



**APPLICATION FOR THE STATE  
ENGINEER'S FLOODWAY REVIEW**

OFFICE OF THE STATE ENGINEER  
REGULATORY - FLOODPLAIN  
SFN 61171 (10/2019)

**FOR STATE USE ONLY**

Project Number 1721-05

Date Received

**N.D.C.C. § 61-16.2-14** requires that the community responsible for permitting or authorizing a use in a regulatory floodway must notify the state engineer of the proposed use before issuing the permit or authorization.

**1. PERMITTING COMMUNITY**

Community Name	Floodplain Administrator's Name		
Address	City	State	ZIP Code
Telephone Number	Email Address		

**2. APPLICANT (if different than Permitting Community)**

Company/Agency	Contact Name		
Address	City	State	ZIP Code
Telephone Number	Email Address		

**3. DEVELOPMENT INFORMATION**

Location	
FIRM Panel	FIRM Date
Flood Source (stream name)	
Purpose	
Development Description (attach additional documents as needed)	
Anticipated Construction Start Date	Anticipated Construction Completion Date

#### 4. FLOODWAY ANALYSIS

**Floodway Development Federal and State Regulations:**

44 CFR 60.3(d)(3) requires that communities must prohibit encroachments, including fill, new construction, substantial improvements, and other development within the adopted regulatory floodway unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.

N.D.C.C. § 61-16.2-06 requires that upon delineation of the floodway under the National Flood Insurance Program [42 U.S.C. 4001 et seq.], uses shall be permitted within the floodway to the extent that they do not cause any measurable decrease in the hydraulic conveyance in the affected area.

Please provide the following documentation (note that additional documentation may be required).	
	A map showing the proposed development location, compensatory storage, and all hydraulic cross sections used in the analysis.
	A description of the mitigation measures taken to restore conveyance. Provide volumetric calculations demonstrating compensatory storage, if applicable.
	Completed "No-Rise" Certificate.
	The hydraulic analysis results, including calculated conveyance and any other properties that may be pertinent. Please include at least one cross section both upstream and downstream of the development site, as well as all cross sections used at the development site (at least one). These are needed for both pre-and post-development conditions.

#### 5. SIGNATURES

Submit this document and all attachments to the Office of the State Engineer to request a floodway review as required by North Dakota Century Code § 61-16.2-14. Furthermore, I understand a permit issued from the local floodplain Administrator is required before any development may commence.

Applicant's Signature (if not Floodplain Administrator)	Date
---	------

Before issuing a permit or authorization to allow a use in a regulatory floodway, the community responsible for permitting or authorizing such development shall notify the State Engineer of the proposed development. With a signature from the local floodplain administrator, this form will serve as official notification.

Floodplain Administrator's Signature	Date
--------------------------------------	------

Mail this application & supplemental forms to:

Office of the State Engineer  
North Dakota State Water Commission  
Floodplain Management Division  
900 E Boulevard Ave, Dept 770  
Bismarck, ND 58505-0850