

IOWA DEPARTMENT OF NATURAL RESOURCES
FLOOD PLAIN DEVELOPMENT PERMIT

PERMIT NUMBER: FP 2007-22

PERMIT ISSUED TO: Faron McFarland
317 Sixth Street
Brookings, SD 57006

PERMIT ISSUED BY:  DATE: 2-19-07
Kelly M. Stone, P.E.
Environmental Engineer Senior, Water Resources Section

PROJECT LOCATION: SE¼, Section 5, T70N, R43W; Fremont County, Iowa

PERMITTED ACTIVITY: In accordance with the approved plan sheets and hydraulic characteristics statement and subject to the following permit conditions, permittee is authorized to develop an 80-unit recreational vehicle (RV) seasonal parking facility by placing a roadway and concrete pads in areas excavated for the roadway and pads, installing 12 poles for aerial electrical utilities, installing domestic water hydrants at each site, and installing subsurface sewer lines and manholes on the floodplain of the Missouri River at the above-described location.

BASIS FOR ISSUANCE: The decision to issue this permit was based on a staff review of the project with respect to relevant approval criteria contained in Chapter 72 of the Department's administrative rules (Agency 567, Iowa Administrative Code) and applicable provisions of Iowa Code Sections 455B.262, .264, .275 and .277.

PERMIT CONDITIONS:

1. **Disclaimer.** No legal or financial responsibility arising from the construction, operation or maintenance of the approved works shall attach to the state of Iowa or the Department due to issuance of this permit.
2. **Maintenance.** The permittee and any successor in real estate on which the permitted activity is located shall be responsible for proper maintenance.
3. **Other Permits, Licenses and Regulations.** The permittee shall be responsible for complying with all other local, state and federal statutes, ordinances, rules and permit requirements applicable to the construction, operation and maintenance of the approved works.
4. **Revocation.** This permit may be revoked by the Department if construction is not begun within 5 years of the date of issue.
5. **Change in Plans.** This permit only authorizes construction in accordance with the approved plan sheets. No changes shall be made without prior authorization from the Department.
6. **Lands, Easements and Rights-of-Way.** The permittee shall be responsible for obtaining all lands, easements or rights-of-way necessary for the construction and maintenance of the approved works.

7. **Spoil Disposal.** Excess spoil material resulting from the excavation shall be removed from the flood plain. The spoil material shall not be placed in an area that is, or could be, classified as a regulated wetland.
8. **Requirements for Parking Recreational Vehicles.** Recreational vehicles parked at the site must be on the site for fewer than 180 consecutive days and must be fully licensed and ready for highway use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions. In addition, all recreational vehicles parked at the site must be able to be removed from the flood plain within the flood warning time available.

CERTIFICATION OF MAILING

I hereby certify that I have this 22nd day of February, 2007 mailed Flood Plain Development Permit No. FP 2007-22 to the permittee.

By H. Fungo