

**ORDINANCE 413-07**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF QUEEN CREEK, MARICOPA COUNTY, ARIZONA, PERTAINING TO THE NATIONAL FLOOD INSURANCE PROGRAM, ADOPTING BY REFERENCE REVISED FLOOD INSURANCE STUDY, FLOOD INSURANCE RATE MAPS AND FLOODPLAIN MANAGEMENT REGULATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES.**

**WHEREAS**, the Town of Queen Creek, Arizona joined the National Flood Insurance Program (NFIP) as a separate community on July 22, 1992; and,

**WHEREAS**, the Town of Queen Creek, under the National Flood Insurance Program, is the entity responsible for floodplain administration within the Town; and,

**WHEREAS**, the continued participation in the National Flood Insurance Program is in the best interest of the citizens of the Town of Queen Creek; and,

**WHEREAS**, the Federal Emergency Management Agency published a revised Flood Insurance Study and revised Flood Insurance Rate Maps dated September 30, 2005 for Maricopa County and incorporated areas; and,

**WHEREAS**, each community that participates in the National Flood Insurance Program is required to adopt floodplain management regulations consistent with Federal criteria; and,

**WHEREAS**, the Town of Queen Creek has previously delegated the responsibility of floodplain management to the Flood Control District of Maricopa County as provided for in ARS 48-3610; and,

**WHEREAS**, the Flood Control District of Maricopa County has adopted Floodplain Regulations that meet the requirements of the National Flood Insurance Program; and

**WHEREAS**, those certain documents entitled "Flood Insurance Study for Maricopa County and Incorporated Areas" and Flood Insurance Rate Maps for Maricopa County and Incorporated Areas dated September 30, 2005, and "Floodplain Regulations for Maricopa County," 2006 revision, and all subsequent amendments and/or revisions are hereby designated as public records.

**NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Queen Creek, Arizona, as follows:**

**Section 1.** The Town of Queen Creek continues to delegate the responsibility of floodplain management to the Flood Control District of Maricopa County as provided for in ARS 48-3610. The Town Manager of the Town of Queen Creek is appointed as the National Flood Insurance Program Floodplain Administrator for the Town and is responsible for coordinating with the Flood Control District of Maricopa County and will serve as the community point of contact on National Flood Insurance Program issues for County, State and Federal officials.

**Section 2.** Those public records entitled "Flood Insurance Study for Maricopa County and Incorporated Areas" with accompanying Flood Insurance Rate Maps dated September 30, 2005, and all subsequent amendments and/or revisions, three copies of which shall be kept on file in the office of the Town Clerk, are hereby adopted by reference as the basis for establishing the special flood hazard areas for floodplain management in the Town of Queen Creek. The special flood hazard areas documented in the Flood Insurance Study and Flood Insurance Rate Maps are the minimum area of applicability of the floodplain management regulations and may be supplemented by studies for other areas as allowed in the regulations.

**Section 3.** That public record designated as the "Floodplain Regulations for Maricopa," 2006 revision, and all subsequent amendments and/or revisions, three copies of which shall be kept on file in the office of the Town Clerk, is hereby adopted as the legal basis for implementing floodplain management in this community.

**Section 4.** Repeal of conflicting ordinances. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

**Section 5.** Severability. If any portion of this ordinance is determined by a court of competent jurisdiction to be invalid, all remaining portions of this ordinance shall remain in full force and effect.

**Section 6.** Providing for penalties provided for in Town Code Chapter 1, Article 1-8 (A).

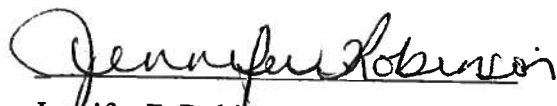
**PASSED, ADOPTED AND APPROVED** by the Mayor and Council of the Town of Queen Creek, Maricopa County, Arizona, this 14<sup>th</sup> day of November 2007.

FOR THE TOWN OF QUEEN CREEK:



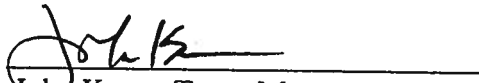
Arthur M. Sanders, Mayor

ATTESTED TO:



Jennifer F. Robinson, Town Clerk

REVIEWED BY:



John Kross, Town Manager

APPROVED AS TO FORM:



Fredda J. Bisman, Town Attorney