

AN ORDINANCE ADOPTING THE "KENTUCKY MODEL FLOOD DAMAGE PREVENTION ORDINANCE" PREPARED FOR THE KENTUCKY FLOOD CONTROL ADVISORY COMMISSION BY BOOKER ASSOCIATES, INC., WHICH CONTAINS AN ARTICLE ENTITLED "GENERAL PROVISIONS" WITH SECTIONS RELATED TO STATUTORY AUTHORIZATION, SINGLE TITLE, PURPOSES, COMPLIANCE, LANDS AFFECTED, INTERPRETATION, EFFECT ON PREVIOUS ORDINANCES, DISCLAIMER OF LIABILITY, AND SEVERABILITY; WHICH CONTAINS AN ARTICLE ENTITLED "DEFINITIONS" WITH SECTIONS RELATED TO GENERAL AND DEFINITIONS; WHICH CONTAINS AN ARTICLE ENTITLED "PROVISIONS FOR FLOOD HAZARD REDUCTION" WITH SECTIONS RELATED TO GENERAL STANDARDS AND SPECIFIC STANDARDS; WHICH CONTAINS AN ARTICLE ENTITLED "ADMINISTRATION" WITH SECTIONS RELATED TO PERMITS REQUIRED, LOCAL ADMINISTRATOR, PERMIT ISSUANCE, PROCEDURES, AND PENALTIES; AND WHICH CONTAINS AN ARTICLE ENTITLED "BOARD OF APPEALS" WITH SECTIONS RELATED TO ESTABLISHMENT, APPEALS, VARIANCES, EXERCISE OF POWERS, AND JUDICIAL REVIEW: AND THIS ADOPTING ORDINANCE DESCRIBING THE PURPOSES OF THIS ORDINANCE AND CONTAINING A CLAUSE ADOPTING THE MODEL ORDINANCE, A CLAUSE RESTATING THE PENALTY SECTION OF THE MODEL ORDINANCE, AND A CLAUSE PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE,

WHEREAS, a flood insurance rate study establishing base flood elevations has been completed for the City of Russellville; and,

WHEREAS, the flood insurance rate map will become effective on June 1, 1984; and,

WHEREAS, by that date the City of Russellville has been instructed by the Federal Emergency Management Agency to have its legally enforceable flood plane management measures as required by section 44 CFR 60.3 (c) of the National Flood Insurance Program (NFIP) regulations approved by that office, which ordinance is enacted to minimize losses due to flood conditions in specific areas set forth therein by regulating development activities which are dangerous to public health, safety, and property,

NOW THEREFORE BE IT ORDAINED BY THE CITY OF RUSSELLVILLE THAT:

1. The City of Russellville does hereby adopt the Kentucky Model Flood Damage Prevention Ordinance prepared for the Kentucky Flood Control Advisory Commission prepared by Booker Associates, Inc., a copy of which is hereto attached, and incorporates that ordinance herein by reference as if fully copied herein including specifically, but not by way of limitation, the sections regarding "Effect on Previous Ordinances." and "Severability," which also apply to this adopting ordinance.

2. The following section regarding "Penalties" is restated in this adopting ordinance so that it will be published:

"Knowing violations of or willful failure to comply with any provision of this Ordinance, including violation of conditions established in connection with grants of variance, shall constitute a misdemeanor punishable by a fine of not more than \$100 or imprisonment for not more than 2 days, or both. Any person thus convicted shall also pay all court costs and expenses involved

in the case. Each day said violation continues shall be considered as a separate offense.

3. This ordinance shall be effective upon its passage and publication according to law.

This adopting ordinance is designated by the City of Russellville as a summary of the adopting ordinance and the Model Flood Damage Prevention Ordinance.

PASSED first reading by roll call vote this the 8th day of May, 1984.

AYES:	NAYS:	ABSENT:	ABSTAINING:
<u>Willie Hampton</u>	_____	_____	_____
<u>Harold R. Johns</u>	_____	_____	_____
<u>Keith Fruits</u>	_____	_____	_____
<u>Ken Campbell</u>	_____	_____	_____
<u>Everett Daniel</u>	_____	_____	_____
<u>Gary Woodlee</u>	_____	_____	_____

PASSED second reading by roll call vote this the 22nd day of May, 1984.

AYES:	NAYS:	ABSENT:	ABSTAINING:
<u>Willie Hampton</u>	_____	_____	_____
<u>Gary Woodlee</u>	_____	_____	_____
<u>Everett Daniel</u>	_____	_____	_____
<u>Harold R. Johns</u>	_____	_____	_____
<u>Keith Fruits</u>	_____	_____	_____
<u>Ken Campbell</u>	_____	_____	_____

Ken Suits

MAYOR

ATTEST:

Bessie Binkley
CITY CLERK