

ORDINANCE NO. 00-02

AN ORDINANCE APPROVING AND ADOPTING AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF A FLOOD DAMAGE PREVENTION PROGRAM FOR THE CITY OF CHEROKEE VILLAGE, SHARP AND FULTON COUNTY, ARKANSAS, AND FOR OTHER PURPOSES.

SECTION I. FLOOD DAMAGE PREVENTION CODE ADOPTED BY REFERENCE

There is hereby adopted by reference a flood damage prevention code for the City of Cherokee Village, Sharp and Fulton County, Arkansas, such flood damage prevention code having been delegated by the legislature of the State of Arkansas and set forth in Arkansas Statutes Sections 21-1901 through 21-1904 (Act 629 of 1969). A copy of the referenced code shall be filed in the office of the City Clerk of Cherokee Village, Arkansas, and shall be available for inspection and copying by any person during normal office hours. The code shall include:

ARTICLE 1. Statutory authorization, finding of fact, purpose and methods

ARTICLE 2. Definitions

ARTICLE 3. General provisions

ARTICLE 4. Administration

ARTICLE 5. Provisions for flood hazard reduction

SECTION 2. Any person or corporation who violates any measure adopted under this Code may be fined not more than one hundred dollars (\$100) for each offense. Each day during which such violation exists is a separate offense.

SECTION 3. Any ordinance in conflict herewith or in conflict with the code adopted herein is hereby repealed.

SECTION 4. It is hereby found and declared by the City of Cherokee Village that severe flooding has occurred in the past within its jurisdiction and will certainly occur within the future; that flooding is likely to result in infliction of serious personal injury or death, and is likely to result in substantial injury or destruction of property within its jurisdiction; in order to effectively comply with minimum standards for coverage under the National Flood Insurance Program; and in order to effectively remedy the situation described herein, it is necessary that this ordinance become effective immediately.

THEREFORE, an emergency is hereby declared to exist, and this ordinance, being necessary for the immediate preservation of the public peace, health and safety, shall be in full force and effect from and after its passage and approval.

It is the intention of the City Council that this ordinance, and every provision thereof, shall be considered separable, and the validity of any section, clause provision, or part or portion.

PASSED AND APPROVED BY THE CHEROKEE VILLAGE CITY COUNCIL.

DATED: February 21, 2000

APPROVED: *Marion A. Lewis*

ATTEST: