



## **Agenda Commentary**

**Item Title/ Subject:** Ordinance No. 930A regarding Flood Damage Prevention

**Staff Source:** City Clerk Lisa Anders

**History/Background Information:** Ordinance No. 930 was adopted December 7, 2010. Upon Sterling Codifiers preparing the ordinance for the City's code book on the website, they found some typographical errors. The purpose of this ordinance is to correct those errors which are identified in the new ordinance.

**Item/Subject Summary:** Correction of typographical errors to Ordinance No. 930

**Price/Cost:** Publication cost

**Recommendation:** Recommend approval of Ordinance No. 930A

## Ordinance No. 930a

**An Ordinance amending Ordinance No. 930 regarding Flood Damage Prevention Ordinance that adopts the new Custer County Flood Maps dated January 6, 2011; which requires floodplain permits for any new development in the floodplain, sets a penalty and establishes fees and establishes an emergency. This ordinance is required for residents of Clinton to be able to purchase flood insurance in or out of the floodplain.**

Whereas the City of Clinton passed Ordinance 930 regarding Flood Damage Prevention which contained typographical errors in Article V, Subsection B(4), (5), and (6).

Now Therefore, Ordinance No. 930 is amended as follows:

1. Article V, Subsection B(4) shall state as follows:

4. **Manufactured Homes -**

Require that all manufactured homes to be placed anywhere within the community in Flood Zones A and/or AE on the Clinton FIRM shall be installed using methods and practices that minimize flood damage and have the bottom of the I-beam elevated at least at or above the base flood elevation. For the purposes of this requirement, manufactured homes must be elevated and anchored to a permanent foundation to resist flotation, collapse, or lateral movement. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces. The home shall be installed by a licensed installer according to Oklahoma state law and compliance herewith shall be certified in writing to the Floodplain Administrator by said installer prior to habitation of the manufactured home.

2. Article V, Subsection B(5) shall read as follows:

5. **Recreational Vehicles -** Require that recreational vehicles placed on sites within Zones A and AE on the Clinton FIRM either:

(a) Be on the site for fewer than 180 consecutive days,

(b) Be fully licensed and ready for highway use, or

(c) Meet the permit requirements of Article IV, Section C, and the elevation and anchoring requirements for "manufactured homes" in paragraph (4) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

3. Article V, Subsection B(6) shall read as follows:

6. **Accessory Structure -** Accessory structures to be placed on sites within Zones A and AE on the Clinton FIRM shall comply with the following:

(a) The structure shall be unfinished on the interior;

(b) The structure shall be used only for parking and limited storage;

(c) The structure shall not be used for human habitation. Prohibited activities or uses include but are not limited to working, sleeping, living, cooking, or restroom use;

- (d) Service facilities such as electrical and heating equipment must be elevated to or above the BFE;
- (e) The structure shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters;
- (f) The structure shall be designed to have low flood damage potential and constructed with flood resistance materials;
- (g) The structure shall be firmly anchored to prevent flotation, collapse, and lateral movement;
- (h) Floodway requirements must be met in the construction of the structure;
- (i) Openings to relieve hydrostatic pressure during a flood shall be provided below the BFE; and
- (j) The structure shall be located so as not to cause damage to adjacent and nearby structures.

**WHEREFORE**, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately from and after its passage, approval and publication.

**PASSED AND APPROVED** and the Emergency Clause voted upon separately and passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

**ADOPTED BY THE CITY COUNCIL OF THE City of Clinton THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2011.**

CITY COUNCIL OF City of Clinton

\_\_\_\_\_  
Chairman

I, Lisa Anders, the undersigned City Clerk of the City of Clinton, hereby certify that the above is a true and correct copy of a flood damage prevention ordinance duly adopted by the City Council of the City of Clinton at a regular meeting of said City Council duly convened and held on \_\_\_\_\_, 2011. I further certify that the Oklahoma Open Meeting Act was complied with in all respects for such meeting.

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City Clerk, City of Clinton (SEAL)