

CITY OF ANNETTA SOUTH, TEXAS
ORDINANCE NO. 2019 – 3 - 12

An Amendment to the Flood Damage Prevention Ordinance #66 of September 26, 2008

AN ORDINANCE OF THE CITY OF ANNETTA SOUTH, TEXAS AMENDING THE FLOOD DAMAGE PREVENTION ORDINANCE ADOPTED SEPTEMBER 26, 2008 OF THE CITY OF ANNETTA SOUTH TO UPDATE THE FEDERAL INSURANCE RATE MAPS (FIRM) MAPS AND THE ADMINISTRATION REQUIREMENTS; PROVIDING A SAVINGS CLAUSE; A CUMULATIVE REPEALER CLAUSE; A SEVERABILITY CLAUSE; A PENALTY NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED EACH DAY DURING OR ON WHICH A VIOLATION OCCURS OR CONTINUES; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Flood Damage Prevention Ordinance is designed to minimize flood losses within the City of Annetta South; and

WHEREAS, there is a need to update the FIRM maps and amend the administration requirements; and

WHEREAS, the City Council of the City of Annetta South, in compliance with the laws of the State of Texas finds that said changes should be should be amended;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANNETTA SOUTH, TEXAS, THAT:

ARTICLE 3, SECTION B, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

Ordinance No. 66, Adopted September 26, 2008 Article 3 General Provisions, Section B - shall be replaced and amended by: The areas of special flood hazard identified by the Federal Emergency Management agency in the current scientific and engineering reports entitled, "The Flood Insurance Study (FIS) for Parker County, Texas and incorporated cities," dated April 5, 2019 with accompanying Flood Insurance Rate Maps (FIRM) dated April 5, 2019 and any revisions thereto are hereby adopted by reference and declared to be a part of this ordinance.

And

ARTICLE 4, SECTION B, ITEM 6 DUTIES AND RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR

Ordinance No. 66, Adopted September 26, 2008, Article 4, Section B, Item 6 –shall be replaced and amended by: (6) Notify, in riverine situations, adjacent communities and the State Coordinating Agency which is the Texas Water Development Board (TWDB) and also the Texas

Commission on Environmental quality (TCEQ), prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.

SECTION 2. SAVINGS

That all rights and remedies of the City of Annetta South are expressly saved as to any and all violations of the provisions of any Ordinances regulating, affecting, or relating to development which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such Ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 3. CUMULATIVE REPEALER

That this Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such Ordinance on the date of adoption of this Ordinance shall continue to be governed by the provisions of that Ordinance and for that purpose the Ordinance shall remain in full force and effect.

SECTION 5. SEVERABILITY

If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 6. PENALTY

It shall be unlawful for any person to violate any provision of this Ordinance, and any person violating or failing to comply with any provision hereof shall be fined, upon conviction, in an amount not less than One Dollar (\$1.00) nor more than Five Hundred Dollars (\$500.00), and a separate offense shall be deemed committed each day or part of a day during or on which a violation occurs or continues. Further, if the governing body of the City of Annetta South determines that a violation of this Ordinance creates a threat to the public safety, the City may bring suit in the District Court to enjoin such violation and may exercise all available remedies as allowed by law.

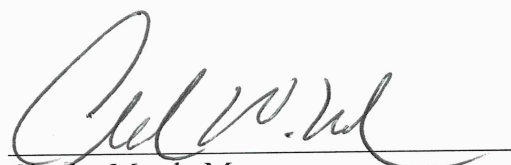
SECTION 7. PUBLICATION

The City Secretary of the City of Annetta South is hereby directed to publish the Caption, Penalty and Effective Date of this Ordinance as required by Section 52.011 of the Texas Local Government Code.

SECTION 8. EFFECTIVE DATE

That this Ordinance shall be in full force and effect from and after its date of passage, in accordance with law, and it is so ordained.

DULY PASSED and APPROVED by the City Council of the City of Annetta South, Texas, on the 12 day of May 2019.



Charles Marsh, Mayor

ATTEST:



Ellen Woodward, City Secretary

NOTES TO USERS

This map is the base map for the National Flood Insurance Program (NFIP) and is used to determine flood zones for the purpose of flood insurance. The National Flood Insurance Program (NFIP) is a federal program that provides flood insurance to property owners in participating communities. The National Flood Insurance Program (NFIP) is a federal program that provides flood insurance to property owners in participating communities. The National Flood Insurance Program (NFIP) is a federal program that provides flood insurance to property owners in participating communities.

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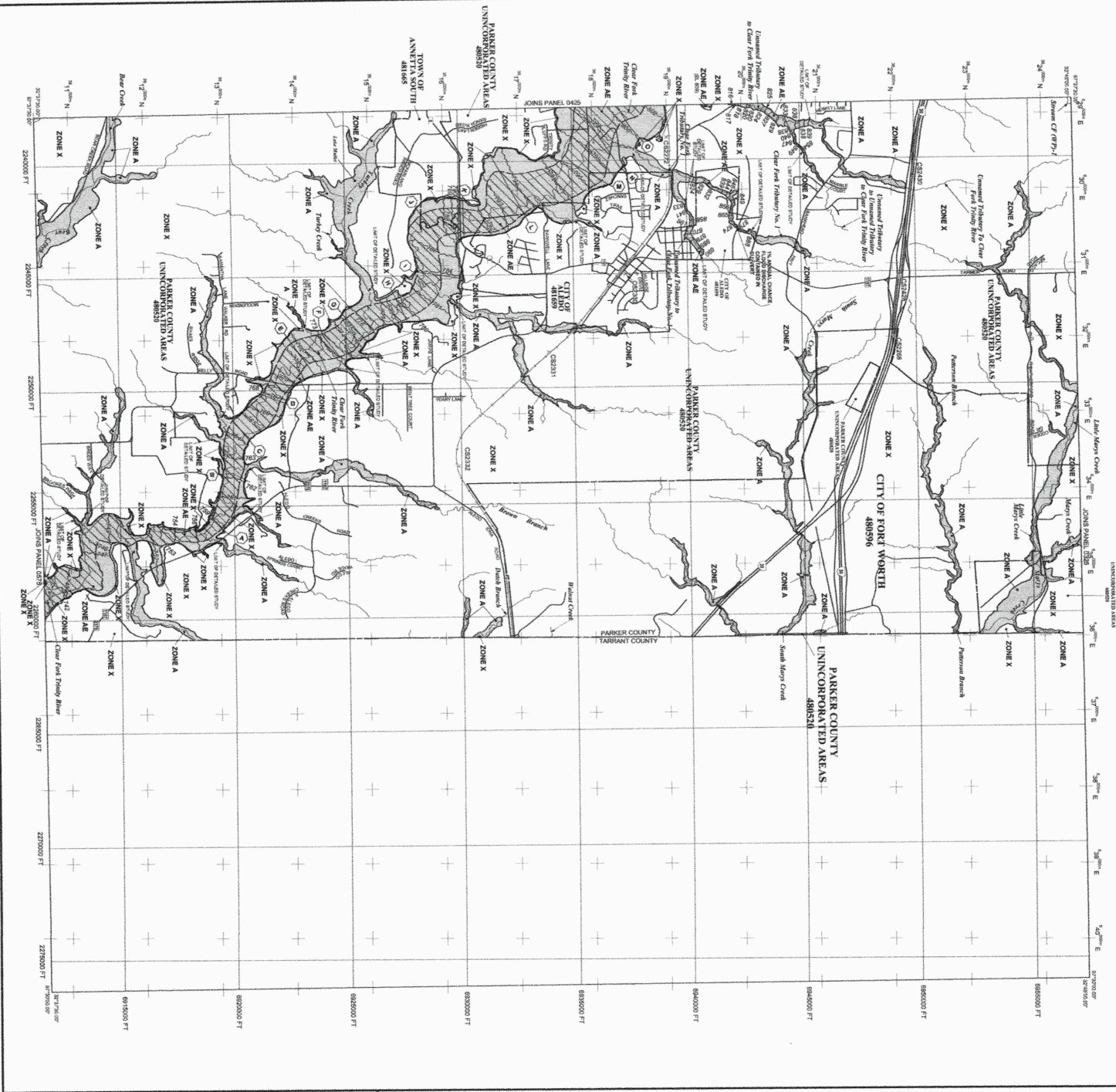
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SPECIAL AGENT ADVICE (SMA) SUBJECT TO INDICATION BY THE NATIONAL FLOOD INSURANCE PROGRAM

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LEGEND

ZONE A: Flood zone of 1.0 to 1.99 feet (average) base flood depth. Flood zones are shown with a light gray background.

ZONE X: Flood zone of 2.0 to 3.0 feet (average) base flood depth. Flood zones are shown with a medium gray background.

ZONE AE: Flood zone of 3.0 to 4.0 feet (average) base flood depth. Flood zones are shown with a dark gray background.

ZONE AH: Flood zone of 4.0 to 5.0 feet (average) base flood depth. Flood zones are shown with a black background.

ZONE AO: Flood zone of 5.0 to 6.0 feet (average) base flood depth. Flood zones are shown with a light gray background.

ZONE AR: Flood zone of 6.0 to 7.0 feet (average) base flood depth. Flood zones are shown with a medium gray background.

OTHER AREAS: Areas determined to be outside the 1% annual chance flood zone. These areas are shown with a white background.

CONCRETE BARRIER RESOURCES SYSTEM (CBRS) AREAS: Areas determined to be outside the 1% annual chance flood zone. These areas are shown with a white background.

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NATIONAL FLOOD INSURANCE PROGRAM

FIRM

FLOOD INSURANCE RATE MAP

PARKER COUNTY, TEXAS

AND INCORPORATED AREAS

PANEL 049 OF 97

CONTAINS:

NUMBER: PARKER, AREA 4

DATE: 09/28/2008

COMMITTEE: PARKER COUNTY, TEXAS

ADVISOR: PARKER COUNTY, TEXAS

APPROVED: PARKER COUNTY, TEXAS

DATE: 09/28/2008

FEDERAL EMERGENCY MANAGEMENT AGENCY

MAP NUMBER: 48387C0409E

EFFECTIVE DATE: SEPTEMBER 28, 2008

MAP SCALE: 1" = 2000'

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