

1. MONTANA FLOODPLAIN AND FLOODWAY MANAGEMENT ACT [208]
(REVISED 9-9-21M)

A. Description: This contract is located within the regulated floodplains of the Milk River and Nessler Coulee, Blaine County, Montana, Community Panel Numbers 30005C1275E, 30005C1300E, 30005C1291E. The Department has obtained a preconstruction floodplain permit from Blaine County through Shawn Higley, P.E., Contract Blaine County Floodplain Administrator, 1275 Maple Drive, Suite F, Helena, MT 59601, 406-459-3379 for the permanent features associated with this contract. A copy of this floodplain permit is available upon request from the Project Manager.

This floodplain permit does not cover the construction of temporary facilities such as work bridges, work pads, cofferdams, temporary detours, diversions, etc. This permit does not include access to and from authorized locations, sequencing, or construction methodology required to construct authorized features, or other impacts to areas outside of the planned construction footprint.

B. Requirements.

1) Contact the floodplain administrator indicated above to determine floodplain permitting requirements, if any, for the temporary facilities and any other work within the floodplain not covered here or within the preconstruction floodplain permit.

2) If a floodplain permit is required, complete and submit the Joint Application for Proposed Work in Montana's Streams, Wetlands, Floodplains, and Other Water Bodies and required information directly to the floodplain administrator according to the floodplain permitting requirements along with the applicable fee. The Joint Application Form can be downloaded from <http://dnrc.mt.gov/divisions/water/operations/floodplain-management/permitting-and-regulations>.

3) If a floodplain permit is not required, but the floodplain administrator requires other information, prepare, and submit it directly to the floodplain administrator.

4) Submit copies of the application and other required information to the Project Manager concurrently with the submittals required in Subsections 208.03.4(B) and 208.03.4(C). Obtain all required permits or authorizations and furnish copies or permit approvals to the Project Manager before starting activities that require permits.

C. Method of Measurement and Basis of Payment. Work described in this provision is not measured for payment. Include the cost to obtain this permit and provide required information in the mobilization bid item.