



# Pennsylvania Fish & Boat Commission

BUREAU OF ENGINEERING & PROPERTY SERVICES  
450 ROBINSON LANE  
BELLEFONTE, PA 16823-9616  
814-359-5152 - 814-359-5153 (FAX)

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FBI and  
action.  
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April 28, 2008

Mr. Eugene K. Gruber P.E.  
Director, Mitigation Division  
FEMA Region 3  
One Independence Mall, Sixth Floor  
615 Chestnut Street  
Philadelphia, PA 19106-4404

Re: Provisional Accreditation of the Spring Creek Levee, Benner Township,  
Centre County, Pennsylvania

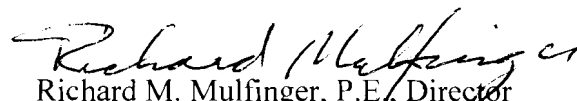
Dear Mr. Gruber:

Enclosed is the Agreement and request for provisionally accredit for the aforementioned levee. The Commission wishes to accredit the levee, but unfortunately the Commission cannot provide any records of maintenance and operations, mechanized interior drains or as-built drawings. Our current Operations and Maintenance (O&M) activities include: visual inspection and repairs of cracks, piping and boils; rodent hole filling; and grass cutting. Although the PFBC does not currently have a formal levee O&M plan in place, it is willing to work with the USACE to develop one. The Commission is currently working toward the levee's accreditation and plans to consult with the Corps of Engineers for an initial assessment and the production of the hydraulic models. Refer to the schedule on page 2.

Please review and process the enclosed request for Provisional Accreditation of the Spring Creek Levee.

If you have any questions, please contact Jerry Woomer at (814) 359-5170.

Sincerely,

  
Richard M. Mulfinger, P.E. Director  
Bureau of Engineering and Property Services

Our Mission:

[www.fish.state.pa.us](http://www.fish.state.pa.us)

To protect, conserve and enhance the Commonwealth's aquatic resources and provide fishing and boating opportunities.



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Schedule:

Deadline to accept FEMA (provisionally accreditation)	May 7, 2008
Assessment (by Corps)	Aug. 2008
Hydraulic Modeling (In House)	Sept. 2008
Geotechnical (by Consultant)	Aug. 2009
Final Report to FEMA	Feb. 2010
Certification	May 2010

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**SCENARIO A1: LEVEE NOT IN FEDERAL SYSTEM/PAL AGREEMENT**

**Letter of Agreement and Request for Provisionally Accredited Levee (PAL) Designation and Agreement to Provide Adequate Compliance With the Code of Federal Regulations, Title 44, Section 65.10 (44 CFR 65.10).**

We, the undersigned, have received the letter from FEMA dated **February 6, 2008**, and the enclosed document entitled "Requirements of 44 CFR 65.10". We understand that FEMA is in the process of providing updated flood maps for the **Township of Benner, Centre County, Pennsylvania** and that the area behind the levee known as **Spring Creek Levee** will be remapped to reflect that the levee has been designated as a PAL.

To the best of our knowledge, the levee known as **Spring Creek Levee** meets the requirements of 44 CFR 65.10 and has been maintained in accordance with an adopted operation and maintenance plan as evidenced by the attached plan and records of levee maintenance and operation, as well as tests of the mechanized interior drainage systems, if applicable. We hereby submit to FEMA, within 90 days (before **May 7, 2008**) our agreement to provide FEMA with all the necessary information to show that the levee known as **Spring Creek Levee** complies with 44 CFR 65.10. We understand that this documentation will be required before **May 7, 2010**. This information will allow FEMA to move forward with the flood mapping for the **Township of Benner, Centre County, Pennsylvania**. We fully understand that if complete documentation of compliance with 44 CFR 65.10 is not provided within the designated timeframe of 24 months, FEMA will initiate a revision to the Flood Insurance Rate Map to redesignate the area as floodprone.

Levee Owner Representative *Richard Mulfinger* (signature)  
Richard Mulfinger (print)

Date: 1/28/08

Community CEO \_\_\_\_\_ (signature)  
\_\_\_\_\_ (print)

Date: \_\_\_\_\_

Other (if applicable) \_\_\_\_\_ (signature)  
\_\_\_\_\_ (print)

Date: \_\_\_\_\_

- ~~x Attachments xxx~~
- ~~x Operation and Maintenance Plan and Records x~~
- ~~x Test Records of Mechanized Interior Drainage System x~~