



SOUTHEAST METRO STORMWATER AUTHORITY (SEMSWA)
Floodplain Development Permit (FPDP)
For City of Centennial
Phone: 303-858-8844 **Website:** www.semswa.org

This permit only covers approved development in the **Floodplain**. A separate **Grading, Erosion & Sediment Control (GESC), Erosion & Sediment Control (ESC)**, and/or **Stormwater Public Improvement Permit (SPIP)** may also be necessary. All activities must be in compliance with the City of Centennial's **Land Development Code** and SEMSWA's **Stormwater Management Manual (SMM)**.

Project Information

Case Name:

Case No.:

Site Location:

Project Description:

Permit No.:

Permit Fee:

Owner/Developer Name:

Phone:

Email:

Contractor Name:

Phone:

Email:

Engineer of Record Name:

Engineer Company Name:

Engineer Contact Phone:

Engineer Contact Email:

Engineer License No.:

License Expire Date:

Floodplain Information

Drainageway Name:

FEMA FIRM Panel No(s).:

FEMA Case Number:

Floodplain Source (check all that apply):

FEMA Zone(s)

Regulatory Floodway:

Proposed Work Located in:

FEMA FHAD Other (Explain)

A AE AH AO A99 X-Shaded X D

Yes No

Flood Fringe Floodway

THIS PERMIT AND ACCEPTED CONSTRUCTION PLANS MUST BE IMMEDIATELY AVAILABLE UPON REQUEST.

Signatures

By signing below the **Owner, Engineer of Record**, and **Contractor** ("Permittees") certify that the information provided on the application is factual to the best of their knowledge. We understand that this permit is granted under the terms and conditions listed in this permit and special provisions as noted. We also understand that the accepted construction plans and the **Stormwater Management Manual** standards shall provide the basis for SEMSWA acceptance of facilities built or repaired under this permit. The **Contractor** agrees to construct the project as shown on the accepted plans.

Owner/Developer

Name: _____ Signature: _____ Date: _____

Engineer of Record

Name: _____ Signature: _____ Date: _____

Contractor

Name: _____ Signature: _____ Date: _____

SEMSWA Signatures

Permit is not valid until signed by SEMSWA inspector. Permit valid for two (2) years from Permit Issue Date below.

SEMSWA Floodplain Administrator or Designee Signature (Required prior to Permit Issuance)

Name: _____ Signature: _____ Date: _____

SEMSWA Inspector Signature

Name: _____ Signature: _____ Date: _____

SEMSWA Use Only

Permit Issue Date:

Expires:

Renewal Date:

New Expiration:

Comments/Special Conditions:

Floodplain Development Permit Application

A **Floodplain Development Permit (FPDP)** is required for all activities in the floodplain, regardless of impact. The City of Centennial defines a regulatory floodplain as any drainageway with a tributary area of 130 acres or more. Most of the City's floodplains have been delineated on the **FEMA Flood Insurance Rate Map (FIRM)** or in **Flood Hazard Area Delineation (FHAD)** studies produced by the Mile High Flood District (MHFD). Where both

FIRM and **FHAD** mapping data exist, the more restrictive shall be used. For areas where floodplain delineations have not been documented, it's the applicant's responsibility to delineate the floodplain. The **Floodplain Administrator** will be responsible for accepting the delineation.

All activities must comply with the **National Flood Insurance Program (NFIP)** regulations, the City's **Land Development Code**, and the SEMSWA **Stormwater Management Manual (SMM)**. FPDPs are required for any proposed activity within the above-defined floodplains, including, but not limited to, the following:

- Any grading or placement of fill in the floodplain
- Floodplain disturbance associated with construction or grading operations
- Alterations of a structure in the floodplain, including repairs or remodeling

The FPDP must be accepted by the Floodplain Administrator and issued by a SEMSWA Inspector prior to any activity occurring. If other permits are required for a project, the FPDP will be issued at the same time as the GESC/ESC and/or SPIP permits.

The applicant acknowledges receipt of these Administrative Procedures, and the availability of the SMM as the standard for engineering plans and source documentation.

Instructions for Completing Form

- (1) Site Location can be specified by the nearest street intersection and/or by the legal address of the property.
- (2) The Project Description should include what the construction entails, including any man-made structures, fill material and extent, and any alterations to the floodplain, as well as the reach of the channel in which the project will be conducted.
- (3) The Floodplain Administrator will determine what other documentation is required to support the FPDP.
- (4) The required project documents must be **signed and stamped** by a Professional Engineer and must show impacts to the floodplain from the proposed activity; if no impact to the floodplain is proposed, affirm no impact; if an impact is proposed, show to what extent in the required documents.
- (5) The **engineer, owner, and contractor shall sign and date the permit application** prior to acceptance and issuance. Such signatures are an acknowledgment of each's agreement, to the extent applicable, to fully comply with all permits issued for activities in the floodplain.

Permit Terms and Conditions

1. **Payment.** Either Owner or Contractor must pay all required fees prior to permit issuance. **No refunds.**
2. **Compliance.** All work must follow the accepted documents, the SMM (current at the time of plan approval), and other relevant rules and regulations. The Contractor and Owner shall be responsible for Contractor performing all permitted work properly. Failure to comply with accepted documents will result in SEMSWA issuing a Stop Work Order, assessing fees, and possible fines.
3. **Inspection Notification.** Notify SEMSWA in writing at least 48 hours before starting construction. Failure to do so could result in the required removal of those improvements.

4. **Unpermitted Activities.** Any activities being performed in the floodplain without an issued permit shall result in an immediate cease and desist order to stop those activities, a fine, and shall not restart until an accepted permit is obtained and issued. SEMSWA Inspectors will use the issued floodplain permit during all inspection activities.
5. **Existing Facilities.** The Owner and Contractor shall be responsible for obtaining legal permission to relocate or adjust any utility feature located in the rights-of-way as required to accommodate the proposed activity and for returning any utility or feature to a condition equal to or better than original. Prompt repair of damage caused to existing utilities, features, and facilities as a result of proposed activity will be the Contractor's and Owner's joint responsibility.
6. **Other Permits.** Owner assumes responsibility for engineering, design, construction, and maintenance associated with the permit. Permits are issued subject to the approval of the City, State, or other Governmental Agencies or Authorities to regulate land use by means of zoning and/or building regulations. It shall be the applicant's responsibility to determine the necessity of any and all local, state, and federal permits and to obtain any such easements and approvals, which may be required.
7. **Permit Timeline.** The FPDP is valid for a specific period of time from the date of issuance. The permit can also be revoked for cause at any time whereby all work shall cease immediately until a permit is re-issued.
8. **Abandonment.** If Owner or Contractor abandons the permitted work prior to its scheduled completion or fails or refuses to properly complete the same, the City of Centennial may, in its discretion, issue a summons and complaint requiring the Owner to appear in Centennial Municipal Court. A conviction could include fines and/or jail.
9. **Non-Compliance.** In addition to the remedies set forth above for failure to complete the permitted work, the City of Centennial and/or SEMSWA may seek a court order directing the owner to promptly complete the permitted work or restore the affected property to its condition prior to the work beginning or the City of Centennial and/or SEMSWA may lien the property upon which the Project is located and/or seek a money judgment for the cost of one of them completing the permitted work or restoring the affected property to its condition prior to the work beginning.
10. **Permit Validity & Transfer.** This Permit is revocable and non-transferable. If the property (or part of it) is sold while the FPDP is active, the original owner must inform the new owner about the FPDP requirements. The new owner must then get their own FPDP and follow its requirements. Unless and until the new owner obtains their own FPDP, the Owner will remain responsible under the original FPDP. Failure to do so could result in a violation.
11. **Site Access.** The Owner and Contractor shall allow SEMSWA unrestricted access to the site for inspections.
12. **Responsibility & Indemnification.** During the date(s) and time(s) this Permit is in force, the Owner and Contractor take full responsibility for all accidents, injuries, damages, or loss of property. Owner and Contractor agree to defend, indemnify and hold harmless SEMSWA and its officers, agents, and employees from any and all claims, costs, expenses, and attorneys' fees for all accidents, injuries, damages, or loss of property. Owner and Contractor hereby release, waive, discharge, and covenant not to sue SEMSWA, its officers, agents, and employees on account of injury to person or property caused by the negligence of SEMSWA; provided, however, Owner and Contractor shall not defend, indemnify and hold harmless SEMSWA and its officials, agents, and employees from damages resulting from their gross negligence.