

Sponsor: RJH
First Reading: AUGUST 15, 2013
Second Reading: WAIVED

AN ORDINANCE AMENDING THE "FLOOD DAMAGE REDUCTION ORDINANCE OF THE TOWN OF BOWERS" TO MORE CLEARLY IDENTIFY THE FLOODPLAIN ADMINISTRATOR

WHEREAS, the Town Council of the Town of Bowers adopted the Flood Damage Reduction Ordinance of the Town of Bowers on February 10, 2011;

WHEREAS, in the opinion of the Town Council of the Town of Bowers, the ordinance should be amended to specifically designate the Mayor as the Floodplain Administrator, with authority to delegate those responsibilities as needed;

BE IT HEREBY ENACTED by the Town Council of the Town of Bowers, a majority thereof concurring in Council duly met, that the Flood Damage Reduction Ordinance of the Town of Bowers be and hereby is amended as follows:

Section 1. Amend Section 3.1 "Designation of the Floodplain Administrator" by deleting Section 3.1 in its entirety and inserting in its place thereof the following:

3.1 Designation of the Floodplain Administrator

The Mayor of the Town of Bowers is hereby appointed to administer and enforce this ordinance and is referred to herein as the Floodplain Administrator. The Town Council of the Town of Bowers may, by majority vote, cause the Floodplain Administrator to do any of the following:

- A. Fulfill the duties and responsibilities set forth in this ordinance;
- B. Delegate the duties and responsibilities set forth in this ordinance to qualified technical personnel, plan examiners, inspectors, and/or other employees; or
- C. Enter into a written agreement or written contract with another public agency or private sector entity to administer specific provisions of this ordinance.

Administration of any part of these regulations by another entity shall not relieve the community of its responsibilities pursuant to the participation requirements of the National Flood Insurance Program as set forth in the Code of Federal Regulations at 44 C.F.R. Section 59.22.

Section 2. The existing "Memorandum of Understanding between the Town of Bowers and Kent County Regarding Enforcement of the 'Flood Damage Reduction Ordinance of the Town of Bowers'" shall not be affected by this Ordinance.

SYNOPSIS

This ordinance amends the Flood Damage Reduction Ordinance of the Town of Bowers by designating the Mayor as the Floodplain Administrator and identifying how the responsibilities of the Floodplain Administrator may be delegated. This Ordinance shall not affect the existing Memorandum of Understanding between the Town of Bowers and Kent County.

This shall certify that this is a true and correct copy of the ordinance duly adopted by the Town Council of the Town of Bowers at a duly-noticed and convened meeting at which a quorum was present on SEPTEMBER 12, 2013.

Attest: Swiley A. Pennington So Certifies:
Town Secretary Mayor

This shall certify that the title and synopsis of the foregoing ordinance was posted in the Agenda for the SEPTEMBER 12 2013 Town Council meeting, and was posted beforehand at TOWN HALL
TOWN BILLBOARD on 9/3/, 2013.

9/12/2013
Date

So Certifies:
Swiley A. Pennington
Town Secretary