



February 19, 2019

Dan Troup, Borough Council President
Monroe Borough Council
149 Dalpiaz Drive
P.O. Box 233
Monroeton, PA 18832

Re: Rights of Way Drawing Revisions
DGS File No. 181-26 & DEP File No. C08:05
Monroe Borough Flood Protection Project
Borough of Monroe, Bradford County

Dear Mr. Troup:

During our June 29, 2017 meeting with Borough Council, DEP was informed that the Borough had acquired a property at 103 Willow Street using the FEMA Hazard Mitigation Assistance Program. Once a property is acquired using the assistance program it can no longer be developed according to the attached FEMA document, "Property Acquisitions for Open Space". DEP sent the enclosed letter dated October 19, 2017 which requested FEMA allow the proposed levee project to be constructed on the property. FEMA replied with the attached denial letter dated February 20, 2018. DEP appealed the decision, but the issue was not resolved, and FEMA again reiterated their denial as indicated in their enclosed September 4, 2018 letter. As a result, DEP has revised the Rights of Way plans to eliminate the earthen levee on the FEMA buyout property and replace it with a floodwall along an alternate alignment around the property as shown on Rights of Way (ROW) plans RW-6 and RW-7. The new flood wall alignment requires an additional Sponsor Adjustment, SA7-7, which is now listed in the attached sponsor adjustment table and shown on the ROW plans.


Alternate easements along the new wall alignment will be required to construct the flood wall. DEP has also completed additional minor adjustments to permanent and temporary easements as shown on the enclosed ROW plans. These additional easement areas are a result of slight adjustments to the height of the levee and are necessary to provide access to the levee system for inspection, maintenance and flood fighting purposes. The enclosed plans show the extent of these minor adjustments as shaded areas.

Please refer to **ARTICLE 3 – Revisions**, of the Sponsorship Agreement, which details how revisions to the project plan are completed. The revised wall alignment will require maintenance as set forth in **ARTICLE 16 – Operation, Maintenance and Escrow Fund**, of the Sponsorship Agreement. However, no additional monies need to be placed in the escrow fund to cover the revisions.

If the Borough agrees with these recommended revisions to the PROJECT, please return a copy of this letter with an original signature indicating your acceptance of these revisions. Upon approval of the noted changes by the Borough, the Department will develop revised easement plats to cover the revised work area needed for the flood wall.

If you need additional information, or if you would like to schedule a meeting for further explanation, please contact me by e-mail at joconville@pa.gov or by telephone at 717.772.5993 or contact Adam Paul, Project Engineer by e-mail at apaul@pa.gov or by phone at 717.783.7930.

Sincerely,



Jonathan Conville, P.E.
Project Coordinator
Division of Project Development

ACCEPTED: BOROUGH OF MONROE

By: _____
Title: _____
Date: _____

Enclosures: Two (2) sets of prints of Rights-of-Way drawings, RW-1 thru RW-11
FEMA fact sheet - Property Acquisitions for Open Space
Copy of DEP Open Space Use Request Letter
Copy of Open Space Denial Letter from FEMA
Revised Sponsor Adjustment table

cc: Senator Gene Yaw (District 23)
Representative Tina Pickett (District 110)
Amy McGovern, Borough Secretary, scan copy by e-mail w/ RW dwgs.
Laura Hewitt, Monroe Borough Project Coordinator w/ R/W dwgs.
Scott Pellingier, Monroe Borough Solicitor w/ RW dwgs.
Kathy Bertollette, Esq., DGS Counsel, scan copy by e-mail w/ RW dwgs.
Bryan Anthony, DGS, scan copy by e-mail w/ RW dwgs.