

**RESOLUTION NO. 00-03**

**WHEREAS**, certain areas of the City of Cherokee Village, Sharp and Fulton County, are subject to periodic flooding, causing serious damages to properties within these areas; and

**WHEREAS**, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

**WHEREAS**, it is the intent of this Council to require the recognition and evaluation of flood hazards in all official actions relating to land use in areas having these hazards; and

**WHEREAS**, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Arkansas Code Annotated Section 14-268-101 through 14-268-105,

**NOW, THEREFORE**, be it resolved, that this Council hereby:

1. Assures the Federal Emergency Management Agency that it will enact as necessary, and maintain in force in these areas having flood hazards, 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; and
2. Vests the Planning & Zoning Commission with the responsibility, authority and means to:
  - (a) Assist the Administrator, at his request, in the delineation of the limits of the area having special flood hazards.
  - (b) Provide such information as the Administrator may request concerning the present uses and occupancy of the flood plain.
  - (c) Cooperate with Federal, State and local agencies and private firms with undertake to study, survey, map and identify flood plain areas, and cooperate with neighboring communities with respect to management and adjoining flood plain areas in order to prevent aggravation of existing hazards.
  - (d) Submit an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of flood plain management measures.
  - (e) Upon occurrence, notify the 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 flood plain management regulations for a particular

area. In order that all Flood Hazard Boundary Maps and Flood Insurance Rate Maps accurately represent the community's boundaries, include within such notification a copy of a map of the community suitable for reproduction, clearly delineating the new corporate limits or new area for which the community has assumed relinquished flood plain management regulatory authority.

3. Appoints Planning & Zoning Commission and the Administrator to maintain for public inspection and to furnish upon request, for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on a proofing, and information on the elevation (in relation to mean sea level) of the level of the lowest habitable floor (including basement is habitable) of all new 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;

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

PASSED AND APPROVED BY THE CHEROKEE VILLAGE CITY COUNCIL.

DATED: February 21, 2000

APPROVED: \_\_\_\_\_

*Marjorie A. Rogers*  
Marjorie A. Rogers, Mayor

ATTEST: \_\_\_\_\_

*Susan E. Maynard*  
Susan E. Maynard, Clerk/Treasurer

