

ORDINANCE 387

AN ORDINANCE AMENDING ORDINANCE 275, ADOPTED JUNE 6, 1979, RELATING TO FLOOD PLAIN MANAGEMENT BY AMENDING PROVISIONS REQUIRED BY A FINAL RULE, PUBLISHED AUGUST 25, 1986, PROMULGATED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) REVISING THE NATIONAL FLOOD INSURANCE PROGRAM (NFIP).

BE IT ORDAINED BY THE TOWN COUNCIL, THE TOWN OF MILLS, WYOMING.

SECTION ONE: Ordinance 275 is amended by replacing the terms "Mobile Home", "Federal Insurance Administration", and "Habitable Floor" and "FHBM" wherever said terms may appear in the Ordinance as presently constituted, by the term "Manufactured Home", "Federal Emergency Management Agency" and "Lowest Floor", and "FIRM" respectively.

SECTION TWO: Ordinance 275 is amended by including Flood Insurance Rate Map, and Lowest Floor, to read:

FLOOD INSURANCE RATE MAP (FIRM) is an official map of the community on which the Federal Emergency Management Agency has designated areas of special flood hazard, designated as Zone A.

LOWEST FLOOR means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage, in an area other than a basement area, is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of this ordinance.

SECTION THREE: The definition of "Mobile Home" in Ordinance 275 is hereby repealed and reenacted to read:

MANUFACTURED HOME means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For flood plain management purposes the term "manufactured home" also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 days. For insurance purposes the term "manufactured home" does not include park trailers, travel trailers, and other similar vehicles.

SECTION FOUR: The FIRM, dated December 1, 1986 is adopted and included by reference with these regulations. The FIRM is available at the Mills Town Hall, 704 Fourth.

SECTION FIVE: Ordinance 275, Section 4.3-2, is amended to read:

When base flood elevation data has not been provided in accordance with Section 3.2, the local administrator shall obtain, review and reasonably utilize any base flood elevation and floodway data available from a Federal, State, or other source as criteria for requiring that new construction, substantial improvements, or other development in Zone A meets the requirements of Section 5.2, Specific Standards.

SECTION SIX: Ordinance 275 Section 4.3-4 is amended to read:

4.3-4 Alteration of Watercourses. (1) Notify adjacent communities and the Wyoming Emergency Management Agency prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management.

SECTION SEVEN: Ordinance 275, Section 5, Paragraphs 1 and 2 are repealed and re-enacted to read:

- (1) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- (2) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.
- (3) Electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

SECTION EIGHT: Ordinance 275, Section 5.2-2(3) is amended to read:

(3) be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the requirements of this paragraph. Such certificates shall be provided to the Official as set forth in Section 4.3-3(2).

SECTION NINE: Ordinance 275, Section 5.1-5 is amended to read:

Encroachments, including fill, new construction, substantial improvements, and other development shall be prohibited in any floodway unless a technical evaluation demonstrates that the encroachments will not result in any increase in flood levels during the occurrence of the base flood discharge.

PASSED on FIRST READING this 3rd day of May, 1989.


PASSED on SECOND READING this 14th day of June, 1989.

PASSED, APPROVED and ADOPTED on THIRD and FINAL READING the 5th day of July, 1989.

TOWN OF MILLS, a Municipal Corporation

Attest:

By 
Alan Sword, Mayor


Norene Kilmer, Town Clerk
Town of Mills, Wyoming

I, Norene Kilmer, Town Clerk of the Town of Mills, Wyoming, do hereby certify that the foregoing is a true and correct copy of Ordinance No. entitled "AN ORDINANCE AMENDING ORDINANCE 275, ADOPTED 7-5, 1989, RELATING TO FLOOD PLAIN MANAGEMENT BY AMENDING PROVISIONS REQUIRED BY A FINAL RULE, PUBLISHED AUGUST 25, 1986, PROMULGATED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) REVISING THE NATIONAL FLOOD INSURANCE PROGRAM (NFIP)." Passed on Third Reading by the Town Council of the Town of Mills, Wyoming, at a regular meeting held at the Council Chambers on the 5th day of July, 1989.

(Seal)

Sign: 
Norene Kilmer, Town Clerk

I, regularly appointed, duly qualified and acting Town Clerk of the Town of Mills, Wyoming, do hereby certify that signed, attested, sealed and certified copies of this Ordinance No. 387 approved and passed as certified above, were, following its passage by the Town Council, posted in the Town Clerk's office and the Mills Post Office for a period of ten (10) days as required by law; that it took effect and became in force as a legal Ordinance of the Town of Mills, Wyoming, on the 21st day of July, 1989.

(Seal)

Sign: Norene Kilmer
Norene Kilmer, Town Clerk