

SCOTT COUNTY ORDINANCE NO. 11-_____

AN ORDINANCE TO ADOPT NEW FLOOD INSURANCE RATES MAPS IN ACCORDANCE WITH THE NATIONAL FLOOD INSURANCE PROGRAM AND AMEND CERTAIN PROVISIONS AND SECTIONS OF SCOTT COUNTY CODE CHAPTER 6, ZONING FOR UNINCORPORATED AREAS RELATED TO FLOODPLAIN REGULATIONS

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY IOWA:

Section 1 Amend Section 6-6 ESTABLISHMENT OF DISTRICTS AND DISTRICT BOUNDARIES 6-6 (D) to read:

The boundaries of the flood plain overlay districts shall be the same as shown on the Flood ~~Boundary and Floodway~~ Insurance Rate Maps, which were issued by the ~~Federal Insurance Administration, dated June 1, 1977 (Revised January 6, 1993) and adopted by the Board of Supervisors~~ Federal Emergency Management Agency. The Flood Insurance Rate Maps (FIRM) for Scott County and Incorporated Areas, dated February 18, 2011, which were prepared as part of the Scott County Flood Insurance Study, are hereby adopted by reference and declared to be the Official Flood Plain Zoning Map for unincorporated Scott County. The flood profiles and all explanatory material contained with the Flood Insurance Study are also declared to be a part of this ordinance.

Section 2 Amend Section 6-18 GENERAL PROVISIONS OF THE FLOODWAY, FLOODWAY FRINGE, AND GENERAL FLOODPLAIN OVERLAY DISTRICTS by adding :

(D) Abrogation and Greater Restrictions: It is not intended by this Ordinance to repeal, abrogate or impair any existing easements, covenants, or deed restrictions. However, where this Ordinance imposes greater restrictions, the provision of this Ordinance shall prevail. All other ordinances inconsistent with this Ordinance are hereby repealed to the extent of the inconsistency only.

Section 3 Amend Section 6-20 FLOODWAY FRINGE OVERLAY DISTRICT 6-20 (6) by adding:

- a. Recreational vehicles are exempt from the requirements of this Ordinance regarding anchoring and elevation of factory-built homes when the following criteria are satisfied:
1. The recreational vehicle shall be located on the site for less than 180 consecutive days, and,
 2. The recreational vehicle must be fully licensed and ready for highway use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system and is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.
- b. Recreational vehicles that are located on the site for more than 180 consecutive days or are not ready for highway use must satisfy requirements of this Ordinance regarding anchoring and elevation of factory-built homes.

Section 4 The County Auditor is directed to record this ordinance in the County Recorder's office.

Section 5 Severability Clause. If any of the provisions of this Ordinance are for any reason illegal or void, then the lawful provisions of this Ordinance, which are separate from said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

Section 6 Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 7 Effective Date. This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

Approved this _____ day of _____ 2011.

Tom Sunderbruch, Chairman
Scott County Board of Supervisors

Roxanna Moritz, County Auditor