

**TOWN OF CAREFREE, ARIZONA
ORDINANCE NO. 2019-03**

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA, 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 Carefree, Arizona joined the National Flood Insurance Program (NFIP) as a separate community on July 2, 1979; and,

WHEREAS, the Town of Carefree, under the National Flood Insurance Program is the entity responsible for floodplain administration within the City/Town; and,

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

WHEREAS, the Federal Emergency Management Agency published a Flood Insurance Study and Flood Insurance Rate Map for Maricopa County and incorporated areas on September 30, 2005 (Revised Effective October 16, 2013); and,

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

WHEREAS, the Town of Carefree, 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, Arizona and Incorporated Areas dated September 30, 2005" (Revised Effective October 16, 2013), and "Flood Insurance Rate Maps dated September 30, 2005" (Revised Effective October 16, 2013) and "Floodplain Management Regulations for Maricopa County (2018 Revision)" are hereby designated as public records.

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

Section 1. The Town of Carefree elects NOT to assume the responsibility of floodplain management from the Flood Control District of Maricopa County as provided for in A.R.S. §§ 48-3609; 3610. The Town of Carefree Town Administrator is appointed/designated as the Floodplain Manager for the City/Town and will serve as the community point of contact on

National Flood Insurance Program issues for County, State and Federal officials. The Floodplain Manager shall be, at a minimum, responsible for the following:

1. Keep and maintain current Flood Insurance Studies and Flood Insurance Rate Map(s) applicable to their community;
2. Keep and maintain copies of the most current "Floodplain Management Regulations for Maricopa County" at the office of the Town Clerk;
3. Keep and maintain elevation certificates (or acceptable records of lowest floor elevations) for all structures within the Special Flood Hazard Areas; and
4. Repeal or modify all existing local ordinances that conflict with these Regulations.

Section 2. Those public records entitled "Flood Insurance Study for Maricopa County, Arizona, and Incorporated Areas dated September 30, 2005" (Revised Effective October 16, 2013) and "Flood Insurance Rate Maps dated September 30, 2005" (Revised Effective October 16, 2013) and all subsequent amendments and/or revisions, three copies of which shall be kept on file in the office of the City/Town Clerk, are hereby adopted by reference, as the basis for establishing the Special Flood Hazard Areas for floodplain management in the Town of Carefree. 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 in the Floodplain Regulations for Maricopa County (2018 Revision), three copies of which shall be kept on file in the office of the City/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 as per Article 1.8 of the Carefree Town Code.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the Town of Carefree, Maricopa County, Arizona, this this 3rd day of September, 2019.

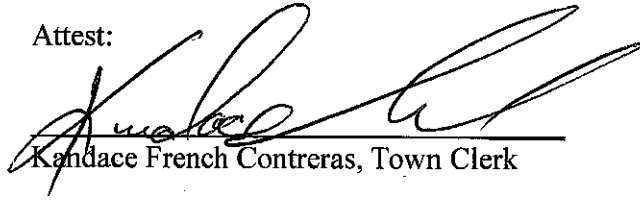
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TOWN OF CAREFREE



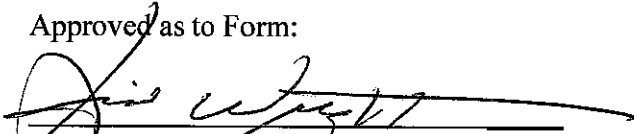
Les Peterson, Mayor

Attest:



Kandace French Contreras, Town Clerk

Approved as to Form:



Mike Wright, Town Attorney