

ORDINANCE NO. 4314

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 11 OF THE CODE OF THE CITY OF MESQUITE, TEXAS, BY DELETING SECTION 11-129 IN ITS ENTIRETY AND ADDING A NEW SECTION 11-129 THEREBY ADOPTING THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) DIGITAL FLOOD INSURANCE RATE MAPS (DFIRM) FOR DALLAS COUNTY; PROVIDING A REPEALER CLAUSE; AND PROVIDING A SEVERABILITY CLAUSE.

WHEREAS, the Stormwater and Flood Protection Ordinance was approved by the City Council on July 17, 1995; and

WHEREAS, the City Council adopted revisions in October 2002 that altered requirements for floodplain modifications, adopted revisions in August 2006 that modified the drainage variance procedure, and adopted revisions in July 2012 that formally adopted the new Digital Flood Insurance Rate Maps (DFIRM) and associated study for Kaufman County; and

WHEREAS, the intent of the ordinance is to provide a high degree of protection from flooding for developments when the drainage basin was fully developed; and

WHEREAS, the City has not received a single report of house flooding in subdivisions built under the 1995 drainage ordinance; and

WHEREAS, the primary reason for this revision is to include language required by FEMA to formally adopt the new DFIRM and associated study for Dallas County.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter 11 of the Code of the City of Mesquite, Texas, is hereby amended by deleting Section 11-129 in its entirety and adding a new Section 11-129 to read as follows, said Code, Chapter and Article in all other respects to remain in full force and effect:

Sec. 11-129. Basis for establishing the areas of special flood hazard.

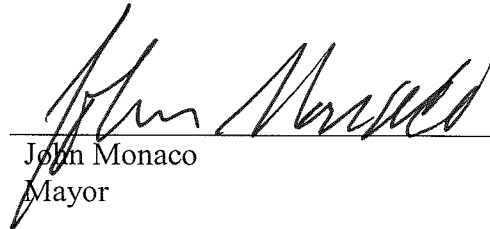
The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering reports entitled, "The Flood Insurance Study (FIS) for Dallas County, Texas and Incorporated Areas," dated July 7, 2014, with accompanying Flood Insurance Rate Maps (FIRM) dated July 7, 2014, and "Flood Insurance Study (FIS) for Kaufman County, Texas and Incorporated Areas," dated July 3, 2012, with accompanying Flood Insurance Rate Maps (FIRM) dated July 3, 2012, and any revisions thereto are hereby adopted by reference and declared to be a part of this article.

The flood insurance studies are on file in the office of the City Engineer.

SECTION 2. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

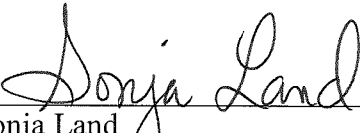
SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the validity of the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 19th of May, 2014.



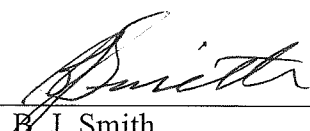
John Monaco
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED:



B. J. Smith
City Attorney