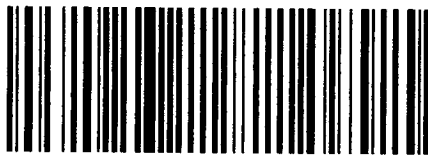
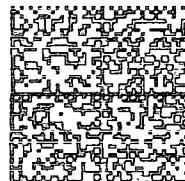


CERTIFIED MAIL®

**Doddridge County Office of Emergency Management
George Eidel, Floodplain Manager
105 Court Street, Suite 3
West Union, WV 26456**



7018 3090 0001 0402 5239



HASLER

\$006.70⁰

08/06/2019 ZIP 26456
012E14643162

US POSTAGE

**James & Ellen Joan Sullivan, Sr.
91 Antioch Road
Salem, WV 26426**

250 NFE 1 718I0008/06/19
FORWARD TIME EXP RTN TO SEND
SULLIVAN
54 RIVERVIEW CIR
CRAWFORD WV 26343-8158

2642680000 REC
26456>2012

RETURN TO SENDER



012E14643162

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF RETURN ADDRESS, FOLD AT DOTTED LINE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

James & Ellen Joan Sullivan, Sr.
91 Antioch Road
Salem, WV 26426



9590 9402 4783 8344 2635 10

2. Article Number (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

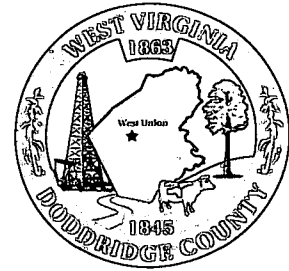
3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

Doddridge County Office of
Emergency Management/Floodplain Management
105 Court Street, Suite 3
304-873-1343
doddridgecountyfpm@gmail.com



Dear Sir or Ma'am,

August 6, 2019

You are receiving this letter because you have been identified as a land surface and/or mineral rights owner for property or adjacent property related to the proposed development/project identified by the following page.

No action is required of you. This letter is simply to inform you of the proposed development.

If you would like to comment on this proposed project, or would like additional information, you may contact the Doddridge County Floodplain Manager at the above address.

Respectfully yours,

A handwritten signature in black ink, appearing to read 'George Eidel', written in a cursive style.

George Eidel, CFM, OEM Director/Floodplain Manager

7018 3090 0001 0402 5246

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee \$ 3.45

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 2.75

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$.50

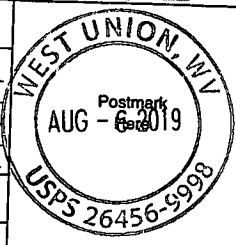
Total Postage and Fees \$ 6.70

Sent To Larry D. Law

Street and Apt. No. or PO Box No. P.O. Box 193

City, State, ZIP+4® West Union, WV 26456 19-557

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



7018 3090 0001 0402 5233

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee \$ 3.45

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 2.75

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$.50

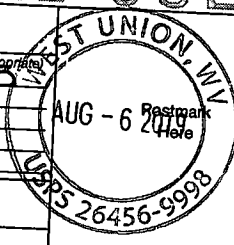
Total Postage and Fees \$ 6.70

Sent To James E. Sullivan, Sr.

Street and Apt. No. or PO Box No. 9 Antioch Rd.

City, State, ZIP+4® Salem, WV 26426 19-557

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Larry D. Law
P.O. Box 193
West Union, WV 26456



2. Article Number (Transfer from service label)

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee

x Larry Law

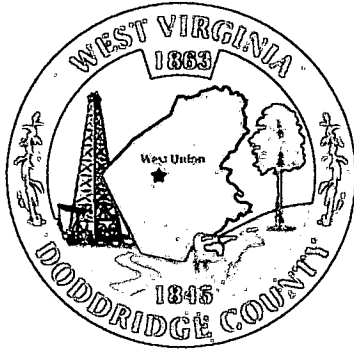
B. Received by (Printed Name) Patricia Law

C. Date of Delivery

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

Domestic Return Receipt



Doddridge County Floodplain Permits

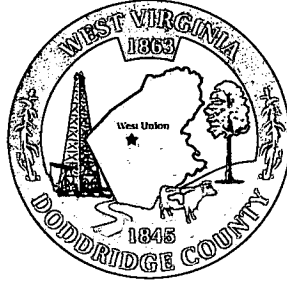
(Week of August 12, 2019)

Please take notice that on the (5th) of (August), 2019, (Frank Hardman) filed an application for a Floodplain Permit (#19-557) to develop land located at or about (9431 Route 23); Coordinates: 39.392559, -80.638546. The Application is on file with the Floodplain Manager of the County and may be inspected or copied during regular business hours in accordance to WV Code Chapter 29B Freedom of Information, Article 1 Public Records and county policy and procedures. Any interested persons who desire to comment shall present the same in writing by (September 9, 2019) (20 calendar days after the announcement at the regularly scheduled Doddridge County Commission Meeting) delivered to the Floodplain Manager of the County at 105 Court Street, Suite #3, West Union, WV 26456. This project is for the removal and replacement of a low water bridge

A handwritten signature in black ink, appearing to read 'George C. Eidel', is written over the printed name.

GEORGE C. EIDEL, CFM

Doddridge County Floodplain Manager



Floodplain Development Permit

Doddridge County, WV Floodplain Management

This permit gives approval for the development/ project listed that impacts the FEMA-designated floodplain and/or floodway of Doddridge County, WV, pursuant to the rules and regulations established by all applicable Federal, State and local laws and ordinances, including the Doddridge County Floodplain Ordinance. This permit must be posted at the site of work as to be clearly visible and must remain posted during entirety of development.

Permit: #19-557

Date Approved: September 5, 2019 **Expires: September 5, 2020**

Issued to: WV Contracting, LLC

POC: Frank Hardman

Company Address: 10352 Cost Avenue Anmoore, WV 26301

Project Address: 9431 Rt. 23 Salem, WV 26426

Firm: 54017C0045C

Lat/Long: 39.392559N, -80.638546W

Purpose of Development: Bridge Removal/Replacement

Issued by: George C. Eidel, CFM, OEM Director/Doddridge County FPM (or designee)

Date: September 5, 2019

For additional information regarding this permit, please contact
Doddridge County Floodplain Manager at 304.873.2631, or via email at
doddridgecountyfpm@gmail.com
118 East Court Street; West Union, WV 26456

COPY

COPY

COPY

WV CONTRACTING, LLC
98 FOURTH STREET
STONEWOOD, WV 26301

COPY 8/5/2019
DATE


1508
68-291/515

PAY TO THE
ORDER OF

Doddridge county comm.

\$ 250.00

Two hundred fifty dollars & 00/100

DOLLARS  Security features included. Details on back.



HARRISON COUNTY BANK
Celebrating Over 100 Years of Community Service

FOR

Bridge FR 19-557

Craig Nuhn

COPY

COPY

⑆051502913⑆ 00⑆69809⑆

1508

COPY

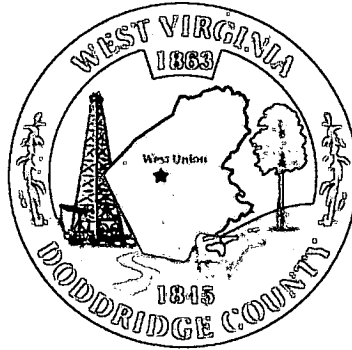
FLOODPLAIN PERMIT #19-557

Frank Hardman, 9431 Route 23, Bridge Removal/Replacement 39.392559, -80.638546

TASK	COMPLETE (DATE)	NOTES
CHECK RECEIVED	8/5/19	
US ARMY CORP. ENGINEERS (USACE)	N/A	
US FISH & WILDLIFE SERVICES (USFWS)	8/5/19	
WV DEPT. NATURAL RESOURCES (WVDNR)	8/5/19	
WV DEPT. ENVIROMENTAL PROTECTION (WVDEP)		
STATE HISTORIC & PRESERVATION OFFICE (SHPO)		
OFFICE of LAND & STREAM (OLS)		
DATE OF COMMISSION READING	8/20/19	
DATE AVAILABLE TO BE GRANTED	9/5/19	
PERMIT GRANTED	9/5/19	
COMPLETE	9/5/19	

7018 3090 0001 0402 5239

7018 3090 0001 0402 5246



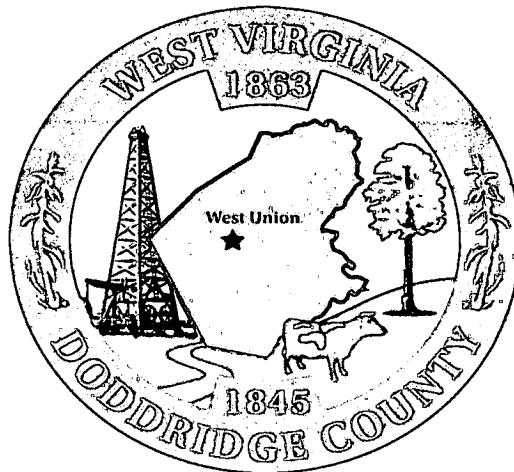
Doddridge County Floodplain Permits

(Week of August 12, 2019)

Please take notice that on the (5th) of (August), 2019, (Frank Hardman) filed an application for a Floodplain Permit (#19-557) to develop land located at or about (9431 Route 23); Coordinates: 39.392559, -80.638546. The Application is on file with the Floodplain Manager of the County and may be inspected or copied during regular business hours in accordance to WV Code Chapter 29B Freedom of Information; Article 1 Public Records and county policy and procedures. Any interested persons who desire to comment shall present the same in writing by (September 9, 2019) (20 calendar days after the announcement at the regularly scheduled Doddridge County Commission Meeting) delivered to the Floodplain Manager of the County at 105 Court Street, Suite #3, West Union, WV 26456. This project is for the removal and replacement of a low water bridge

GEORGE C. EIDEL, CFM

Doddridge County Floodplain Manager



Permit#	<u>19-557</u>
Project Name:	<u>Tim. Dixon Bridge</u>
Permittees Name:	<u>Frank Hardman</u>

Doddridge County, WV

Floodplain Development Permit Application

This document is to be used for projects that impact/potentially impact the FEMA---designated floodplain and/or floodway of Doddridge County, WV pursuant to the rules and regulations established by all applicable Federal, State and local laws and ordinances, including the Doddridge County Floodplain Ordinance.

SECTION 1: GENERAL PROVISIONS (APPLICANT TO READ AND SIGN)

1. No work may start until a permit is issued.
2. The permit may be revoked if any false statements are made herein.
3. If revoked, all work must cease until permit is re-issued.
4. The permit will expire if no work is commenced within six months of issuance.
5. Applicant is hereby informed that other permits may be required to fulfill local, state, and federal requirements.
6. Applicant hereby gives consent to the Floodplain Administrator/Manager or his/her representative to make inspections to verify compliance.
7. I THE APPLICANT CERTIFY THAT ALL STATEMENTS HEREIN AND IN ATTACHMENTS TO THIS APPLICATION ARE, TO THE BEST OF MY KNOWLEDGE, TRUE AND ACCURATE.

APPLICANT'S SIGNATURE

Frank Hardman Tim Dixon

DATE

8.15

2019

Doddridge County Commercial/Industrial
Floodplain Development Permit Application

Applicant Information:

Please provide all pertinent data.

Applicant Information		
Responsible Company Name: WU Contracting LLC		
Corporate Mailing Address: 10352 Cost Ave		
City: Anmoore	State: WV	Zip: 26301
Corporate Point of Contact (POC): Frank Hardman		
Corporate POC Title: Member/owner		
Corporate POC Primary Phone: 304) 669-4767		
Corporate POC Primary Email: WUContracting LLC @YAHOO.COM		
Corporate FEIN: 46-5496772	Corporate DUNS:	
Corporate Website: WU Contracting LLC @YAHOO.COM		
Local Mailing Address: 10352 Cost Ave		
City: Anmoore	State: WV	Zip: 26301
Local Project Manager (PM): Craig Hardman		
Local PM Primary Phone: 304 476-1087		
Local PM Secondary Phone: 304 669-4767		
Local PM Primary Email: WUContracting LLC @YAHOO.COM		
Person Filing Application: Tim Dixon		
Applicant Title: Land owner		
Applicant Primary Phone: 304 641-8442		
Applicant Secondary Phone:		
Applicant Primary Email: THDixon4774@YAHOO.COM		

Doddridge County Commercial/Industrial
Floodplain Development Permit Application

Proposed Development:

Please check all elements of the proposed project that apply.

DESCRIPTION OF WORK (CHECK ALL APPLICABLE BOXES)

A. STRUCTURAL DEVELOPMENT

<u>ACTIVITY</u>	<u>STRUCTURAL TYPE</u>
<input checked="" type="checkbox"/> New Structure	<input type="checkbox"/> Residential (1 – 4 Family)
<input type="checkbox"/> Addition	<input checked="" type="checkbox"/> Residential (more than 4 Family)
<input type="checkbox"/> Alteration	<input type="checkbox"/> Non-residential (floodproofing)
<input type="checkbox"/> Relocation	<input type="checkbox"/> Combined Use (res. & com.)
<input type="checkbox"/> Demolition	<input checked="" type="checkbox"/> Replacement
<input type="checkbox"/> Manufactured/Mobil Home	

B. OTHER DEVELOPMENT ACTIVITIES:

- Fill Mining Drilling Pipelining
- Grading
- Excavation (except for STRUCTURAL DEVELOPMENT checked above)
- Watercourse Alteration (including dredging and channel modification)
- Drainage Improvements (including culvert work)
- Road, Street, or Bridge Construction
- Subdivision (including new expansion)
- Individual Water or Sewer System
- Other (please specify)

Taking out old existing low water bridge
and Installing New Low water bridge
Staying in same footprint.

**Doddridge County Commercial/Industrial
Floodplain Development Permit Application**

Development Site/Property Information:

Please provide physical description of the site/property, along with pertinent ownership (surface and mineral rights) data as applicable. Attach appropriate maps from the WV Flood Tool showing location of proposed development. Use additional copies of this page if development spans multiple property boundaries. Designate each property by number (i.e. Property 1 of 1, Property 2 of 7, etc.)

Property Designation: ____ of ____

Site/Property Information:

Legal Description:		
Physical Address/911 Address:		
Decimal Latitude/Longitude: (-80.638546, 39.392559)		
DMS Latitude/Longitude:		
District:	Map:	Parcel:
Land Book Description:		
Deed Book Reference:		
Tax Map Reference:		
Existing Buildings/Use of Property:		

Floodplain Location Data: (to be completed by Floodplain Manager or designee)

Community:	Number:	Panel:	Suffix:
Location (Lat/Long):		Approximate Elevation:	
		Estimated BFE:	
Is the development in the floodway? <input type="checkbox"/> Yes <input type="checkbox"/> No		Is the development in the floodplain? <input type="checkbox"/> Yes <input type="checkbox"/> No Zone: _____	
Notes:			

Doddridge County Commercial/Industrial
Floodplain Development Permit Application

Property Owner Data:

Please provide data on current site/property landowner(s), both surface and mineral rights (as applicable). Use additional copies of this page as needed. Designate each page in relation to each property listed above.

Property Designation: ___ of ___

Property Owner Data:		
Name of Primary Owner (PO): <u>TIM DIXON</u>		
PO Address: <u>9431 RT 23 North</u>		
City: <u>Center Point</u>	State: <u>WV</u>	Zip: <u>26339</u>
PO Primary Phone: <u>304 641-8442</u>		
PO Secondary Phone:		
PO Primary Email: <u>THDIXON4774@yahoo.com</u>		

Surface Rights Owner Data:		
Name of Primary Owner (PO):		
PO Address:		
City:	State:	Zip:
PO Primary Phone:		
PO Secondary Phone:		
PO Primary Email:		

Mineral Rights Owner Data: (As Applicable)		
Name of Primary Owner (PO):		
PO Address:		
City:	State:	Zip:
PO Primary Phone:		
PO Secondary Phone:		
PO Primary Email:		

Doddridge County Commercial/Industrial
Floodplain Development Permit Application

Contractor Data:

Please provide all pertinent data for contractors and sub---contractors that may be participating in this project. Use additional copies of this page as needed. Designate each page in relation to each property listed above.

Property Designation: ___ of ___

Contractor/Sub-Contractor (C/SC) Information:		
C/SC Company Name: WV Contracting LLC		
C/SC WV License Number: 052197		
C/SC FEIN: 46-5496772	C/SC DUNS:	
Local C/SC Point of Contact (POC): Frank Hardman		
Local C/SC POC Title: Member/owner		
C/SC Mailing Address: 10352 COST AVE		
City: ANMOORE	State: WV	Zip-Code: 26301
Local C/SC Office Phone: 304) 669-4767		
Local C/SC POC Phone: 304) 476-1087		
Local C/SC POC E-Mail: WVContractingLLC@YAHOO.COM		

Engineer Firm Information:		
Engineer Firm Name:		
Engineer WV License Number:		
Engineer Firm FEIN:	Engineer Firm DUNS:	
Engineer Firm Primary Point of Contact (POC):		
Engineer Firm Primary POC Title:		
Engineer Firm Mailing Address:		
City:	State:	Zip-Code:
Engineer Firm Office Phone:		
Engineer Firm Primary POC Phone:		
Engineer Firm Primary POC E-Mail:		

Adjacent and/or Affected Landowners Data

Please provide data for all adjacent and/or affected surface owners (both up and down stream) whose property may be impacted by proposed development as demonstrated by a floodplain study or survey. Use additional copies of this page as needed.

Adjacent Property Owner Data: Upstream		
Name of Primary Owner (PO): Larry D. Law		
Physical Address: P.O. Box 193		
City: West Union	State: WV	Zip: 26456
PO Primary Phone:		
PO Secondary Phone:		
PO Primary Email:		

Adjacent Property Owner Data: Upstream		
Name of Primary Owner (PO): James & Ellen Joan Sullivan, Jr.		
Physical Address: 91 Antioch Rd.		
City: Salem	State: WV	Zip: 26426
PO Primary Phone:		
PO Secondary Phone:		
PO Primary Email:		

Adjacent Property Owner Data: Downstream		
Name of Primary Owner (PO):		
Physical Address:		
City:	State:	Zip:
PO Primary Phone:		
PO Secondary Phone:		
PO Primary Email:		

Adjacent Property Owner Data: Downstream		
Name of Primary Owner (PO):		
Physical Address:		
City:	State:	Zip:
PO Primary Phone:		
PO Secondary Phone:		
PO Primary Email:		

Site Plan

A Site Plan is an accurate and detailed map of the proposed development for this project. It shows the size, shape, location and special features of the project property, and the size and location of any development planned to the property, especially as that development will impact the floodplain and/or floodway. Site plans show what currently exists on the project property, and any changes or improvements you are proposing to make. **A certified and licensed engineering firm should complete site plans.**

A SITE PLAN MUST CONTAIN THE FOLLOWING INFORMATION:

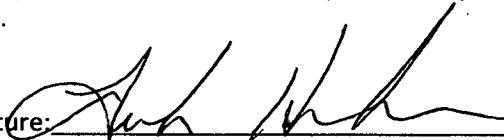
1. Legal description of the parcel, north arrow and scale
2. All property lines and their dimensions
3. Names of adjacent roads, location of driveways
4. Location of sloughs, tributaries, streams, rivers, wetlands, ponds, and lakes, with setbacks indicated, and including FEMA floodplain data based on most updated FIRM.
5. Location, size, shape of all buildings, existing and proposed, with elevation of lowest floor indicated.
6. Location and dimensions of existing or proposed on-site sewage systems.
7. Location of all propane tanks, fuel tanks or other liquid storage tanks whether above ground or below ground level.
8. Location and dimensions of any proposed pipeline placement(s) into floodplain/floodway.
9. Location and dimensions of any roadway development into floodplain/floodway. *(Includes initial development access roads)*
10. Location and dimensions of any bridge and/or culvert development into floodplain/floodway.
11. Location and dimensions of any storage yard or facility into the floodplain/floodway.
12. Location of any existing utilities and/or proposed utility placement and/or displacement.
13. Location, dimensions and depth of any existing or proposed fill on site.
14. A survey showing the **existing ground elevations** of at least location on the building site. **ELEVATION NOTE:** All vertical datum will reference either NGVD 29 or NAVD 88. Assumed datum will not be acceptable unless the property is located in an area where vertical datum has not been published. For those areas where vertical datum has not been established, a site plan with contours, elevations using assumed datum, high water marks and existing water levels of sloughs, rivers, lakes or streams and proposed lowest floor elevation.

Applicant

Please read print name, sign and date below:

- I certify that I am authorized to submit this application for the primary project developer.
- I certify that the information included in this application is to the best of my knowledge true and complete.
- I certify that all required Federal, State, and local permits required by law and/or ordinance for the above described development of this project have will be properly attained, are current and valid, and must be presented prior to a Doddridge County Floodplain Permit being issued.
- I understand that if in the course of the development project additional permits become required that were not needed during the initial proposal, the primary developer must notify the Doddridge County Floodplain Manager within 48 hours of such need, and that a "Stop Work" order may be issued for all project work directly impacting the floodplain or floodway, until such time the required additional permits are acquired.
- I understand that once the floodplain permit is submitted, the application will be entered into official public record at the next regularly scheduled Doddridge County Commission meeting after the date of submittal.
- I understand that from the date of submittal of the fully completed permit application, the Doddridge County Floodplain Manager has ninety (90) days to make a determination to either grant or deny said permit application. During this approval period, the Doddridge County Floodplain Manager may, at his or her discretion, conduct a review and/or additional study of provided documentation by means of an independent engineering firm. All costs associated with said review and/or study must be reimbursed to the County before issuance of approved permit.
- I understand that during the approval period, the Doddridge County Floodplain Manager of designee may at his or her discretion conduct site visits and document conditions of proposed development pursuant to the permit application.
- I understand that once the Floodplain Permit is granted, the permit will be entered into official public record. Appeals to the permit may be made no later than twenty (20) days after said issuance. If a valid appeal is submitted, as determined by the Doddridge County Floodplain Manager, a "Stop Work" order will be issued for all project development directly involving the floodplain or floodway. A public hearing by the Doddridge County Appeals Board will be scheduled no less than ten (10) days after the next regularly scheduled Doddridge County Commission meeting.
- I understand that all decisions of the Doddridge County Appeals Board shall be final.
- **I understand issuance of a Floodplain Permit authorizes me to proceed with construction as proposed.**
- In signing this application, the primary developer hereby grants the Doddridge County Floodplain Manager or designee the right to enter onto the above--described location to inspect the development work proposed, in progress, and/or completed.
- I understand that if I do not follow exactly the site--plan submitted and approved by this permit that a "Stop Work" order may be issued by the Doddridge County Floodplain Manager and that I must stop all construction immediately until discrepancies of actual work vs. proposed work is resolved.

Applicant Signature:



Date:

6/5/2019

Applicant Printed Name:

Frank Hardman

WV Flood Map



This map is not the official regulatory FIRM or DFIRM. Its purpose is to assist with determining potential flood risk for the selected location.

<p>LOMAs</p> <ul style="list-style-type: none"> ● Incorporated ● Superseded ● Not incorporated ● No Revalidation Status ● Reevaluated ● Contact Community for Revalidation Status 		<p>0.2 Pct Annual Chance Flood Hazard</p> <ul style="list-style-type: none"> ■ 0.2 Pct Annual Chance Flood Hazard — Cross Section (XS) Lines ~ Base Flood Elevation (BFE) Lines — Base Flood Elevation (BFE) Lines 		<p>FEMA Effective Floodplains</p> <ul style="list-style-type: none"> ▨ Zone AE FLOODWAY ▨ Zone AE (AH, AO) ▨ Zone A 		<p>LOMRs</p> <ul style="list-style-type: none"> □ Effective 	
		<p>Flood Depth (Ft)</p> <ul style="list-style-type: none"> ■ High : 864.11 ■ Low : 0 					

Disclaimer:
The online map is for use in administering the National Flood Insurance Program. It does not necessarily identify all areas subject to flooding, particularly from local drainage sources of small size. Refer to the official Flood Insurance Study (FIS) for detailed flood elevation data in flood profiles and data tables. WV Flood Tool (<https://www.MapWV.gov/flood>) is supported by FEMA, WV NFIP Office, and WV GIS Technical Center.

⊕ Flood Info Location Map created on 3/6/2019
User Notes:

Flood Hazard Area:
Location is **WITHIN** the FEMA 100-year floodplain.

Flood Hazard Zone: AE
Stream: McElroy Creek
Watershed (HUC8): Little Musringum-Middle Island (50302)
Flood Height: Refer to FIS report for BFE
Water Depth: About 7.0 ft (Source: HAZUS)
Elevation: About 782 ft (Source: SAMS 2003)
Location (long, lat): (-80.638546, 39.392559)
Community&ID: Doddridge County (540024)

FEMA Flood Map: 54017C0045C **EFF:** 10/4/2011
Parcel Number: 09-05-0018-0043-0000
Address: multiple addresses

WV CONTRACTING
LLC.

EXCAVATING
LAND CLEARING
HOME SITES
RETAINING WALLS

304-669-4767
wvcontractingllc@yahoo.com

Frank Hardman



DIVISION OF NATURAL RESOURCES
324 4th Avenue, Room 342
South Charleston, West Virginia 25303-1228
Telephone 304-558-3225
Fax 304-558-6048
TDD 304-558-1439
TDD 800-354-6087

Stephen S. McDaniel
Director

July 3, 2019

Division of Natural Resources
Office of Land and Streams
LICENSE and RIGHT of ENTRY

Re: LS-19-VI/09-760

Tim Dixon
c/o WV Contracting LLC
10352 Cost Avenue
Amoore, WV 26301

Dear Mr. Dixon:

The West Virginia Division of Natural Resources (WVDNR) hereby grants to you, from the date hereof, a License and Right of Entry to install and maintain a low water vented bridge using a forty-eight inch by twenty foot (48"x20') pipe along McElroy Creek near Center Point in Doddridge County, West Virginia.

The issuance of this License and Right of Entry by the WVDNR does not preclude the necessity to obtain permits from the U.S. Army Corps of Engineers (USACE), W.V. Department of Environmental Protection (WVDEP), or the W.V. Division of Homeland Security and Emergency Management (WVDHSEM). The Right of Entry does not negate the need to comply with the West Virginia Water Pollution Control Act and/or the State Environmental Quality Board's administrative regulations.

The applicant must contact the following agencies and abide by the following conditions:

1. The USACE may require either an Individual Clean Water Act 404 permit or a Nationwide Permit. Contact the Huntington District (304-399-5210) or the Pittsburgh District (412-395-7155) from more information. Information can also be found at <http://www.lrh.usace.army.mil/Missions/Regulatory.aspx>
2. The WVDEP (304-926-0499) may require the following permits:
 - a. A Clean Water Act Section 401 Water Quality Certification <http://www.dep.wv.gov/WWE/Programs/Pages/401Certification.aspx>
 - b. Construction Stormwater Site Registration and Notice of Intent. Not needed if disturbance less than 1-acre http://dep.wv.gov/WWE/Programs/stormwater/Pages/sw_home.aspx

LESS Than A 1 Acre

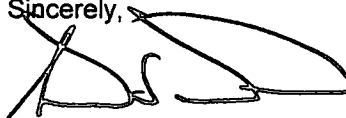
65' x 20'

Tim Dixon
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3. The WVDEP Erosion and Sediment Control Best Management Practice Manual, Revised 2016, must be followed. Copies of those guidelines are available from the Division of Water and Waste Management, (304) 926-0495 or at http://www.dep.wv.gov/WWE/Programs/stormwater/csw/Pages/ESC_BMP.aspx
4. The WVDHSEM may require a Floodplain Permit. WVDHSEM can be contacted at: (304) 957-2571
5. No in-stream work during the cold water and warm water fish spawning seasons (September 15-March 31 and April 1- June 30, respectively). If in-stream impacts cannot be avoided during the applicable fish spawning season, contact the WVDNR Environmental Coordination Unit at (304) 637-0245.
6. Threatened or Endangered aquatic species identified by the U.S. Fish and Wildlife Service are listed in Appendix A of the 2017 USACE Nationwide Permits. The U.S. Fish and Wildlife Service Field Office should be contacted (304) 636-6568 for any activity in waterways listed in Appendix A. <http://www.lrp.usace.army.mil/Portals/72/docs/regulatory/2017%20Public%20Notices/West%20Virginia%20-%20NWP%20March%202017%20PN.pdf?ver=2017-03-22-095505-870>
7. Survey requirements for streams with mussel populations are described in the West Virginia Mussel Survey Protocols. Contact the WVDNR Environmental Coordination Unit for information concerning mussels at (304) 637-0245. <http://www.wvdnr.gov/Mussels/West%20Virginia%20Mussel%20Survey%20Protocols%20APR2016.pdf>

Additionally, this Right of Entry does not provide for the applicant to work outside the requested boundaries. The State does not assume any liability for the applicant's/landowner's construction activities. By accepting this Right of Entry, the applicant/landowner assumes liability for any/all damages caused by this activity to both upstream and downstream landowners. This License and Right of Entry does not grant any rights or privileges, or permission to enter upon, or to cross the property of any other person, nor is permission granted to remove any material that lies upon the property of any other persons. Work should be completed in as brief a period as possible and within one year from the date of this letter. **In the event the applicant fails or refuses to comply with any of the terms or conditions herein, this License and Right of Entry will be canceled and considered null and void and the WVDNR may reject further applications.**

There is no fee for this Right of Entry.

Sincerely, 
Stephen S. McDaniel
Director

SSM:cb

cc: Office of Land and Streams
pc: DNR Fish Biologist
Jeremy Bandy, Environmental Enforcement
DNR Conservation Officers
Danielle Elliott, WV DNR Coordination Unit

OFFICE OF LAND AND STREAMS
STREAM ACTIVITY APPLICATION

1. Name of Applicant: Tim Dixon
(Landowner)

2. Date: _____

3. Complete mailing address of applicant: _____

Telephone Number: _____ Fax Number: _____

E-Mail Address: _____

4. Name, address, telephone number, and title of applicant's authorized agent (i.e. contractor employed by landowner):

Please if you want the approval sent to the agent _____

5. Describe the proposed activity, its purpose and intended use after completion, type of equipment to be used in the stream, amount of material to be dredged (if any), plan for disposing of dredged materials, length of stream/bank to be worked or type and size of structure to be placed in the stream (i.e. length and width of bridge, diameter and length of culvert). **One copy of a map (topographical or detailed, hand-drawn) showing exact location of the work site (enabling Officials to locate site) must accompany this application, and all other information that may be important to this application.**

(if additional space is required, continue on a separate sheet)

6. Please the proposed use:
 Private: _____ Public: _____ Commerical: _____
 (person use) (Government Agency) (Business)

7. Location where proposed activity exists or will occur:

 Name of Water Way (if unnamed or unknown tributary, provide the stream that is flows into)

 County _____ District (taxable) _____ Closest City or Town _____

8. Date activity is proposed to commence: _____
 Date activity is expected to be complete: _____

9. Is any portion of the activity for which authorization is sought now complete? Yes _____ No _____
 (If the answer is "Yes", give reasons in Section 5 including month and year the activity was completed)

10. Below is a list of entities that may require permits. Please list all approvals or certifications required by other Government Agencies for the above-described activity:

Issuing agency: Corps of Engineers – (304) 399-5710 Type of approval: _____
 (412) 395-7170
 (412) 395-7157
 Identification No.: _____ Date of approval: _____

Issuing agency: County Commission Type of approval: _____
 Flood Plain Coordinator
 Identification No.: _____ Date of approval: _____

Issuing agency: City Government Type of approval: _____
 (if in City Limits the County isn't needed)
 Identification No.: _____ Date of approval: _____

11. Has any agency denied approval for the activity described herein? Yes _____ No
 (if "Yes", explain in Section 5 and/or attach a copy of the denial)

12. If activity is a pipeline construction (that is, gas, water, or sewer) give:
 Material pipeline is made of: _____
 Size of Pipeline: _____
 Maximum pressure of the pipeline: _____

Please provide the appropriate line number and if a Gathering or Well Line provide the A.P.I. Well Number:
 Transmission: _____ Distribution: _____ Gathering: _____ Well Line: _____ A.P.I Well Number: _____

13: Application is hereby made for authorization to conduct the activities described herein. I certify that I am familiar with the information in this application, and that to the best of my knowledge and belief such information is true, complete and accurate. I further certify that I possess the authority to undertake the proposed activities.

 Signature of Applicant or Agent

Office of Land and Streams
 Building 74, Room 200
 324 Fourth Avenue
 South Charleston, WV 25303
 Phone Number 304-558-3225
 Fax Number 304-558-6048

OLS Form 1 (08/07)



United States Department of the Interior

FISH AND WILDLIFE SERVICE



West Virginia Field Office
90 Vance Drive
Elkins, West Virginia 26241

June 26, 2019

Mr. Frank Hardman
WV Contracting
1032 Cost Avenue
Clarksburg, West Virginia 26301

Re: Low Water Bridge Replacement, Doddridge County, West Virginia
(FWS File Number 2019-I-0639)

Dear Mr. Hardman:

This letter is in response to your request received April 29, 2019, for information related to the potential occurrence of federally listed threatened and endangered species within the vicinity of the above mentioned project. You propose to replace an existing low water bridge on McElroy Creek in County, West Virginia. These comments are provided pursuant to the Endangered Species Act (ESA; 87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*). This project has been assigned FWS File Number 2019-I-0639; please refer to this number in all future correspondence.

The U.S. Fish and Wildlife Service (Service) has determined that one federally listed species could occur in the project area and may be affected by the proposed action: the endangered snuffbox mussel (*Epioblasma triquetra*).

The proposed low water bridge replacement will occur in a section of McElroy Creek that has the potential to contain snuffbox mussels. Upon communication with the West Virginia Division of Natural Resources, the closest recent occurrence of snuffbox mussel is approximately 17.5 miles downstream of the project area. Based on your correspondence, the project will involve demolishing the existing bridge and rebuilding the bridge in the same footprint. No additional impacts to McElroy Creek are proposed. Based on the distance from known snuffbox populations and the minimization of work to the existing bridge footprint, the Service has determined that potential effects to snuffbox mussel will be discountable (unlikely to occur) and insignificant (small in scale). Therefore, the Service does not anticipate that replacement of the low water bridge will result in adverse effects to snuffbox mussels and does not recommend the completion of a mussel survey.

This letter provides technical assistance only and does not serve as a completed section 7 consultation document. If there is a Federal nexus for the project (e.g., Federal funding provided, Federal permits required to construct), no project construction activities on any portion of the parcel should occur until consultation under section 7 of the ESA, between the Service and the

Mr. Frank Hardman
June 26, 2019

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Federal action agency, is completed. Section 7 consultation is not complete until the federal action agency submits a determination of effects to this office, the Service concurs with the federal action agency's determination, and the federal action agency agrees to incorporate all the proposed conservation measures as mandatory conditions for any permit decision rendered for this project. If there is no Federal nexus associated with this project, then no further coordination with this office is required.

Should project plans change or amendments be proposed that we have not considered in your proposed action, or if additional information on listed and proposed species becomes available, or if new species become listed or critical habitat is designated, this determination may be reconsidered.

If you have any questions regarding this letter, please contact Amanda Murnane of my staff at (304) 636-6586, Ext. 24, or amanda_murnane@fws.gov, or at the letterhead address.

Sincerely,

No Federal funds



John Schmidt
Field Supervisor



DIVISION OF NATURAL RESOURCES

Wildlife Resources Section
Elkins Operations Center
738 Ward Rd., PO Box 67
Elkins, WV 26241
Telephone 304-637-0245
Fax 304-637-0250

Stephen S. McDaniel

Director

April 30, 2019

Frank Hardmar
WV Contracting
10352 Coast Ave.
Clarksburg, WV 26301

Subject: Low water bridge replacement on McElroy Creek, Doddridge County, WV

Dear Mr Hardman:

Following up from the phone conversation we had on April 24, and reviewing the materials you provided, the State will not require a mussel survey and salvage for the above project. It is my understanding the old structure will be removed and the new one placed in the same position. All work will be contained within the footprint of the current bridge. If at such time you determine that you need to extend instream work beyond the current footprint then the project will need to be re-evaluated with respect to need for a mussel survey.

McElroy Creek is a Group 2 stream which means it has the potential for containing federally listed mussel species. Your crossing is at the upstream extent of this Group 2 designation. As such you will need concurrence from the USFWS prior to beginning any work. If they require a mussel survey, I have included a list of approved mussel surveyors as well as a copy of the current WV Mussel Survey Protocols. For future work you may wish to visit our website for other pertinent information (<http://www.wvdnr.gov/Mussels/Main.shtm>).

Should you have any questions, please feel free to contact me at the above address or phone number.

Sincerely,

Janet L. Clayton
Mussel Program Leader

cc: Danny Bennett (~~Barbara Sargent~~) (~~Barbara Douglas~~) Nate Taylor
enclosure

304 637-0245



United States Department of the Interior

FISH AND WILDLIFE SERVICE



West Virginia Field Office
90 Vance Drive
Elkins, West Virginia 26241

June 26, 2019

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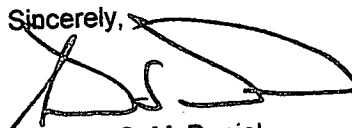
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