

Flood Plain Management Requirements

Section 402 of WRDA 86, as amended

2011 Flood Risk Management and Silver Jackets Workshop

Janice Rasgus
Senior Policy Advisor
Planning and Policy, Headquarters
U.S. Army Corps of Engineers
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Section 402 of WRDA 86, **as amended**

- Requires non-Federal interests to agree to participate in and comply with applicable Federal floodplain management and flood insurance programs before construction of a flood risk management or hurricane and storm damage reduction project.
- Requires non-Federal interest to prepare a flood plain management plan to reduce impacts of future flood events within one year of signing a Project Partnership Agreement and to implement it not later than one year after completion of construction.
- Says this law does not confer any regulatory authority upon the Secretary or Director of FEMA.
- Allows the Secretary to provide technical support to non-Federal interests.



Section 402 of WRDA 86, as amended

- Corps Guidance issued in Policy Guidance Letter #52 dated 8 December 1997
- Encourages non-federal interests to prepare the required plan during the feasibility study and have it cost shared 50/50. Otherwise, it is 100% non-Federal cost.
- The FMPM should include measures, practices and policies to reduce loss of life, damages to property and facilities, public expenditures, preserve the level of protection provided by the Corps project, and enhance natural flood plain values.
- Guidance and references on developing flood plain management plans are included.



PGL # 52

- Feasibility study requires description of flood hazards, delineation of floodway and natural storage areas; description of natural and beneficial values including open space, wetlands, wildlife preserves; H&H data; and flood damage data and is information that supports the development of a FPMP.
- FPMP can include land use regulations, redevelopment and relocation policies, disaster preparedness, flood proofing, flood forecasting and warning systems, flood plain acquisition and easements, and preservation of natural resources and functions of the floodplain.



PGL # 52

- Provides guidance on preparation and implementation of FPMPs consistent with the 1994 Unified National Program for Floodplain Management and to ensure compatibility with the NFIPs Community Rating System.
- If a non-Federal interests FPMP has been accepted by FEMA, under the CRS of NFIP, it may comply with the requirements of Section 402 of WRDA 86, as amended . However, if it doesn't meet Corps criteria in PGL #52, additional planning will be necessary.
- Language regarding requirement for flood plain mgmt plan is included in the Project Partnership Agreement.

