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BLAINE COUNTY  
LAND USE & BUILDING SERVICES



219 1st Avenue South, Suite 208 Hailey, ID 83333  
Land Use Services: 208-788-5570 ♦ Fax 208-788-5576  
[www.blainecounty.org](http://www.blainecounty.org)

18-101

**LAND USE & BUILDING SERVICES  
STREAM ALTERATION PERMIT APPLICATION**

This permit is required under the authority of Blaine County Zoning Ordinance, Chapter 17, Section 9.17.9

NAME OF APPLICANT Board of Blaine County Commissioners PHONE (208) 788-5570

MAILING ADDRESS 206 S. 1<sup>st</sup> Avenue, Suite 300 EMAIL [khilt@co.blaine.id.us](mailto:khilt@co.blaine.id.us)

NAME AND ADDRESS OF ENGINEER Jennifer Zung, PR, Harmony Design and Engineering, PO 369, Driggs, ID

Please complete the form and 'Save As' a Word Document and send to [pzcounter@co.blaine.id.us](mailto:pzcounter@co.blaine.id.us)

**INFORMATION TO BE SUBMITTED WITH APPLICATION: One (1) original set and five (5) copies of all materials.**

- Copy of completed Joint Application for Permit U. S. Army Corps of Engineers (COE), Idaho Department of Water Resources (IDWR), and Idaho Department of Lands (IDL) including color photographs of project area.
- Parcel #: RP - RP0006800000C0
- An application fee of \$300.00 and current postage + .15 ¢ per surrounding landowner mailing costs.
- Map showing names of property owners, including private road owners, on both sides of the stream, 300 feet upstream and 1,000 feet downstream from the proposed work site. Names and addresses of these landowners typed on mailing labels.
- Plan of sufficient scale (no less than 1" = 500') showing (1) location of the lot in relation to the stream channel, floodway and floodplain, (2) existing overflow channels, and (3) access to, through, existing condition of and impact on riparian areas, including a plan for re-vegetation. The applicant is hereby advised to pay special attention to items 5, 6, 8, 9, and 10 in the Joint COE, IDWR & IDL application for information required.
- A valley cross section of the area to be altered, if requested by County Engineer upon his/her review, showing the stream channel, floodway limit lines, elevation of land areas adjacent to the stream and the elevations of the Intermediate Regional Flood as determined by the HUD Flood Insurance Study.
- Certification from Idaho Registered Engineer that as a result of this project the fill proposed to be placed within the FEMA-defined floodway will not increase the base flood elevation upstream or downstream. (Refer to §9-17-9D.3 of Blaine County Zoning Ordinance).
- A statement to address potential beneficial and adverse impacts of the project, including the areas upstream, downstream and across the stream. In addition, the application shall include a written statement by a licensed engineer that the project will have no adverse impact or that such impacts have been identified and mitigated to the maximum extent feasible.
- Review and be prepared to address the evaluation standards by which the County will review and decide upon the application. Said standards are contained in Zoning Ordinance, Chapter 17, §9-17-9D.1-6 and are listed on page 2 of this form.

**RESPONSIBILITY OF APPLICANT AFTER APPLICATION IS SUBMITTED:**

- A refundable "Notice" fee of \$50.00 for a Notice board to be posted on site of property being considered for at least 7 days prior to public hearing and returned by the applicant as soon as possible after the hearing.
- Payment of County Engineering review fees, if any, in addition to the application fee. (Applicant will be billed )

Applicant's Signature RS Date 11/7/18

(Ryan Colyer, Agent)



**OFFICE USE ONLY**

Date Application Filed:	____/____/____	
Date Certified by Administrator:	____/____/____	
Date of Board Hearing:	____/____/____	\$ _____ (\$50.00) Refundable Notice Board Fee
Application Fee Date Paid:	____/____/____	\$ _____ (\$300.00)
Notification/Mail Fee Date Paid:	____/____/____	\$ _____ (Current Postage + .15¢ per surrounding landowner)
TOTAL		\$ _____

Engineering and consultant fees are calculated based on the time spent by County hired private consultants and their staff to review various projects. These fees are to be paid in full upon receipt and prior to scheduling an applicant's public hearing.

**STREAM ALTERATION PERMIT APPLICATION REVIEW: STANDARDS OF EVALUATION**  
**Blaine County Code, Title IX, (Zoning Ordinance) Chapter 17, § 9-17-9D, 1 - 6:**

The following standards shall be used to review each proposed stream alteration. It is required of the applicant to show that the project meets the criteria of this regulation. Each of the standards 1 through 5 must be satisfied before a permit can be approved:

1. The applicant has applied for permits from the Army Corps of Engineers and the Idaho Department of Water Resources. If the watercourse runs through neighboring city, they shall be sent a copy of the application, at the direction of the Administrator, to notify them of possible stream alterations. Copy shall be sent if the project is within one thousand feet (1,000') downstream or one mile upstream.
2. **The proposed stream alteration shall have no adverse impact on the property of another person or entity, including the areas upstream, downstream and across the stream. No adverse impact means that the proposed use or activity will not have any deleterious impacts in terms of increased flood peaks, flood stage, flood velocity, erosion and sedimentation, or water quality or that such impacts have been identified and mitigated to the maximum extent feasible.**
3. The stream alteration desired will not involve placing an encroachment, structure, fill, deposit, obstruction, storage of materials or equipment in the floodway, all of which are prohibited by subsection 9-17-5B3 of this Chapter, unless certification by a registered engineer is provided and accepted by the County Engineer, demonstrating that encroachments shall not result in any increase in flood levels during the occurrence of the 100-year flood discharge and other standards of this Section are met.
4. The stream alteration desired shall not have any adverse impacts or go against the stated purposes of the Floodplain Management District (Section 9-17-2) and the Stream Alteration Permit program (subsection 9-17-9A of this Chapter).

**9-17-2: PURPOSE:**

The standards and mechanisms established herein are intended to protect floodplain and riparian areas in the County. By regulating development and alterations to floodplains and riparian areas this Chapter seeks to:

- A. Protect members of the public and public resources and facilities from injury, loss of life, property damage or financial losses due to flooding or erosion;
- B. Protect and restore unique, fragile and valuable elements of the riparian area including wildlife and its habitat;
- C. Mitigate avoidable impacts to aquatic systems by regulating alterations in and adjacent to riparian areas;
- D. Prevent cumulative adverse environmental impacts to water availability, water quality, wetlands and streams;
- E. Augment the requirements of the National Flood Insurance Program and maintain the County as an eligible community for federal flood insurance benefits;
- F. Alert members of the public, such as appraisers, owners, real estate companies, individuals, potential buyers or lessees, to the development limitations of riparian areas and floodplains;
- G. Provide County officials with sufficient information to protect floodplains, watercourses and riparian areas; and
- H. Implement the County Comprehensive Plan, as amended, and all County functional and community plans.

**9-17-9: STREAM ALTERATION PERMIT PROCEDURE:**

**A Purpose:** The Board of County Commissioners hereby finds that in order to more adequately control hazards from flooding existing lands within the Floodplain Management District, to ensure that the important environmental features of the state and localities are protected and enhanced, to protect life and property in areas subject to natural hazards at flooding, to protect, preserve and enhance fish, wildlife habitat and recreation resources, to avoid undue water and air pollution, to ensure that residents of the County continue to qualify for the National Flood Insurance Program and to ensure that all persons desiring to undertake any stream alteration are afforded equal protection and procedural due process of law, this Section is adopted establishing a formal stream alteration permit system and establishing appropriate standards and criteria to govern the issuance or denial of such permits.

**B Procedures:** **A statement to address potential beneficial and adverse impacts of the project, including the areas upstream, downstream and across the stream. In addition, the application shall include a written statement by a licensed engineer that the project will have no adverse impact or that such impacts have been identified and mitigated to the maximum extent feasible.**

5. Local Public Interests: The proposed application (use) does not conflict with the local public interest, i.e., the affairs of the people in the area directly affected by the proposed use. This includes, but is not limited to, property values, fish and wildlife habitat, aquatic life, recreation, aesthetic beauty, water quality or an impact upon a locally important factor. The burden of proof always rests with the applicant.
6. The following extraordinary circumstances may favor the granting of a stream alteration permit:
  - a. If the river tries to change to a channel outside of the floodway.
  - b. If the viability of the irrigation structure or water delivery system is threatened.
  - c. If a road or bridge which provides access to homes or businesses is threatened.
  - d. If an existing home or building envelope in a platted subdivision is threatened.
  - e. If severe erosion or severe sedimentation of land is threatened.
  - f. If a public facility (sewer plant, school, etc.) and/or any other use which would affect the chemical quality of the river is threatened.

\*new language effective November 8, 2006

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