

ORDINANCE NO. 412

AN ORDINANCE ESTABLISHING A FLOOD HAZARD ZONE  
AND ADOPTING RULES AND REGULATIONS REGARDING  
BUILDINGS AND STRUCTURES THEREIN.

The City of Brookings ordains as follows:

Section 1. That certain suggested Model Flood Damage Prevention Ordinance promulgated by the Federal Insurance Administration, Seattle Regional Office, dated December, 1986, be and hereby is incorporated into laws and ordinances of the City of Brookings, including all terms and conditions therein contained; and further, that within said suggested model said general terms are replaced with the following particulars, to-wit:

1.1 STATUTORY AUTHORIZATION

“State” is “the State of Oregon.”

“Statutes” is “ORS 92.046 and each and every other pertinent statute under laws of the State of Oregon related to the purpose and objective of this ordinance.”

“Governing body” is “the Common Council of the City of Brookings.”

“Local unit” is “the City of Brookings.”

“State” is “the State Of Oregon.”

1.2 FINDINGS OF FACT

“Local unit” is “the City of Brookings.”

2.0 DEFINITIONS

“Local administrator” is “ The City Manager or any designated official of the City Of Brookings, including but not limited to the building official.”

3.1 LAND TO WHICH THIS ORDINANCE APPLIES

“Local unit” is “the City of Brookings.”

### 3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

Said section in its entirety shall be deleted and replaced with the following:

“The areas of special flood hazard identified by the Federal Insurance Administration in a scientific and engineering report entitled “The Flood Insurance Study for the City of Brookings” Dated September 18, 1985, with accompanying Flood Insurance Maps is hereby adopted by reference and declared to be a part of this ordinance. The Flood Insurance Study is on file at City Hall.”

### 3.6 WARNING DISCLAIMER OF LIABILITY

“Local unit” is “the City of Brookings.”

4.1, 4.2 and including section 4.3-2.

“Local administrator” is “the City Manager or any designated official of the City of Brookings, including but not limited to the building official.”

### 4.3-4 ALTERATION OF WATERCOURSES

“State coordinating agency” is “the State Water Resources Department, it’s successors or divisions.”

### 4.4-1 APPEAL BOARD

“Appeal board” is “the City Council.”

“Local unit” is “the City of Brookings.”

“Local administrator” is “the City Manager or any designated official of the City of Brookings, including but not limited to the building official.”

“Name of appropriate court” and “statute” is “the appropriate writ of review

statutes under the laws of the state of Oregon.”

#### 5.1-1 ANCHORING

“Local administrator” is “the City Manager or any designated official of the City of Brookings, including but not limited to the building official.”

And further, said suggested model ordinance is attached hereto and by such reference incorporated herein.

Section 2. That certain attachment to said suggested model Flood Damage Prevention Ordinance, being Section B “Coastal Flooding and Ravine Flooding - With Flood Way (A and V-Numbered Zones)” and being Section 5.4 “Coastal High Hazard Area,” be and hereby is incorporated into the laws and ordinances of the City of Brookings, including all terms and conditions therein contained; and further, “Local administrator” therein is “the City Manager or any designated official of the City of Brookings, including but not limited to the building official;” and further, said attachment to the suggested model ordinance is attached hereto and by such reference incorporated herein.

Section 3. That all standards, conditions and requirements of the State Structural Speciality Code and the State Plumbing Speciality Code currently or hereafter in effect in the State of Oregon in any way relating to Flood damage prevention shall be fallowed and complied with by any person within the defined flood hazard zones and boundaries herein above mandated.

Section 4. Ordinance No. 347 and ordinance No. 394 are hereby repealed in their entirety.

Section 5. It is hereby determined that it is in the interest of public welfare, peace and safety of the City of Brookings that this ordinance be immediately adopted because the Federal Emergency Management Agency has given the City of Brookings the deadline of April 1, 1987 within which this ordinance must be passed and therefore and emergency is declared to exist, and that this ordinance shall be in full force and effect from and after the date of it’s passage.

First Reading: March 16, 1987

Second Reading: March 16, 1987

Passage: March 16, 1987

Signed by me in authentication of it's passage this 16<sup>th</sup> date of March, 1987.

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Bob Kerr  
Mayor

ATTEST:

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Beverly S. Shields  
City Recorder