

ORDINANCE NO. 3429
AN ORDINANCE AMENDING ORDINANCE 3180
ADOPTION OF REVISED MODEL ORDINANCE
FOR FLOOD HAZARD AREAS

WHEREAS, the City of New Castle by adoption of Ordinance No. 3180 on December 21, 1998, intended to adopt an ordinance which would protect its citizens from the hazard of constructing buildings in the floodplain, and

WHEREAS, the adoption of this ordinance was necessary to allow the City of New Castle to participate in the Federal Flood Insurance Program, and

WHEREAS, such participation is desired in order to protect the public health, safety and welfare, and

WHEREAS, the City of New Castle has been advised by the Indiana Department of Natural Resources that there have been revisions in the model floodplain ordinance which must be incorporated into the City's flood damage prevention ordinance as set forth in Chapter 153 of the New Castle City Code and as adopted December 21, 1998, in Ordinance Number 3180, and

WHEREAS, it is the desire and intention of the City of New Castle to in all respects comply with regulations of the Indiana Department of Natural Resources, The National Flood Insurance Program and the Federal Emergency Management Agency.

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE that the New Castle Flood Prevention Ordinance, Ordinance Number 3180 as codified in Chapter 153 of the New Castle City Code is hereby amended and replaced by the State of Indiana Model Ordinance for Flood Hazard Areas. The City incorporates herein below by reference Exhibit "1" which is attached hereto. Said Exhibit "1" is, by the passage of the ordinance, adopted as the Flood Damage Prevention Ordinance of the City of New Castle and by the passage of this ordinance, the City of New Castle repeals Ordinance Number 3180 and replaces said ordinance with the attached model ordinance.

REPEALER: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEVERABILITY: Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage and publication as provided for by law.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS ____ DAY OF _____, 2005.

THOMAS NIPP, PRESIDING OFFICER
COMMON COUNCIL, NEW CASTLE,
INDIANA

ATTEST:

JANICE L. LAVARNWAY,
CLERK-TREASURER

AYE

NAY

APPROVED BY ME THIS _____ DAY OF _____, 2005.

Nipp, Mayor

Thomas

City of New Castle, Indiana