

BILL NO. 16-004

ORDINANCE NO. 4710

FIRST READING 02.16.2016

SECOND READING 03.01.2016

AN ORDINANCE OF THE CITY OF HANNIBAL AMENDING CERTAIN SECTIONS OF CHAPTER 9, ARTICLE III FLOOD DAMAGE PREVENTION, ADDING A NEW DEFINITION TO SECTION 9-58, AMENDING SECTION 9-60(c)(1), AND CREATING A NEW SECTION 9-69

WHEREAS, the City of Hannibal has been contacted by the State Emergency Management Agency, notifying the City that certain provisions of Chapter 9, Article III of the Ordinances of Hannibal regarding Flood Damage Prevention are not in compliance with certain requirement of SEMA and FEMA and

WHEREAS, the City Council believes that it is in the best interests of and is necessary for the Ordinances of the City of Hannibal regarding Flood Damage Prevention to be in compliance with the Requirements of SEMA and FEMA, and that further such modifications are necessary to protect the health and welfare of the Citizens of Hannibal.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HANNIBAL MAKING THE FOLLOWING AMENDMENTS TO CHAPTER 9, ARTICLE III FLOOD DAMAGE PREVENTION, OF THE ORDINANCES OF THE CITY OF HANNIBAL:

SECTION ONE: The city council hereby amends *Section 9-58. – Definitions* to include the following definition, which definition shall be inserted in alphabetical order:

Expansion of Existing Manufactured Home Park or Subdivision: means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

SECTION TWO: The City Council hereby revokes Section 9-60(c)(1), and enacts in its place the following subsection:

Sec. 9-60: Finding of fact.

(c) *Methods Used To Analyze Flood Hazards.* The Flood Insurance Study (FIS) that is the basis of this ordinance use standard engineering method of analyzing flood hazards which consist of a series of interrelated steps.

(1) Selection of a base flood that is based upon engineering calculations which permit a consideration of such flood factors as its

expected frequency of occurrence, the area inundated, and the depth of inundation. The base flood selected for this ordinance is representative of large floods which are characteristic of what can be expected to occur on the particular streams subject to this ordinance. It is in the general order of a flood which could be expected to have a one (1) percent chance of occurrence in any one (1) year as delineated on the Federal Insurance Administrator's FIS, and illustrative materials for Marion County dated July 20, 2016, as amended, and any future revisions thereto.

SECTION THREE: The City Council hereby enacts a new section 9-69 as follows:

Sec. 9-69: Severability.

If any section, clause, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court of appropriate jurisdiction, the remainder of this ordinance shall not be affected thereby.

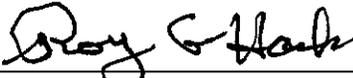
SECTION FOUR: It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion or sub-portion. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

SECTION FIVE: All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

SECTION SIX: That this Ordinance shall be in full force and effect from and after its adoption and approval.

Approved this 1st day of March, 2016.

Adopted this 1st day of March, 2016.



ROY G. HARK, MAYOR

ATTEST:



ANGELICA N. VANCE, MRCC - CITY CLERK