

Guidelines for Involuntary Mandatory Buyout Boundary Determinations

The City of Minot as part of the National Disaster Resiliency Disaster Recovery (CDBG-NDR) grant has allocated funds for an Involuntary Mandatory Buyout Program (Buyout Program) in support of city long term efforts to institute flood control and mitigation measures based on the experience of the 2011 Souris River Flood. Funding for flood control and mitigation measures are being derived from various sources including the city, FEMA, state of North Dakota with the NDR-DR funds serving as support and effort for these long term flood control and mitigation measures.

Acquisition of parcels as part of the Buyout Program will be informed by the site needs to carry out the flood control and mitigation measures being funded by other sources.

To assure compliance with HUD rules, regulations, and statutes especially involving National Objective and eligible use of Disaster Recovery funds, all real estate acquired under the Buyout Program must be actively used in a flood control or mitigation project which meets HUD standards to avoid an adverse finding of ineligible land banking or not meeting National Objective designation not later than September 30, 2022.

Parcel acquisition under the Buyout Program will be limited to addressing flood control and mitigation projects' site control and impact in consultation with the city's Department of Public Works and Department of Engineering, and, as set forth in the HUD approved NDR-DR Action Plan, flood storage areas based on the Souris River Decision Support Tool.

Understanding the nature and dynamics of the potential change in configurations of planned flood control and mitigation projects through the planning and design changes, and ongoing discussions with the various funding sources for the projects, there will be ongoing interaction between the NDR-DR Buyout program staff and the Department of Public Works and Department of Engineering to assure that all acquisitions under the Buyout program meet the National Objective and stated purposes for the Buyout Program to assure compliance with HUD rules, regulations, and statutes.

The ongoing interaction shall include regular updates on the status of flood control and mitigation projects including change in timelines, changes in design and/or construction plans affecting parcels needed for acquisition, and related matters which can affect acquisitions under the buyout program.

Outcomes of the ongoing interaction resulting in changes to the agreed upon buyout area at the time of these guidelines will be posted on the NDR-DR website with an explanation of such changes.

7/7/17