

ORDINANCE NO. 799

AN ORDINANCE AMENDING THE CITY'S FLOODPLAIN DAMAGE PREVENTION ORDINANCE.

WHEREAS, Chapter 18, Article 6 contains the City's regulations and requirements concerning the National Flood Insurance Plan and Flood Hazards; and

WHEREAS, the Federal Emergency Management Agency ("FEMA") and the Colorado Water Conservation Board have conducted a new Flood Insurance Study and revised the Weld County Flood Insurance Rate Maps, both of which will become effective January 20, 2016; and

WHEREAS, in order for the City to continue its participating in the National Flood Insurance Plan, it must update its ordinances concerning floodplain damage prevention to incorporate the new study and maps by no later than December 15, 2015; and

WHEREAS, the City Council finds that continued participation in the National Flood Insurance Plan is in the best interest of the City and its residents, and therefore amends its ordinance to reference the new map as set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DACONO, COLORADO:

Section 1. Section 18-36 of the Dacono Municipal Code is hereby amended to read as follows (text to be added underlined; text to be deleted ~~stricken~~)

Sec. 18-136 Basis for establishing the special flood hazard area.

The Special Flood Hazard Areas identified by the Federal Emergency Management Agency in a scientific and engineering report entitled, "~~The Flood Insurance Study for Dacono,~~" dated July 16, 1979 "The Flood Insurance Study for Weld County, Colorado and Incorporated Areas," dated January 20, 2016, with accompanying Flood Insurance Rate Maps and/or Flood Boundary-Floodway Maps (FIRM and/or FBFM) and any revisions thereto are incorporated herein by reference and declared to be a part of this ordinance. These Special Flood Hazard Areas identified by the FIS and attendant mapping are the minimum area of applicability of this ordinance and may be supplemented by studies designated and approved by the City Council. The Floodplain Administrator shall keep a copy of the Flood Insurance Study (FIS), DFIRMs, FIRMs and/or FBFMs on file and available for public inspection.

Section 2. If any section, paragraph, sentence, clause, or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 3. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

INTRODUCED, READ, ADOPTED ON FIRST READING, AND ORDERED PUBLISHED AND POSTED BY TITLE this 10th day of August, 2015.

PUBLIC HEARING AND SECOND READING WILL BE THE 24th day of August, 2015, AT 6:00 P.M. AT DACONO CITY HALL, 512 CHERRY STREET, DACONO, CO.

READ, ADOPTED ON SECOND READING, APPROVED, SIGNED, AND ORDERED PUBLISHED BY TITLE this 24th day of August, 2015.

CITY OF DACONO, COLORADO



Charles Sigman, Mayor

ATTEST:



Valerie Taylor, City Clerk

Summary of Ordinance No. 799, “**AN ORDINANCE AMENDING THE CITY’S FLOODPLAIN DAMAGE PREVENTION ORDINANCE.**” Amends the City’s floodplain regulations to incorporate the new FEMA flood insurance rate study and maps.