



FEMA

February 15, 2007

Colonel Thomas Kirkpatrick
State Coordinating Officer
Governor's Office of Homeland Security and Emergency Preparedness
415 North 15th Street
Baton Rouge, LA 70802

Re: FEMA-DR-1607-LA; Town of Delcambre (113-20155-00)
First Appeal – Eligible Work, Project Worksheet (PW) #2665

Dear Colonel Kirkpatrick:

This is in response to the State's letter of August 30, 2006, transmitting the first appeal of eligible work for the Town of Delcambre (applicant) in Vermilion Parish.

Background

The Town of Delcambre sustained 15 feet storm surge from Hurricane Rita. As flood waters subsided, the Mayor of Delcambre set up a staging area in Our Lady of the Lake Church parking lot. The project officer stated in PW #2665 that the parking lot supported 20 to 30 trucks per day; and that the asphalt parking lot was damaged due to the 18-wheeler trucks delivering emergency supplies to the town. The State, in its letter, included that the applicant also used the parking lot to mix roadway materials to provide emergency vehicles and heavy trucks the necessary ingress and egress within the selected roads. The applicant repaired the parking lot. The project officer determined the applicant is not the legal owner of the parking lot. PW #2665 was submitted for zero dollars. The applicant appealed this determination.

Discussion

In reviewing the documentation provided, the decision by the Mayor to use the parking lot for mixing roadway materials and the delivery of life sustaining supplies was reasonable in light of the circumstances. Emergency protective measures are those activities undertaken by a community before, during, and following a disaster that are necessary to eliminate or reduce an immediate threat to life, public health, or safety [Title 44 Code of Federal Regulations (CFR) §206.225 (a)]. The applicant engaged in activities to deliver food, water, ice, and other essential needs at a central distribution point for use by local citizens,

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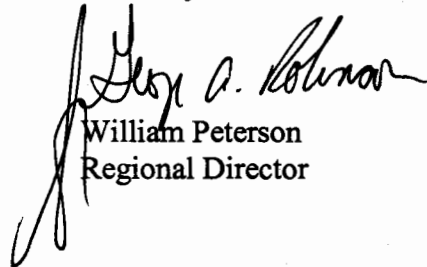
and mixed materials for emergency road repairs. Such prudent actions taken by the Mayor to protect lives and public health are eligible for assistance.

The Mayor of Delcambre requested and received permission from the Church to use the parking lot as a staging area. There was no cost for the use of the parking lot. The damage to the parking lot was during its use as a staging area and as a site for mixing materials for emergency road repairs. The repair cost to the damaged parking lot, caused during its use to facilitate emergency work, is eligible for FEMA reimbursement.

Conclusion

The appeal is approved. A PW will be prepared for \$3,650 to obligate the eligible cost of the repairs to the parking lot that was excluded in PW #2665. Please inform the applicant of my determination. If you have any questions, please contact James Stark, Director, Louisiana Transitional Recovery Office at 504-762-2000.

Sincerely,



William Peterson
Regional Director