



City of North Bend

Exception Worksheet Habitat Assessment

"Excellence in Government – Pride in Service"

920 SE Cedar Falls Way

North Bend, WA 98045

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<http://northbendwa.gov>

- For projects within the floodplain that qualify for a habitat assessment exception
- Exceptions based on FEMA Region X – Puget Sound BiOp Floodplain Habitat Assessment Worksheet (v1.6 – November 2017) and as adopted by the City of North Bend

1. Describe the Project Area

Applicant Name(s): _____

Project Name: _____

Site Address: _____ **North Bend, WA 98045**

Tax parcel number: _____

Ownership: Private Public Tribal

2. Neither a Floodplain Permit nor Habitat Assessment is Needed (NBMC 14.12.030(B))

Activities that do not meet the definition of “development” are allowed in the regulatory floodplain without the need for a floodplain development permit provided all other federal, state, and local floodplain development requirements are met. The following activities shall specifically be exempt from the requirement to obtain a floodplain development permit.

- Maintenance of aboveground utilities and facilities, such as replacing power lines and utility poles;
- Normal agricultural practices on existing agricultural areas involving plowing, storing of materials, etc., normal to operation of a farm (other than new structures);
- Removal of noxious weeds, hazard trees, and replacement of non-native vegetation with native vegetation;
- Routine maintenance of existing landscaping that does not involve clearing of native vegetation, grading, excavation, or filling;
- Normal road maintenance, such as filling potholes, repaving, installing sign and traffic signals, but not including any expansion, increase of impervious surfaces, or disturbance of native vegetation; and
- Normal maintenance of a levee or other flood control facility as prescribed in the operations and maintenance plan for the facility. Normal maintenance does not include repair from flood damage, any expansion of the prism, face or toe expansion, or the addition of material for protection of armor.

3. A Floodplain Permit IS Required but a Habitat Assessment IS NOT Required (NBMC 14.12.210(B))

The following activities are allowed in the regulatory floodplain without the need for a biological opinion or habitat assessment; provided, that all other requirements of this chapter are met, including obtaining a floodplain development permit; and further provided, that all other federal, state and local floodplain development requirements are met:

- Repairs or remodeling of an existing structure that qualifies for a fee exemption pursuant to NBMC 14.12.030(D), provided such work does not constitute a substantial improvement, a change in the structure's footprint, or an increase in impervious surfaces;
- Normal maintenance, repairs, or remodeling of structures provided such work is not a substantial improvement or a repair of substantial damage;
- Expansion of an existing structure that is no greater than 10 percent beyond its existing footprint; provided, that the repairs or remodeling are not a substantial improvement or repair of substantial damage;
- Activities with the sole purpose of creating, restoring or enhancing natural functions associated with floodplains, streams, lakes, estuaries, marine areas, habitats, and riparian areas that meet federal and state standards, provided the activities do not include structures, grading, excavation, fill, or impervious surfaces;
- Development of open space and recreational facilities, such as parks and trails, that do not include structures, grading, excavation, fill, impervious surfaces, or removal of more than five percent of the native vegetation on that portion of the property in the special flood hazard area;
- Repair to on-site septic systems provided the ground disturbance is minimal and best management practices to prevent stormwater runoff and soil erosion are used;
- Projects that have already received concurrence under another permit or other consultation with the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service, either through Section 7, Section 4d, or Section 10 of the Endangered Species Act, that address the entirety of the project in the floodplain (such as an Army Corps 404 permit or nonconversion forest practice activities including any interrelated and interdependent activities).

For City Use Only:

Determination: Approved Denied

City Reviewer: _____

Signature: _____ Date: _____

If denied, reason for denial: _____