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U.S. Department of Homeland Security  
FEMA Region II  
26 Federal Plaza  
New York, New York 10278



FEMA

January 7, 2010

The Honorable James Riester  
Supervisor of the Town of Pendleton  
6570 Campbell Boulevard  
Lockport, New York 14094

Community No.: 360509  
Community: Town of Pendleton,  
Niagara County,  
New York

Dear Supervisor Riester:

This is in response to your letter dated December 23, 2009. In your letter, you advised FEMA that the Town has undertaken a new study of a portion of Tonawanda Creek. We commend your efforts in providing us and your community with the best possible flood hazard data.

Please note that because the statutory appeal and protest period has ended, as well as the 30-day comment period for our response, it will not be possible for us to incorporate your revised model into the upcoming final Flood Insurance Rate Map (FIRM). We will, however, work diligently to assist you in the adoption of this data, if appropriate, through the process of a Letter of Map Revision (LOMR). We are confident that, with our assistance, this LOMR can be adopted nearly concurrently with the new FIRM, therefore having no adverse effect on properties and structures which may be shown as in the SFHA on the FIRM and then removed in the LOMR.

It is important to note that we are also currently creating the Countywide FIRM for Erie County, and if appropriate, will use the proposed model in that study as well. We will be in contact with your Town Engineer shortly to discuss your efforts and provide information on the LOMR process. We look forward to working with you and your community on this initiative.

FEMA Region II has designated Paul Weberg, P.E., Senior Engineer, as the Project Lead for this mapping initiative. If you have any questions please contact Mr. Weberg at 212-680-3638 or [Paul.Weberg@DHS.gov](mailto:Paul.Weberg@DHS.gov).

Sincerely,

A handwritten signature in cursive script that reads "Mary A. Colvin".

Mary Colvin, Acting Director  
Mitigation Division

cc: William Nechamen, CFM, NYSDEC  
Rebecca Anderson, NYSDEC  
David Gerber, Floodplain Administrator  
David M. Britton, P.E., CRA