

TOWN OF BOONSBORO, MARYLAND

ORDINANCE No. 2017-03 FLOODPLAIN MANAGEMENT

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

WHEREAS, the Town of BOONSBORO, Maryland joined the National Flood Insurance Program (NFIP) as a separate community on July 16, 1980; and,

WHEREAS, the Town of BOONSBORO, under the National Flood Insurance Program is the entity responsible for floodplain administration within the Town of BOONSBORO corporate limits; and,

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

WHEREAS, the Federal Emergency Management Agency published a Flood Insurance Study dated August 15, 2017, and Flood Insurance Rate Maps of same date, for the Town of BOONSBORO; 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 BOONSBORO, has delegated the responsibility of floodplain management to Washington County as provided for in a signed and executed resolution; and,

WHEREAS, Washington County has adopted Floodplain Regulations known as Washington County Floodplain Management Ordinance that meet the requirements of the National Flood Insurance Program; and

WHEREAS, those certain documents entitled “Flood Insurance Study for Washington County, Maryland and Incorporated Areas” dated August 15, 2017 and Flood Insurance Rate Maps dated August 15, 2017 and “Washington County Floodplain Management Ordinance” dated 15 day of May 2017 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 BOONSBORO, Maryland, as follows:

Section 1. Those public records entitled “Flood Insurance Study for Washington County, Maryland and Incorporated Areas” dated August 15, 2017 with accompanying Flood Insurance Rate Maps dated August 15, 2017 and all subsequent amendments and/or revisions, copies of which shall be kept on file in Town Hall of the Town of BOONSBORO, are hereby adopted by reference, as the basis for establishing the special flood hazard areas for floodplain management in the Town of BOONSBORO. 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 2. That public record designated as the Washington County Floodplain Management Ordinance, dated 15th day of May 2017, and all subsequent amendments and/or revisions, copies of which shall be kept on file in Town Hall of the Town of BOONSBORO, is hereby adopted as the legal basis for implementing floodplain management in the Town of BOONSBORO.

Section 3. The Town of BOONSBORO delegates the responsibility of floodplain management to Washington County as provided in an executed resolution dated _____, 2017. The Town Manager and Town Engineer are designated as the National Flood Insurance Program Floodplain Administrators for the Town of BOONSBORO and are responsible for coordinating with Washington County and will serve as the community point of contact on National Flood Insurance Program issues for County, State and Federal officials.

Section 4. Washington County shall have the right and authority to fully enforce the provisions of the ordinance within the corporate limits of the Town of BOONSBORO.

Section 5. Repeal of conflicting ordinances. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 6. 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 7. Providing for penalties. Any person who fails to comply with any or all of the requirements or provisions of the Floodplain Management Ordinance shall be subject to the penalties as outlined within Washington County Floodplain Management Ordinance.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the Town of BOONSBORO, Washington County, Maryland, this _____ day of _____, 2017.

ATTESTED:

APPROVED:

Sarah Murto Campbell, Town Clerk

Howard Long, Mayor