RESOLUTION NO. 2003-R-07

Village of Volente

FLOOD DAMAGE PREVENTION RESOLUTION

WHEREAS, certain areas within the Village of Volente are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare; and

WHEREAS, these flood loses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazards areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, flood-proofed or otherwise protected from flood damage.

WHEREAS, it is the intent of this City Council to require the recognition and evaluation of flood hazards in all official actions relating to land use in areas having these hazards; and

WHEREAS, the City Council has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Texas Water Code Chapter 16, and Texas Local Government Code Chapters 211, 212, and 217; and

NOW THEREFORE, be it resolved by the City Council of the Village of Volente, in the County of Travis, State of Texas:

1. Assures the Federal Emergency Management Agency that it will enact as necessary, and maintain in force, in these areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 60 of the National Flood Insurance Program Regulations; and

2. Vests the Mayor, or whomever the mayor appoints, with the responsibility, authority and means to:

   (a) Assist the Mayor, at the Mayor's request, in the delineation of the limits of the area having special flood hazards.

   (b) Provide such information concerning present uses and occupancy of the floodplain, mudslide (i.e., mudflow) or flood-related erosion areas as the Administrator may request.

(c) Maintain for public inspection and furnish upon request, for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on a Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM), any certificates of floodproofing, and information on the elevation (in relation to mean sea level) of the level of the lowest flood (including basement) of all new construction or substantially improved structures, and include whether or not such structures contain a basement, and if the structure has been floodproofed, the elevation (in relation to mean sea level) to which the structure was floodproofed.

(d) Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map and identify floodplain, mudslide (i.e., mudflow) or flood-related erosion areas, and cooperate with neighboring communities with respect to management of adjoining floodplain, mudslide, (i.e., mudflow) and/or flood-related erosion areas in order to prevent aggravation of existing hazards.

(e) Upon occurrence, notify the Administrator in writing whenever the boundaries of the community have been modified by annexation or the community has otherwise assumed or no longer has authority to adopt and enforce floodplain management regulations for a particular area. In order that all FHBM's and FIRM's accurately represent the community's boundaries, include within such notification a copy of the map of the community suitable for reproduction, clearly delineating the new corporate limits or new area for which the community has assumed or relinquished floodplain management regulatory authority.

(f) Submit an annual report to the Administrator concerning the community's participation in the Program, including, but not limited to the development and implementation of floodplain management measures.

3. Appoints the Mayor,or whomever the Mayor appoints, with the responsibility, authority, and means to implement the commitments as outlined in this Resolution.

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the adopted floodplain management measures.

PASSED AND APPROVED this the 19th day of August 2003, by a five (ayes) to no (nays) to no (abstentions) vote of the City Council of the Village of Volente, Texas.

THE VILLAGE OF VOLENTE, TEXAS

Jan Yenawine, Mayor

ATTEST:

Lori Long, City Clerk

APPROVED AS TO FORM:

Alan J. Bojorquez, City Attorney

JENNIFER L. ZUFELT
NOTARY PUBLIC STATE OF TEXAS
COMMISSION EXPIRES:
MAY 9, 2008