition/revision of levee/floodwall, addition/revision of dam	
Coastal Analysis Form (Form 4)	New or revised coastal elevations	
Coastal Structures Form (Form 5)	Addition/revision of coastal structure	Seal (Optional)
Alluvial Fan Flooding Form (Form 6)	Flood control measures on alluvial fans	

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ATTACHMENT C

Federal Emergency Management Agency (FEMA) CLOMR Comment Letters



Federal Emergency Management Agency

Washington, D.C. 20472

February 3, 2022

CERTIFIED MAIL RETURN RECEIPT REQUESTED

The Honorable Kristin Stephens Chair, Larimer County Board of Commissioners 200 West Oak Street, Suite 2200 Fort Collins, CO 80521 IN REPLY REFER TO: Case No.: 21-08-0757R Community Name: Larimer County, CO Community No.: 080101

104

Dear Ms. Stephens:

We are providing our comments with the enclosed Conditional Letter of Map Revision (CLOMR) on a proposed project within your community that, if constructed as proposed, could revise the effective Flood Insurance Study (FIS) report and Flood Insurance Rate Map (FIRM) for your community.

If you have any questions regarding the floodplain management regulations for your community, the National Flood Insurance Program (NFIP) in general, or technical questions regarding this CLOMR, please contact the Director, Mitigation Division of the Federal Emergency Management Agency (FEMA) Regional Office in Denver, at (303) 235-4830, or the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP). Additional information about the NFIP is available on our website at <u>https://www.fema.gov/flood-insurance</u>.

Sincerely,

filt

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

Enclosure: Conditional Letter of Map Revision Comment Document

cc: The Honorable Mark Soukup Mayor, Town of Timnath

> Mr. Devin Traff Civil Engineer Larimer County

Ms. Tina Kurtz Environmental Coordinator Specialist Larimer County

Mr. Suleyman Akalin, PhD, PE, CFM Water Resources Project Manager Galloway and Company, Inc. Ms. Terri Fead, P.E., CFM Floodplain Mapping Coordinator Colorado Water Conservation Board

Marta Blanco Castaño, GISP, CFM Flood Mapping Program Assistant Colorado Water Conservation Board

Mr. Kevin Houck, P.E., CFM Chief, Watershed and Flood Protection Section Colorado Water Conservation Board

Ms. Sheri Welch Manager CWH Properties, LLC

Page 1 of 6	Issue Date: February	3, 2022				Case No	o.: 21-08-0757R	CLOMR-APP
	STREAM AND SECURE	Federa			cy Man 1, D.C. 2047		nt Agency	
		CONDITION	AL LETT			VISION	ya ang ang ang ang ang ang ang ang ang an	
	COMMUNITY IN	FORMATION		PROP	OSED PROJECT	DESCRIPTION	BASIS OF CONDITI	ONAL REQUERT
COMMUNITY		arimer County Colorado corporated Areas)		FILL EXCAVA GRADIN	TION		1D HYDRAULIC ANAL FLOODWAY UPDATED TOPOGRAF	/SIS
	COMMUNITY NO.: 0801	01		1				
IDENTIFIER	Connell Development CL	OMR		APPRO) SOURCE	IMATE LATITUDE	E&LONGITUD	E: 40.522, -104.986 JM: NAD 83	
	AFFECTED MA	P PANELS						
TYPE: FIRM*	NO.: 08069C1013F	DATE: December 19,	2006	* FIRM -	Flood Insurance R	ate Map		
Flooding Source Cache La Poudre F	River – from approximately	PRO Proposed Project Fill Placement and Gra Excavation and Gradin	OPOSED PROJ ading 19	ECT DES	CRIPTION Location of Pro Along the right o approximately 99 Along the right o 1,210 feet downs	posed Project verbank from ju 50 feet downstre verbank from as	st upstream of County Ro am of East Harmony Ro proximately 2,810 feet to larmony Road	ad
looding Source		Effective Flooding			D HAZARD DATA			
Cache La Poudre R	liver	Floodway Zone AE BFEs* Zone X (shaded)	Proposed File Floodway Zone AE BFEs Zone X (shad	Ĵ	Increases Yes Yes Yes Yes	Decreases Yes Yes Yes		
BFEs - Base (1-pe	ercent-annual-chance) Floo				165	Yes		
			COMM	MENT				
lational Flood Inst ommunity and dei II floodplain devel ommunity officials rea (SFHA), the a boodplain manager his comment is bas MIX) toll free at 1-	vides the Federal Emerge final determination; it only urance Program (NFIP) m termined that the propose opment and for ensuring to s, based on their knowledg area subject to inundation ment criteria, these criteria sed on the flood data prese 877-336-2627 (1-877-FEM) in about the NFIP is available	ap. We reviewed the side project meets the minimate all permits required ge of local conditions and by the base flood). If the atake precedence over antly available. If you have a MAP) or by letter addresses and the precedence of the provided the precedence of the provided the precedence of the provided the provi	ubmitted data a imum floodplain by Federal or S ad in the interess the State/Common the minimum N e any questions ssed to the LOM at https://www.fe	Ind the data in manage State/Cont t of safet onwealth, IFIP crite about this IC Clearin ema.gov/f	ata used to prepar ata used to prepar ement criteria of the nmonwealth law h y, may set higher county, or comm ria. document, please ghouse, 3601 Eise lood-insurance.	re the effective he NFIP. Your have been rece standards for counity has adop	formation shown on the flood hazard informatio community is responsil ived. State/Commonwe onstruction in the Spec ted more restrictive or o	effective In for your ble for approving ealth, county, and ial Flood Hazard comprehensive

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Page 2 of 6 Issue Date: February	3, 2022	Case No.: 21-08-0757R	CLOMR-A
STARTAGE PRIME	Federal Emergency Mar Washington, D.C. 204	nagement Agency	
	CONDITIONAL LETTER OF MAP R COMMENT DOCUMENT (CONTI	NUED)	
	OMMUNITIES AFFECTED BY THIS CONI	DITIONAL REQUEST	
CID Number: 080005	Name: Town of Timnath, Colorado		
TYPE: FIRM NO : 08069010135	AFFECTED MAP PANELS		-
TYPE: FIRM NO.: 08069C1013F	DATE: December 19, 2006		
comment is based on the flood data presen () toll free at 1-877-336-2627 (1-877-FEMA ional Information about the NFIP is availabl	tly available. If you have any questions about this document, pleas MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eise e on the FEMA website at https://www.fema.gov/flood-insurance.	e contact the FEMA Mapping and Insuranc senhower Avenue, Suite 500, Alexandria, V	e eXchange A 22304-6426.
	Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration	21-08-0757R	104

Page 3 of 6 Issue Date: February 3, 2022

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Federal Emergency Management Agency Washington, D.C. 20472

washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION

To determine the changes in flood hazards that will be caused by the proposed project, we compared the hydraulic modeling reflecting the proposed project (referred to as the proposed conditions model) to the hydraulic modeling used to prepare the Flood Insurance Study (FIS) (referred to as the effective model). If the effective model does not provide enough detail to evaluate the effects of the proposed project, an existing conditions model must be developed to provide this detail. This existing conditions model is then compared to the effective model and the proposed conditions model to differentiate the increases or decreases in flood hazards caused by more detailed modeling from the increases or decreases in flood hazards that will be caused by the proposed project.

The table below shows the changes in the BFEs:

			BFE Comparison Table
Flooding Source: Cache La Poudre River		BFE Change (feet)	Location of maximum change
Existing vs. Effective	Maximum increase	0.8	Approximately 3,380 feet downstream of East Harmony Road
	Maximum decrease	2.6	Approximately 1,460 feet downstream of East Harmony Road
Proposed vs. Existing	Maximum increase	None	Not Applicable
	Maximum decrease	0.6	Approximately 1,120 feet downstream of East Harmony Road
Proposed vs. Effective	Maximum increase		Approximately 3,380 feet downstream of East Harmony Road
	Maximum decrease		Approximately 1,450 feet downstream of East Harmony Road

NFIP regulations Subparagraph 60.3(b)(7) requires communities to ensure that the flood-carrying capacity within the altered or relocated portion of any watercourse is maintained. This provision is incorporated into your community's existing floodplain management ordinances; therefore, responsibility for maintenance of the altered or relocated watercourse, including any related appurtenances such as bridges, culverts, and other drainage structures, rests with your community. We may request that your community submit a description and schedule of maintenance activities necessary to ensure this requirement.

This comment is based on the flood data presently available. If you have any questions about this document, please contact the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on the FEMA website at https://www.fema.gov/flood-insurance.

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

Page 4 of 6 Issue Date: February 3, 2022

Case No.: 21-08-0757R



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION (CONTINUED)

DATA REQUIRED FOR FOLLOW-UP LOMR

Upon completion of the project, your community must submit the data listed below and request that we make a final determination on revising the effective FIRM and FIS report. If the project is built as proposed and the data below are received, a revision to the FIRM and FIS report would be warranted.

• Detailed application and certification forms must be used for requesting final revisions to the maps. Therefore, when the map revision request for the area covered by this letter is submitted, Form 1, entitled "Overview and Concurrence Form," must be included. A copy of this form may be accessed at https://www.fema.gov/flood-maps/change-your-flood-zone/paper-application-forms/mt-2.

• The detailed application and certification forms listed below may be required if as-built conditions differ from the proposed plans. If required, please submit new forms, which may be accessed at https://www.fema.gov/flood-maps/change-your-flood-zone/paper-application forms/mt-2, or annotated copies of the previously submitted forms showing the revised information.

Form 2, entitled "Riverine Hydrology and Hydraulics Form." Hydraulic analyses for as-built conditions of the base flood, the 10-percent, 2-percent, and 0.2-percent-annual-chance floods, and the regulatory floodway, must be submitted with Form 2.

• A certified topographic work map showing the revised and effective base and 0.2-percent-annual-chance floodplain and floodway boundaries. Please ensure that the revised information ties in with the current effective information at the downstream and upstream ends of the revised reach.

• An annotated copy of the FIRM, at the scale of the effective FIRM, that shows the revised base and 0.2-percent-annual-chance floodplain and floodway boundary delineations shown on the submitted work map and how they tie-in to the base and 0.2-percent-annual-chance floodplain and floodway boundary delineations shown on the current effective FIRM at the downstream and upstream ends of the revised reach.

· As-built plans, certified by a registered Professional Engineer, of all proposed project elements.

• A copy of the public notice distributed by your community stating its intent to revise the regulatory floodway, or a signed statement by your community that it has notified all affected property owners and affected adjacent jurisdictions.

 Documentation of the individual legal notices sent to property owners who will be affected by any widening or shifting of the base floodplain and/or any BFE increases along Cache La Poudre River.

This comment is based on the flood data presently available. If you have any questions about this document, please contact the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on the FEMA website at https://www.fema.gov/flood-insurance.

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

Page 5 of 6 Issue Date: February 3, 2022

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Federal Emergency Management Agency

Case No.: 21-08-0757R

CLOMR-APP

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION (CONTINUED)

DATA REQUIRED FOR FOLLOW-UP LOMR (continued)

• FEMA's fee schedule for reviewing and processing requests for conditional and final modifications to published flood information and maps may be accessed at https://www.fema.gov/flood-maps/change-your-flood-zone/status/flood-map-related-fees. The fee at the time of the map revision submittal must be received before we can begin processing the request. Payment of this fee can be made through a check or money order, made payable in U.S. funds to the National Flood Insurance Program, or by credit card (Visa or MasterCard only). Please either forward the payment, along with the revision application, to the following address:

Colorado Water Conservation Board 1313 Sherman Street, Room 718 Denver, CO 80203

or submit the LOMR using the Online LOMC portal at: https://hazards.fema.gov/femaportal/onlinelomc/signin

After receiving appropriate documentation to show that the project has been completed, FEMA will initiate a revision to the FIRM and FIS report. Because the flood hazard information (i.e., base flood elevations, base flood depths, SFHAs, zone designations, and/or regulatory floodways) will change as a result of the project, a 90-day appeal period will be initiated for the revision, during which community officials and interested persons may appeal the revised flood hazard information based on scientific or technical data.

This comment is based on the flood data presently available. If you have any questions about this document, please contact the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on the FEMA website at https://www.fema.gov/flood-insurance.

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

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Case No.: 21-08-0757R

CLOMR-APP



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION (CONTINUED)

COMMUNITY REMINDERS

We have designated a Consultation Coordination Officer (CCO) to assist your community. The CCO will be the primary liaison between your community and FEMA. For information regarding your CCO, please contact:

Ms. Jeanine P. Petterson Director, Mitigation Division Federal Emergency Management Agency, Region VIII Denver Federal Center, Building 710 P.O. Box 25267 Denver, CO 80225-0267 (303) 235-4830

A preliminary study is being conducted for Larimer County. Preliminary copies of the revised FIRM and FIS report were submitted to your community for review on January 26, 2021, and may become effective before the revision request following this CLOMR is submitted. The hydraulic tie-in for this CLOMR has been achieved with the preliminary study, not the effetive. Please ensure that the data submitted for the revision ties into the data effective at the time of the submittal.

This comment is based on the flood data presently available. If you have any questions about this document, please contact the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on the FEMA website at https://www.fema.gov/flood-insurance.

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration



Federal Emergency Management Agency

Washington, D.C. 20472

February 3, 2022

CERTIFIED MAIL RETURN RECEIPT REQUESTED

The Honorable Mark Soukup Mayor, Town of Timnath 4750 Signal Tree Drive Timnath, CO 80547 IN REPLY REFER TO: Case No.: 21-08-0757R Community Name: Town of Timnath, CO Community No.: 080005

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Dear Mayor Soukup:

We are providing our comments with the enclosed Conditional Letter of Map Revision (CLOMR) on a proposed project within your community that, if constructed as proposed, could revise the effective Flood Insurance Study (FIS) report and Flood Insurance Rate Map (FIRM) for your community.

If you have any questions regarding the floodplain management regulations for your community, the National Flood Insurance Program (NFIP) in general, or technical questions regarding this CLOMR, please contact the Director, Mitigation Division of the Federal Emergency Management Agency (FEMA) Regional Office in Denver, at (303) 235-4830, or the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP). Additional information about the NFIP is available on our website at <u>https://www.fema.gov/flood-insurance</u>.

Sincerely,

All

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

Enclosure:

Conditional Letter of Map Revision Comment Document

cc: The Honorable Kristin Stephens Chair, Larimer County Board of Commissioners

> Mr. Don Taranto Town Engineer Town of Tamnath

Mr. Suleyman Akalin, PhD, PE, CFM Water Resources Project Manager Galloway and Company, Inc.

Ms. Sheri Welch Manager CWH Properties, LLC Ms. Terri Fead, P.E., CFM Floodplain Mapping Coordinator Colorado Water Conservation Board

Marta Blanco Castaño, GISP, CFM Flood Mapping Program Assistant Colorado Water Conservation Board

Mr. Kevin Houck, P.E., CFM Chief, Watershed and Flood Protection Section Colorado Water Conservation Board Page 1 of 6 Issue Date: February 3, 2022

STREAM THE AND SECURE

Federal Emergency Management Agency

Case No.: 21-08-0757R

CLOMR-APP

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT

COMMUNITY INFORMATION		PRO	PROPOSED PROJECT DESCRIPTION BASIS OF COM			
COMMUNITY	Town of Timnath Larimer County Colorado	FILL		1D HYDRAULIC ANALYSIS FLOODWAY UPDATED TOPOGRAPHIC DATA		
	COMMUNITY NO.: 080005					
IDENTIFIER	Connell Development CLOMR	APPRO	APPROXIMATE LATITUDE & LONGITUDE: 40.522, -104.986 SOURCE: USGS QUADRANGLE DATUM: NAD 83			
	AFFECTED MAP PANELS					
TYPE: FIRM*	NO.: 08069C1013F DATE: December 1	19, 2006 * FIRM	- Flood Insurance Rate Map			
Cache La Poudre f	FLOOI River – from approximately 240 feet upstream of C	DING SOURCE AND READ				
		PROPOSED PROJECT DE				
Flooding Source	Proposed Project		Location of Proposed Project			
Cache La Poudre F		Fill Placement and Grading		Along the right overbank from just upstream of County Road 36 to approximately 950 feet downstream of East Harmony Road		
	Excavation and Gra	ading	Along the right overbank from approximately 2,810 feet to approximately 1,210 feet downstream of East Harmony Road			
	SUMMA	RY OF IMPACTS TO FLO	OD HAZARD DATA			
Flooding Source Cache La Poudre R	Effective Flooding		IncreasesDecreaseYesYesYesYesYesYes	IS		
* BFEs - Base (1-pe	ercent-annual-chance) Flood Elevations	Zono A (anadou)	None Yes			
		COMMENT	-			

This document provides the Federal Emergency Management Agency's (FEMA's) comment regarding a request for a CLOMR for the project described above. This document is not a final determination; it only provides our comment on the proposed project in relation to the flood hazard information shown on the effective National Flood Insurance Program (NFIP) map. We reviewed the submitted data and the data used to prepare the effective flood hazard information for your community and determined that the proposed project meets the minimum floodplain management criteria of the NFIP. Your community is responsible for approving all floodplain development and for ensuring that all permits required by Federal or State/Commonwealth law have been received. State/Commonwealth, county, and community officials, based on their knowledge of local conditions and in the interest of safety, may set higher standards for construction in the Special Flood Hazard Area (SFHA), the area subject to inundation by the base flood). If the State/Commonwealth, county, or community has adopted more restrictive or comprehensive floodplain management criteria, these criteria take precedence over the minimum NFIP criteria.

This comment is based on the flood data presently available. If you have any questions about this document, please contact the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on the FEMA website at https://www.fema.gov/flood-insurance.

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

Page 2 of 6 Issue Date: February	3, 2022	Case No.: 21-08-0757R	CLOMR-
THE AND SECURE	Federal Emergency Mar Washington, D.C. 204	nagement Agency	
	CONDITIONAL LETTER OF MAP R COMMENT DOCUMENT (CONTI	REVISION NUED)	
OTHER C	OMMUNITIES AFFECTED BY THIS CON	DITIONAL REQUEST	
ID Number: 080101	Name: Larimer County, Colorado		
	AFFECTED MAP PANELS		-
TYPE: FIRM NO.: 08069C1013F	DATE: December 19, 2006		
comment is based on the flood data prese	ntly available. If you have any questions about this document, plea: A MAP) or by letter addressed to the LOMC Clearingbouce, 3601 E	se contact the FEMA Monster and the	
onal Information about the NFIP is available	A MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Ei ole on the FEMA website at https://www.fema.gov/flood-insurance.	senhower Avenue, Suite 500, Alexandria, V	е ехспапде А 22304-6426
	Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration	21-08-0757R	10

Page 3 of 6 Issue Date: February 3, 2022

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Federal Emergency Management Agency

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CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION

To determine the changes in flood hazards that will be caused by the proposed project, we compared the hydraulic modeling reflecting the proposed project (referred to as the proposed conditions model) to the hydraulic modeling used to prepare the Flood Insurance Study (FIS) (referred to as the effective model). If the effective model does not provide enough detail to evaluate the effects of the proposed project, an existing conditions model must be developed to provide this detail. This existing conditions model is then compared to the effective model and the proposed conditions model to differentiate the increases or decreases in flood hazards caused by more detailed modeling from the increases or decreases in flood hazards that will be caused by the proposed project.

The table below shows the changes in the BFEs:

			BFE Comparison Table	
Flooding Source: Cache La Poudre River		BFE Change (feet)	Location of maximum change	-
Existing vs. Effective	Maximum increase	None	Not Applicable	
	Maximum decrease	2.6	Approximately 1,460 feet downstream of East Harmony Road	-
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This comment is based on the flood data presently available. If you have any questions about this document, please contact the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-336-2627 (1-877-FEMA MAP) or by letter addressed to the LOMC Clearinghouse, 3601 Eisenhower Avenue, Suite 500, Alexandria, VA 22304-6426. Additional Information about the NFIP is available on the FEMA website at https://www.fema.gov/flood-insurance.

Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

21-08-0757R

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Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION (CONTINUED)

DATA REQUIRED FOR FOLLOW-UP LOMR

Upon completion of the project, your community must submit the data listed below and request that we make a final determination on revising the effective FIRM and FIS report. If the project is built as proposed and the data below are received, a revision to the FIRM and FIS report would be warranted.

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Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

Page 5 of 6 Issue Date: February 3, 2022

STREAM DECOR

Federal Emergency Management Agency

Case No.: 21-08-0757R

CLOMR-APP

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION (CONTINUED)

DATA REQUIRED FOR FOLLOW-UP LOMR (continued)

• FEMA's fee schedule for reviewing and processing requests for conditional and final modifications to published flood information and maps may be accessed at https://www.fema.gov/flood-maps/change-your-flood-zone/status/flood-map-related-fees. The fee at the time of the map revision submittal must be received before we can begin processing the request. Payment of this fee can be made through a check or money order, made payable in U.S. funds to the National Flood Insurance Program, or by credit card (Visa or MasterCard only). Please either forward the payment, along with the revision application, to the following address:

Colorado Water Conservation Board 1313 Sherman Street, Room 718 Denver, CO 80203

or submit the LOMR using the Online LOMC portal at: https://hazards.fema.gov/femaportal/onlinelomc/signin

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Patrick "Rick" F. Sacbibit, P.E., Branch Chlef Engineering Services Branch Federal Insurance and Mitigation Administration

Page 6 of 6 Issue Date: February 3, 2022

Case No.: 21-08-0757R



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION COMMENT DOCUMENT (CONTINUED)

COMMUNITY INFORMATION (CONTINUED)

COMMUNITY REMINDERS

We have designated a Consultation Coordination Officer (CCO) to assist your community. The CCO will be the primary liaison between your community and FEMA. For information regarding your CCO, please contact:

Ms. Jeanine P. Petterson Director, Mitigation Division Federal Emergency Management Agency, Region VIII Denver Federal Center, Building 710 P.O. Box 25267 Denver, CO 80225-0267 (303) 235-4830

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Patrick "Rick" F. Sacbibit, P.E., Branch Chief Engineering Services Branch Federal Insurance and Mitigation Administration

ATTACHMENT D CLOMR Workmap



Approximate Location of Timnath Connell Pit, M-1999-050, Permit Boundary

COORDINATE SYSTEM: COLORADO STATE PLANE NORTH

HORIZONTAL DATUM = NORTH AMERICAN HORIZONTAL

VERTICAL DATUM = NORTH AMERICAN VERTICAL DATUM OF

1) AERIAL PHOTOGRAPHY: ESRI WORLD IMAGERY

2) DIGITAL ELEVATION MODEL USED TO CONSTRUCT CORRECTED EFFECTIVE CONTOURS COMPRISED OF LIDAR COLLECTED BY THE USGS IN 2014, AND SURVEY TOPO COLLECTED ON-SITE BY GALLOWAY IN 2019



ATTACHMENT E CLOMR Workmap Closeup Excerpt

