



**FEMA**

FEB 1 1 2019

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

The Honorable Carbett "Trey" Duhon, III  
Judge, Waller County  
836 Austin Street, Suite 203  
Hempstead, Texas 77445



Dear Judge Duhon:

I commend you for the efforts that have been put forth in implementing the floodplain management measures for Waller County, Texas, to participate in the National Flood Insurance Program (NFIP). As you implement these measures, I want to emphasize the following:

- a Flood Insurance Study (FIS) and Flood Insurance Rate Map (FIRM) have been completed for your community;
- the FIS and FIRM will become effective on May 16, 2019; and
- by the FIS and FIRM effective date, the Department of Homeland Security's Federal Emergency Management Agency (FEMA) Regional Office is required to approve the legally enforceable floodplain management measures your community adopts in accordance with Title 44 Code of Federal Regulations Section 60.3(d).

As noted in FEMA's letter dated November 16, 2018, no significant changes have been made to the flood hazard data on the Preliminary and/or revised Preliminary copies of the FIRM for Waller County. Therefore, Waller County should use the Preliminary and/or revised Preliminary copies of the FIRM as the basis for adopting the required floodplain management measures. Final printed copies of the FIRM for Waller County will be sent to you within the next few months.

If you encounter difficulties in enacting the measures, I recommend you contact the Texas Water Development Board. You may contact Michael Segner, CFM, the NFIP State Coordinator, by telephone at (512) 463-3509, in writing at 1700 North Congress Avenue, Post Office Box 13231, Austin, Texas 78711-3231, or by electronic mail at [michael.segner@twdb.texas.gov](mailto:michael.segner@twdb.texas.gov).

The FEMA Regional staff in Denton, Texas, is also available to provide technical assistance and guidance in the development of floodplain management measures. The adoption of compliant floodplain management measures will provide protection for Waller County and will ensure its participation in the NFIP. The Regional Office may be contacted by telephone at (940) 898-5127 or in writing. Please send your written inquiries to the Director, Mitigation Division, FEMA Region VI, at Federal Regional Center, 800 North Loop 288, Denton, Texas 76209-3698.

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The NFIP State Coordinating Office for your State has verified that Texas communities may include language in their floodplain management measures that automatically adopt the most recently available flood elevation data provided by FEMA. Your community's floodplain management measures may already be sufficient if the measures include suitable automatic adoption language and are otherwise in accordance with the minimum requirements of the NFIP. The NFIP State Coordinator can assist you further in clarifying questions you may have about automatic adoption.

You may have already contacted the NFIP State Coordinator and/or the FEMA Regional Office, and may be in the final adoption process or recently adopted the appropriate measures. However, in the event your community has not adopted the appropriate measures, this letter is FEMA's official notification that you only have until May 16, 2019, to adopt and/or submit a floodplain management ordinance that meets or exceeds the minimum NFIP requirements, and request approval from the FEMA Regional Office by the effective date. Your community's adopted measures will be reviewed upon receipt and the FEMA Regional Office will notify you when the measures are approved.

I appreciate your cooperation to ensure that your community's floodplain management measures are approved by the FEMA Regional Office by May 16, 2019. Your compliance with these mandatory program requirements will enable your community to avoid suspension from the NFIP.

Sincerely,



Rachel Sears, Director  
Floodplain Management Division  
Mitigation Directorate | FEMA

cc: Tony Robinson, Regional Administrator, FEMA Region VI  
Michael Segner, CFM, NFIP State Coordinator, Texas Water Development Board  
Yancy Scott, County Engineer, Waller County