

August 16, 2022

The Honorable Robert J. Byrnes
Mayor, City of Marshall
344 West Main Street
Marshall, MN 56258

CONDITIONAL STATE APPROVAL OF FLOODPLAIN ORDINANCE & REQUIRED NEXT STEPS

Dear Mayor Byrnes,

On behalf of the Department of Natural Resources (DNR), I am writing to conditionally approve the City of Marshall's draft floodplain management ordinance.

We received a draft of the city's floodplain management ordinance via email on August 11, 2022 from City Engineer, Jason Anderson. The ordinance is being amended to incorporate the updated Flood Insurance Rate Map panels and accompanying Flood Insurance Study, with an effective date of September 15, 2022.

We will provide final approval of the city's draft ordinance once the following conditions have been met:

- **Revise the draft ordinance to address the comments for Table 1 in the attached ordinance.**
- **Submit one (1) copy each of following materials to the DNR no later than September 13, 2022:**
 - **the adopted ordinance incorporating the edits noted above (signed and stamped with the community seal),**
 - **the affidavit of publication, and**
 - **the completed "Ordinance Certification Checklist" (enclosed).**

Please forward the documents listed above to Ceil Strauss, the DNR's State NFIP Coordinator in St. Paul, via email to ceil.strauss@state.mn.us. Upon receipt and verification, Ms. Strauss will transmit a copy of these materials to Mr. Brian Killen at FEMA's Chicago Regional Office.

Though FEMA must receive a signed, certified, and effective ordinance no later than September 15, 2022, we request that you submit the materials noted above to the DNR **no later than September 13, 2022** to accommodate processing. ***If FEMA has not received the documentation by the map effective date, FEMA will suspend the City from the National Flood Insurance Program.***

Be advised that any future amendments of this ordinance or change in the designation of flood prone areas require prior DNR approval. In addition, you are required to send copies of hearing notices and final decisions pertaining to variances, conditional uses, and ordinance amendments to this agency. Those notices may also be sent to State NFIP Coordinator Ceil Strauss at the address below. Should you have any questions on this ordinance or related matters, please contact Ms. Strauss at (651) 259-5713 or at the e-mail provided above.

While our office in St. Paul will continue to be the main contact for the ordinance update, your DNR Area Hydrologist will continue to be your main contact for day to day assistance with administering your floodplain management ordinance and questions about other DNR water-related programs and permits. Your Area Hydrologist is Kyle Jarcho, who can be contacted at (507) 537-7258, or kyle.jarcho@state.mn.us.

The DNR greatly appreciates your community's cooperation and initiative in providing for the reduction of flood damages through the adoption and administration of this ordinance.

Sincerely,



Jennifer Skillcox
Land Use Unit Supervisor

Enclosures: Marshall Draft Floodplain Ordinance with DNR comments
Ordinance Processing Checklist

c: Jason Anderson, City Engineer – City of Marshall
Korey Woodley, DNR EWR Regional Manager
Jim Sehl, DNR EWR District Manager
Kyle Jarcho, DNR Area Hydrologist
Ceil Strauss, DNR NFIP Coordinator