

RESOLUTION #97-7

DESIGNATION OF HAZARDOUS DEVELOPMENT SITE

WHEREAS, the Board of Commissioners of Boise County has enacted Ordinance #97-2 which authorizes the designation of Hazardous Development Sites to protect the health, safety and general welfare of the public, and

WHEREAS, the Federal Emergency Management Agency and the State of Idaho have evaluated the threat of mudslide and landslide in the Lower Banks area of Boise County, and

WHEREAS, the Federal/State interagency team has evaluated the Alluvial Fan Complex at Lower Banks and determined that it poses an ongoing and imminent threat to the health, safety and welfare of owners and occupiers of the designated lands, and

WHEREAS, the interagency study team has released a technical report regarding Boise County debris flow, January 1 through 3, 1997;

NOW, THEREFORE, Be It Resolved by the Board of Commissioners of Boise County, Idaho as follows:

I. That technical studies have been conducted concerning debris, flood and flow potential in the Alluvial Fan Complex at Lower Banks in Boise County, Idaho. Said investigation reveals that the site identified below by approximate legal description is within the path of flow debris, flooding and sediments and is subject to an imminent threat to life and property. The details of such evaluation are set forth in the technical report of Federal/State Interagency Team dated February 5, 1997, which is attached and hereby made a part of this Resolution.

II. Based upon the foregoing, the Board of Commissioners designates the following described lands as a Hazardous Development Site within the meaning of Boise County Ordinance #97-2. Said land is more particularly described as follows:

T8N R3E SEC 8; TAX 3 in E 1/2 NW which lies in the Alluvial Fan at Lower Banks, Boise County, State of Idaho.

III. The employees and staff of Boise County are hereby authorized to carry out the responsibilities set forth in Ordinance #97-2 to notify the affected property owners of the Hazardous Development Site designation and to proceed as necessary to inform others affected by this action.

ORIGINAL

IV. Effective Date: This Resolution shall be immediately effective upon its passage by the Board of Commissioners of Boise County.


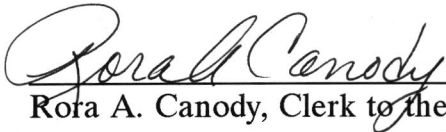
APPROVED as a Resolution of the Board of Commissioners of Boise County, Idaho, on this 20 day of February, 1997.

Absent  
John N. Dyer, Chairman of the Board

  
John S. Foard, Jr., Commissioner

  
Harold E. Raper, Commissioner

Attest:

  
  
Rora A. Canody, Clerk to the Board

Section 6: Each Warrant shall be executed in the name of Boise County, shall be signed by the Chairman, countersigned by the County Treasurer, and attested by the County Clerk, and shall be authenticated by the Seal of the County affixed thereto. Each Warrant shall be substantially in the form as set forth in Exhibit "A" attached hereto and by reference made a part hereof.

Section 7: The County hereby covenants with the registered owner of the Warrants that it will issue bonds in the amount of the confirmed assessment roll for L.I.D. No. 95-1, less the prepayment of assessments as authorized by law, and further pledges the first proceeds of said prepayments of assessments and of the proceeds of the bonds to payment of the Warrants.

The Warrants shall not constitute an indebtedness of the County within the meaning of any state constitutional provision or statutory limitation, or a charge against the general credit or taxing power of the County, and the registered owner of the Warrants shall have no claim against the County, its funds or property.

Section 8: The County covenants with the registered owner of the Warrants as follows:

A. The Warrants are qualified tax-exempt obligations within the meaning and for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986 (the "Code"), and the County does not reasonably anticipate that it will designate more than \$10,000,000, including the Warrants, as qualified tax-exempt obligations during the calendar year 1995.

B. None of the proceeds of the Warrants will be used directly or indirectly (i) to make or finance loans to persons or (ii) in any trade or business carried on by any person (other than use as a member of the general public). For purposes of the preceding sentence, the term "person" does not include a government unit other than the United States or any agency or instrumentality thereof, and the term "trade or business" means any activity carried on by a person other than a natural person.

C. No portion of the original proceeds of the Warrants will be invested in higher-yielding non-purpose obligations beyond a temporary period determined as the earlier of three (3) years after the date the Warrants are issued or the date the project is substantially completed.

D. The County will take no action which would cause the Warrants to become arbitrage bonds within the meaning of Section 148 of the Code.

E. The County will comply with the information reporting requirements of Section 149(e) of the Code.

F. The County will not permit the Warrants to be or become "federally guaranteed" within the meaning of Section 149(b) of the Code.

G. None of the proceeds of the Warrants will be used to reimburse the County for capital expenditures made prior to the date of delivery of the Warrants unless the County, not later than 60 days after the payment of such expenditure, shall have adopted an official intent resolution as provided by Section 1.150-2 of the Treasury Regulations.

Section 9: This Resolution shall take effect and be in force immediately upon its passage and approval.

DATED this 12th day of June, 1995.

BOISE COUNTY, IDAHO

By John M. Dyer  
Chairman

By James Donley  
Commissioner

By David E. Ryan  
Commissioner

ATTEST:

Gerald A. Canody  
County Clerk

( S E A L )



(Form of Interim Warrant)

UNITED STATES OF AMERICA

NO. \_\_\_\_\_

\$ \_\_\_\_\_

STATE OF IDAHO

COUNTY OF BOISE

LOCAL IMPROVEMENT DISTRICT NO. 95-1 INTERIM WARRANT

FOR VALUE RECEIVED, Boise County, Idaho (the "County"), acknowledges itself to owe, and promises to pay to

WEST ONE BANK, IDAHO

the original Registered Owner hereof or its assignee, at the office of the County Treasurer, on or before the first day of January, 1996, the sum of

DOLLARS

(\$ \_\_\_\_\_) in lawful money of the United States of America, together with interest thereon in like money at the rate of 6.05% per annum from the date hereof, interest payable on redemption.

This Warrant is registered, both as to principal and interest, with the County Treasurer, and any transfer hereof must likewise be registered. This Warrant is a negotiable instrument, payable solely from the prepayment of assessments or the issuance of local improvement district bonds for Local Improvement District No. 95-1 of the County, all as authorized by Ordinance No. 95-1, adopted on April 3, 1995. The owner of this Warrant shall have no claim against the County, its funds or property, except as set forth above.

This Warrant is issued for the purpose of providing part of the interim funds necessary to construct the improvements authorized for Local Improvement District No. 95-1, under and by virtue of and in full conformity with the Constitution and laws of the State of Idaho and Ordinance No. 95-1 of the County.

IT IS HEREBY CERTIFIED, RECITED, AND DECLARED that all matters, acts, conditions and things required by law to make this Interim Warrant a valid and enforceable limited obligation of Local Improvement District No. 95-1 of the County, have happened, have been done, and have been performed, and the first proceeds of the prepayment of local improvement district assessments and of the issuance and sale of local improvement district bonds for Local Improvement District No. 95-1 of the County, are pledged for the payment of the same.

IN WITNESS WHEREOF, Boise County, Idaho, has caused this Warrant to be executed on its behalf and under its official seal by the Chairman of its Board of Commissioners, countersigned by its Treasurer, and attested by its County Clerk, all as of the \_\_\_\_\_ day of \_\_\_\_\_, 1995.

BOISE COUNTY, IDAHO

\_\_\_\_\_  
Chairman, Board of Commissioners

\_\_\_\_\_  
Treasurer

ATTEST:

\_\_\_\_\_  
County Clerk

( S E A L )

\* \* \* \* \*

This Interim Warrant is registered in the name of the registered owner whose name and address appear last below, and both principal and interest are payable only to said owner.

NOTE: There must be no writing in the space below except by the City Treasurer.

<u>Date of Registry</u>	<u>Name of Registered Owner</u>	<u>Address of Registered Owner</u>	<u>Signature of Treasurer</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

TREASURER'S CERTIFICATE

I, the undersigned, the Treasurer of Boise County, Idaho, hereby certify that the within Interim Warrant has been duly registered in my office in the Registration Book kept for that purpose.

\_\_\_\_\_  
Treasurer

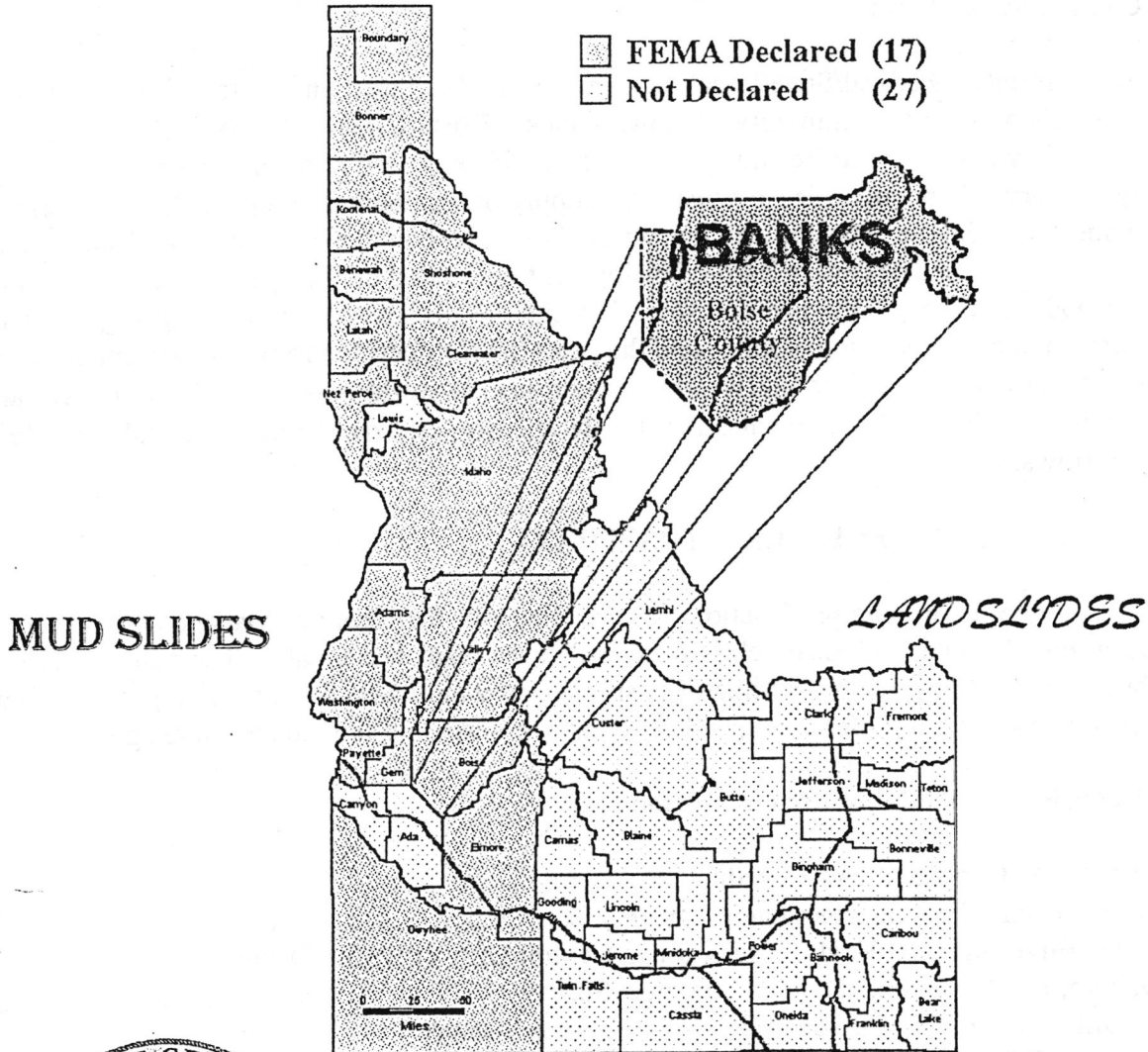


# FEMA-DR-1154-ID

## Fema/State Interagency Technical Report

### Boise County Debris Flow

January 1-3, 1997



**Debris Flow Damage**



February 5, 1997

# FEDERAL/STATE INTERAGENCY TEAM

## TECHNICAL EVALUATION

### ALLUVIAL FAN COMPLEX DEBRIS FLOOD/FLOW POTENTIAL

#### BANKS, BOISE COUNTY, IDAHO

#### EXECUTIVE SUMMARY:

A coordinated Federal/State/Local technical team conducted an onsite evaluation of the two watersheds above the community of Lower Banks, Boise County, Idaho. Both watersheds were damaged by a recent wildfire and by the weather and snow and rain conditions of December and early January. There still exists a substantial supply of sediment, boulders, and log debris in both channels and in the unstable canyon walls. Soils are conducive to slumping and many slumps are still active. The Lower Banks development is situated on the apex of a canyon mouth deposit. Flood velocities at the apex of such deposits are typically high, causing high impact forces from boulders, deep burial depths, and the potential for deep scouring. The potential exists for more extreme winter and spring weather conditions. There is reasonable cause to warrant ongoing concern relating to imminent threat to life and property due to the potential for debris floods and flows.

#### THE INTERAGENCY TECHNICAL TEAM (IAT)

Under the coordinating function of the Federal Emergency Management Agency (FEMA), a federal, state, and local debris flow evaluation team was created. The team consisted of a debris flow technical team coordinator, a snow survey engineer, two consulting debris flow engineers, a public health professional, and geologists representing federal and state agencies.

The IAT consisted of the following representatives:

Fred May, Ph.D., Geologist, IAT Coordinator  
Phil Carpenter, P.E., Federal Emergency Management Agency, *engineer*  
Jerry Davis, Environmental Health Professional, Central District Health Department  
Mary Donato, Ph.D., Geologist, U.S. Geological Survey  
Virginia Gillerman, Ph.D., Geologist, Idaho Geological Survey  
Evert Lawton, P.E., Ph.D., University of Utah, Department of Civil Engineering  
Phil Morrissey, P.E., Natural Resources Conservation Service, Snow Survey Office  
Jim O'Brien, P.E. Ph.D. FLO Engineering, Breckenridge, Colorado  
Terrel Stevenson, Geologist, Natural Resources Conservation Service  
Jim Clayton, Ph.D., Soil Scientist, U.S.F.S., Intermountain Research Station

## INTRODUCTION

Alluvial fans are cone-shaped stream sediment deposits at canyon mouths. When streams flood onto alluvial fan surfaces, they lay down sediments and debris that cause the alluvial fan to grow in depth and size. Typically, alluvial fans consist of three parts, an upper part referred to as the "fan apex" (also known as the "high-velocity zone" or the "channelized zone"), a middle part that is referred to as the "braided zone" (the stream velocities slow and the water flow creates a braided pattern), and a lower zone referred to as the "sheet flow zone" (stream velocity slows more and the flowing water occurs as a slow-moving sheet flow).

The community of Lower Banks is situated on two alluvial fans that blend together. The fan is typical of narrow canyon alluvial fans that are truncated by a river (in this case, the Payette River). This fan is not a complete fan, because it does not have all three components. It is considered by the IAT to consist only of the "fan apex", which is the most dangerous part of an alluvial fan during times of flooding, due to the high velocities of the sediment and debris, the destructive forces of debris carried by the flows, the considerable depths of sediment, and the deep scouring.

The terms "debris flow", "debris flood", "debris torrent", "mudslide", "mudflow", and "landslide" have different technical definitions, but they all refer to similar processes by which mixtures of water and debris flow (sometimes rapidly and destructively) down streambeds or slopes.

## TECHNICAL PERCEPTION OF RISK

The evaluation of a hazard involves "technical perception of threat and risk" based on "best available data/information at the time. The IAT conducted an onsite evaluation of the area of concern, and our observations are discussed below. The technical perception of this IAT is provided in this report and its conclusions. This report is provided as input to the federal and state coordinating agencies, the Federal Emergency Management Agency (FEMA) and the Idaho Bureau of Disaster Services (BDS), for this element of the overall disaster (FEMA 1154 - DR-ID).

## FIELD EVALUATION

On February 1, 1997, at 9:00 a.m., the IAT met at the FEMA Disaster Field Office (DFO) for an initial briefing. The group then went to Lower Banks, Boise County, Idaho, where it met with Jim Powell, the major landowner and residents of the Lower Banks Alluvial Fan Complex. The field evaluation began at about 11:00 a.m.. The IAT was accompanied by Mr. Powell. The IAT hiked both the stream bottom and the south-facing slopes of the main Lower Banks Canyon (the north-facing slope was snow-covered and mainly inaccessible, but clearly visible). The IAT conferred during the onsite evaluation, obtaining multi-disciplinary and multi-objective concurrence relative to considerations of "imminent threat to life and property." The onsite field evaluation ended at approximately at 1:30 p.m.

The helicopter aerial survey of the Lower Banks watersheds began at approximately 2:30 p.m. The first flight included Phil Morrisey (Natural Resources Conservation Service, Snow Survey Office), Dr. Gillerman (I.G.S), and Dr. Donato (U.S.G.S.). A snow survey was conducted of the Lower Banks watershed. Snow cores were taken and snow depths and snow water contents were measured at three elevations (3,700', 4,420', and 5,000'). Snow depths were 5", 7", and 17.25" and the amount of water stored in the snow is equivalent to 1.6", 1.9", and 5.75" of water, respectively. Summed over the Lower Banks watershed, this equates to approximately 28 acre feet of water. The two geologists accompanying the snow surveyor conducted an aerial geological survey, observing numerous watershed slumps in various stages of slope failure. Additional flights included the environmental health professional, the IAT Coordinator/Geologist, the two consulting engineers, and a Geographic Information Specialist and a FEMA general counsel.

On Sunday, February 2, 1997, the IAT reconvened from 9:00 a.m. to 1:00 p.m. to review their results and to determine what tasks needed to be accomplished to prepare this present report. The individual technical reports were prepared and delivered to the IAT Coordinator on February 3 and 4, 1997, to be included in the present IAT report.

## **THE MAIN LOWER BANKS WATERSHED**

The elevation of Lower Banks is about 2,800' and the upper elevation is 5,085', a difference of 2,285'. The north facing slopes are still snow-covered, whereas the south-facing slopes at lower elevations are now relatively free of snow. The north-facing slopes are relatively densely covered with brush and trees and are steeper than the south-facing slopes. The main stream channel runs a fairly straight course westward to its confluence with the Payette River, a distance of approximately 4,000 feet, with an average slope of about 36 percent.

The snow-covered north-facing slopes are assumed to be underlain by frozen ground. This ground will thaw and will likely become unstable when that happens. The steeper slopes and more dense vegetation may contribute numerous slumps with tree debris into the channel bottom, which is assumed by the IAT to contribute to the ongoing imminent threat to human life below on the fan apex—in a sense, the second "barrel" of a "double-barrel shotgun."

The south-facing slope is not as steep as the north-facing slope and it is sparsely vegetated with grasses and sparse conifers. This side of the canyon was relatively free of snow up to about 4,000 feet elevation. It had thawed, was saturated, and was contributing to canyon wall slumping at the time of the onsite evaluation. The potential still exists for more slumps to reach the canyon bottom and, under the right conditions, cause damming and surges of water, mud and debris onto the fan apex below.

The discussion above is relative to the main Lower Banks Canyon, and not the lesser canyon to the immediate south. That smaller canyon has very similar conditions and poses a threat to the mobile homes, highway, and houses below.