

Appeal of the Proposed Flood Elevation Determination of the Federal Emergency Management Agency (44 C.F.R. Part 67 et seq.)

Community: City of Newport Beach, California

Community No.: 060227

Case No.: 12-09-1324S

Name of Owner/Lessee: _____

Property Address: _____

By signing below, I, as owner or lessee of the above-listed real property within the City of Newport Beach, California ("City"), hereby submit this written appeal of the proposed flood elevation determination made by the Federal Insurance Administrator ("FIA") of the Federal Emergency Management Agency ("FEMA") pursuant to section 1363 of the National Flood Insurance Act of 1968 (as amended), as published in the Federal Register, in the Daily Pilot and OC Register on or about June 2, 2017 and June 9, 2017, and on the "Flood Hazard Determinations on the Web" portion of the FEMA website.

I make this appeal based on information indicating that the base flood elevations proposed by FEMA and the FIA are scientifically and technically incorrect. (44 C.F.R. § 67.6, subd. (a).) I understand that the City has compiled scientific or technical data that tend to negate or contradict the FIA's findings and proposed base flood elevations. I understand the City intends to file an appeal of the proposed base flood determinations (i) identifying the methods, or assumptions purported to be scientifically incorrect, (ii) supporting why the methods, or assumptions are scientifically incorrect, (iii) providing an alternative analysis utilizing methods, or assumptions purported to be correct, (iv) providing technical support indicating why the City's methods should be accepted as more correct, and (v) providing documentation of all locations where the City's base flood elevations are different from FEMA's. (44 C.F.R. § 67.6, subd. (b)(3)(i)-(v).) I am aware that the City's appeal is based, in part, upon assistance from a professional consultant named Everest International Consultants, Inc. I have been given the opportunity to discuss such appeal with the City, have determined that such appeal applies to my property, and intend for my appeal of FEMA's proposed base flood determinations to be based upon the same grounds as that of the City, which are incorporated herein by reference.

I submit this appeal to Dave Kiff, the City's Chief Executive Officer (City Manager) (44 C.F.R. § 67.7, subd. (a)), because I believe my property rights are adversely affected by the FIA's proposed determinations. I am aware that Mr. Kiff will review my appeal, may choose to consolidate my appeal with other appeals, and will issue a written opinion stating whether he believes the evidence presented is sufficient to justify an appeal on my behalf by the City in its own name. I understand that Mr. Kiff's opinion and decision will be filed with the FIA. I welcome Mr. Kiff consolidating my appeal with others and presenting it to FEMA in the name of the City based upon the same grounds as those identified herein, namely the same grounds as proposed by the City.

Signature of Owner/Lessee: _____

Date: _____