



**FEMA**

August 31<sup>st</sup>, 2017

Londonderry Township  
783 S. Geysers Church Road  
Middletown, PA 17057

RE: Londonderry Compliance Agreement

CID # 420383

Dear Londonderry Board of Supervisors,

Community participation in the National Flood Insurance Program (NFIP) is based upon a voluntary agreement between the Township and the Federal government. In return for community's implementation of minimum floodplain management standards which reduce the chances of future flood damage, Federally-backed flood insurance is made available in the community.

A March 8<sup>th</sup>, 2012, Community Assistance Visit in Londonderry Township identified numerous violations that the Township is required to take corrective actions to resolve. The Township must take enforcement actions, as outlined in their floodplain ordinance, in order to maintain their good standing in the NFIP.

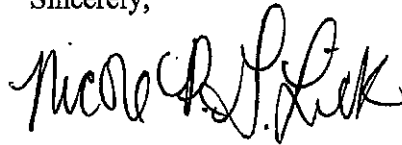
To date, Londonderry Township and Cube Hydro have a signed compliance agreement that addresses the violations identified to bring the properties into compliance with the floodplain management ordinance. The Federal Emergency Management Agency (FEMA) supports this compliance agreement and its' implementation as a corrective action to address the identified violations. FEMA does not support any change to the compliance agreement that would include the continued use of the existing structures. During an August 2<sup>nd</sup>, 2017 meeting, FEMA reiterated it is supportive of Londonderry Township's stance to honor the terms and conditions of the compliance agreement and enforce its floodplain ordinance.

New development can occur on the island, as long as Cube Hydro, the land owner, authorizes it and that Londonderry Township permits the development in compliance with their floodplain ordinance. Protecting people and property is FEMA's mission. The islands being discussed are situated in the floodway and vulnerable to the fastest moving, deepest flood waters. FEMA reiterated that while development is possible if done in compliance with the Township's ordinance, decisions about building in a high risk area like these islands must be weighed carefully.

The National Insurance Act of 1968, as amended, prohibits FEMA from making flood insurance available in communities that are not enforcing the minimum NFIP floodplain management criteria. Communities that fail to adopt and enforce minimum floodplain management standards may face sanctions, such as probation and suspension. If the community is suspended, no new or renewed flood insurance will be available to structures located in the Township. Additionally, certain types of Federal disaster assistance would not be available for the repair or reconstruction of insurable buildings in mapped flood hazard areas.

FEMA regional staff are committed to providing support as the Township continues the process and efforts of reducing flood risk by enforcing a comprehensive floodplain management program. Thank you again for your time and efforts and please feel free to contact me at (215)-931-5625 or at [Nicole.Lick@fema.dhs.gov](mailto:Nicole.Lick@fema.dhs.gov) if you have any additional questions.

Sincerely,



Nicole P. G. Lick  
Floodplain Management & Insurance Branch  
FEMA Region III  
615 Chestnut Street  
Philadelphia, PA 19106

cc:

Steve Letavic, Township Manager, Londonderry Township  
Marita J. Kelley, Deputy Director, PA Department of Community & Economic  
Development  
Nicholas Ivancic, Senior Counsel, Cube Hydro Partners, LLC  
Mike Folmer, Pennsylvania's 48<sup>th</sup> District, State Senator  
Charlie Dent, Pennsylvania's 15<sup>th</sup> Congressional District, U.S. Representative