



# Federal Emergency Management Agency

Washington, D.C. 20472

April 19, 2018

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

IN REPLY REFER TO:  
115A

The Honorable Pam Hemminger  
Mayor, Town of Chapel Hill  
405 Martin Luther King Jr. Boulevard  
Chapel Hill, North Carolina 27514

Community No.: 370180  
Community: Town of Chapel Hill,  
Durham and Orange  
Counties,  
North Carolina  
Map Panels Affected: See enclosed  
Summary of Map Actions (SOMA)

Dear Mayor Hemminger:

On August 30, 2013, and March 31, 2015, you were provided copies of the preliminary Flood Insurance Study (FIS) reports for Durham and Orange Counties, North Carolina and Incorporated Areas and Flood Insurance Rate Map (FIRM) panels for your community. In addition, a revised preliminary issuance to the August 30, 2013, preliminary FIS report and FIRM was provided to your community on February 21, 2014. You were also notified of the proposed flood hazard information reflected in the FIS report and FIRM panels and of the dates the proposed flood hazard determinations would be published in your local newspaper. The flood hazard determinations for your community may include addition or modification to Base Flood Elevations, base flood depths, Special Flood Hazard Areas (SFHAs), zone designations, and regulatory floodways. SFHAs are the areas subject to inundation by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood). The 90-day appeal periods that were initiated on October 15, 2014, and July 6, 2016, when the Federal Emergency Management Agency (FEMA) published notices of proposed flood hazard determinations for your community in *The Chapel Hill News* and *The News and Observer*, have elapsed.

FEMA did receive an appeal from you during the 90-day periods. The technical data submitted in support of the appeal have been evaluated and the appeal has been resolved. Therefore, the determination (copy enclosed) of the Agency as to the flood hazard determinations for your community is considered final. The final flood hazard determinations will be published in the *Federal Register* as soon as possible. The modified flood hazard information and revised map panels, as referenced on the enclosed SOMA, are effective as of October 19, 2018, and revise the FIRM which was in effect prior to that date. For insurance rating purposes, the community number and new suffix code for the panels being revised are indicated on the maps and must be used for all new policies and renewals.

No significant changes have been made to the flood hazard data presented on the preliminary and/or revised preliminary FIRM for your community; therefore, we encourage you to use these materials in the floodplain management regulations adoption process described below. Final printed copies of the FIS report and FIRM will arrive prior to the effective date.

To assist your community in maintaining the FIRM, we have enclosed a SOMA to document previous Letters of Map Change (LOMCs) (i.e., Letters of Map Amendment [LOMAs], Letters of Map Revision [LOMRs]) that will be superseded when the revised FIRM panels become effective. Information on LOMCs is presented in four categories: (1) LOMCs that have been included on the revised FIRM panels; (2) LOMCs that have not been shown on the revised FIRM panels because of scale limitations or because the LOMC that was issued had determined that the lots or structures involved were outside the SFHA shown on the FIRM; (3) LOMCs that have not been included on the revised FIRM panels because they are being superseded by new detailed flood hazard data; and (4) LOMCs that will be re-determined. The LOMCs in Category 2 of this form are revalidated through a single letter that reaffirms the validity of a previously issued LOMC. LOMCs issued for multiple lots or structures where the determination for one or more of the lots or structures have changed (Category 4) cannot be revalidated through this administrative process. However, we will review the data which were previously submitted as part of the original LOMA or LOMR request and issue a new determination for the subject properties after the FIRM effective date.

The modifications are pursuant to Section 206 of the Flood Disaster Protection Act of 1973 (P.L. 93-234) and are in accordance with the National Flood Insurance Act of 1968, as amended, (Title XIII of the Housing and Urban Development Act of 1968, P.L. 90-448), 42 U.S.C. 4001-4128, and 44 CFR Part 65. Because of the modifications to the FIS report and FIRM for your community made by this map revision, certain additional requirements must be met under Section 1361 of the National Insurance Flood Act of 1968, as amended, within 6 months from the date of this letter. Prior to October 19, 2018, your community is required, as a condition of continued eligibility in the National Flood Insurance Program (NFIP), to adopt or show evidence of adoption of floodplain management regulations that meet the standards of Section 60.3(d) of the NFIP regulations. These standards are the minimum requirements and do not supersede any State or local requirements of a more stringent nature.

It must be emphasized that all of the standards specified in Section 60.3(d) of the NFIP regulations must be enacted in a legally enforceable document. This includes the adoption of the effective FIS report and FIRM to which the regulations apply and the modifications made by this map revision. Some of the standards should already have been enacted by your community. Any additional requirements can be met by taking one of the following actions:

1. Amend existing regulations to incorporate any additional requirements of Section 60.3(d);
2. Adopt all of the standards of Section 60.3(d) into one new, comprehensive set of regulations; or,
3. Show evidence that regulations have previously been adopted that meet or exceed the minimum requirements of Section 60.3(d).

Communities that fail to enact the necessary floodplain management regulations will be suspended from participation in the NFIP and subject to the prohibitions contained in Section 202(a) of the Flood Disaster Protection Act of 1973 as amended.

The North Carolina Division of Emergency Management is available to assist your community with any difficulties you may be encountering in enacting the floodplain management regulations. Any questions may be directed to the following address:

Mr. John D. Brubaker, P.E., CFM  
NFIP State Coordinator  
North Carolina Department of Public Safety  
Risk Management Section  
4218 Mail Service Center  
Raleigh, North Carolina 27699-4218  
(919) 825-2300  
dan.brubaker@ncdps.gov

In addition, a FEMA Region IV Compliance Specialist has been designated to assist your community. You may contact your FEMA Region IV Compliance Specialist at FEMA, Federal Insurance and Mitigation Division, 3003 Chamblee Tucker Road, Atlanta, Georgia 30341, or at (770) 220-5400, or the FEMA Map eXchange (FMIX), toll free, at (877) 336-2627 (877-FEMA MAP).

Additional information and resources your community may find helpful regarding the NFIP and floodplain management, such as *Use of Flood Insurance Study (FIS) Data as Available Data*, *The National Flood Insurance Program Code of Federal Regulations*, *Answers to Questions About the National Flood Insurance Program*, *Frequently Asked Questions Regarding the Effect that Revised Flood Hazards have on Existing Structures*, and *National Flood Insurance Program Elevation Certificate and Instructions*, can be found on our website at <http://www.floodmaps.fema.gov/lfd>. Paper copies of these documents may also be obtained by calling our FMIX.

Sincerely,



Luis Rodriguez, P.E., Director  
Engineering and Modeling Division  
Federal Insurance and Mitigation Administration

Enclosures:

Final SOMA  
Notice of Final Flood Hazard Determinations  
FEMA 495 brochure: Adoption of FIRMs  
by Participating Communities

cc: Ms. Sue Burke, Stormwater Management Engineer, Town of Chapel Hill  
Ms. Tonda Shelton, Program Manager, North Carolina Floodplain Mapping Program  
(NCFMP)  
Mr. John D. Brubaker, P.E., CFM, NFIP State Coordinator, North Carolina Department

of Public Safety, Risk Management Section  
Mr. Randy Mundt, AICP, CFM, Outreach and Planning Manager, NCFMP  
FEMA, Region IV

bcc: Mr. Jesse Munoz, Regional Director RIV-MT (via mail, without enclosures)  
Ms. Kristen Martinenza, Region IV RA Project Engineer (via email, without enclosures)  
Mr. Roy McClure, Region IV FM&I (via email, without enclosures)  
Ms. Lynne Keating, Region IV Outreach Specialist (via email, without enclosures)  
Mr. John Newcomb-Thompson, RSC4 (via email, without enclosures)  
FEDD File  
CTP Case File