RESOLUTION NO. 298

RESOLUTION OF THE TOWN OF STEVENSVILLE, MONTANA, JOINING THE NATIONAL FLOOD INSURANCE PROGRAM

WHEREAS, certain lands in the Town of Stevensville, Montana, shown in the area classified as Zone A in the attached Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map #30081C0110 C (hereinafter "FIRM"), are subject to periodic flooding, causing damages to properties within these areas; and,

WHEREAS, it is the intent of the Stevensville Town Council to require the recognition and evaluation of flood hazards in all official actions relating to land use in the areas classified as Zone A; and,

WHEREAS, the Stevensville Town Council has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Montana Code Annotated Title 76, Chapter 5 Flood Plain and Floodway Management, and Administrative Rules of Montana Rule 36, Chapter 15 Floodplain Management Engineering Bureau.

NOW, THEREFORE, BE IT RESOLVED that the Stevensville Town Council hereby:

1. Assures the Federal Emergency Management Agency and its Administrator that it will enact as necessary, and maintain in force, in any zone in the FIRM beginning with the letter "A", adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 60 of the National Flood Insurance Program Regulations, Title 44 of the Code of Federal Regulations.

2. Vests the Mayor of Stevensville with the responsibility, authority and means to:

    (a) Assist the FEMA Administrator, at his/her request, in the delineation of the limits of the area having special flood hazards.

    (b) Provide such information concerning present uses and occupancy of the floodplain, mudslide (i.e., mudflow) or flood-related erosion areas as the FEMA Administrator may request.

    (c) Maintain for public inspection and furnish upon request, for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on the FIRM, any certificates of flood proofing, and information on the elevation (in relation to mean sea level) of the level of the lowest flood (including basement) of all new construction or substantially improved structures, and include whether or not such structures contain a basement, and if the structure has been flood-proofed, the elevation (in relation to mean sea level) to which the structure was flood-proofed.

(d)   Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map and identify floodplain, mudslide (i.e., mudflow) or flood-related erosion areas, and cooperate with neighboring communities with respect to management of adjoining floodplain, mudslide, (i.e., mudflow) and/or flood-related erosion areas in order to prevent aggravation of existing hazards.

(e)   Upon occurrence, notify the FEMA Administrator in writing whenever the boundaries of the community have been modified by annexation or the community has otherwise assumed or no longer has authority to adopt and enforce floodplain management regulations for a particular area. In order that all FIRM's accurately represent the community's boundaries, include within such notification a copy of the map of the community suitable for reproduction, clearly delineating the new corporate limits or new area for which the community has assumed or relinquished floodplain management regulatory authority.

3.   Appoints the Town of Stevensville Building Inspector as the flood plain administrator with the responsibility, authority, and means to implement the commitments as outlined in this Resolution.

4.   Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the adopted floodplain management measures.

PASSED AND ADOPTED by the Council of the Town of Stevensville, Montana, this 23rd day of August, 2012.

Approved: Attest:

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Gene Mim Mack, Mayor   Stacy Bartlett, Town Clerk