

RESOLUTION NO. 17-70

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, EVIDENCING INTEREST IN THE NATIONAL FLOOD INSURANCE PROGRAM, DESIGNATING CERTAIN AREAS AS FLOOD CONTROL AREAS AND DESIGNATING THE CITY MANAGER AS THE ADMINISTRATIVE OFFICIAL.

WHEREAS, the City of Mesquite has recognized the need to anticipate and plan for the prevention of flooding conditions within the City, and to take such actions as are required to minimize the danger to persons and property caused by flooding; and

WHEREAS, the City of Mesquite has instituted the necessary remedial actions to minimize the danger to persons and property caused by flooding, including land use controls (zoning) in areas found to be flood plain, and the control of development to ensure that areas that might become subject to flooding are appropriately designated and controlled; and

WHEREAS, in further effort to provide for its citizens the maximum protection against the flood hazard, the City of Mesquite has requested that the benefits of the National Flood Insurance Program be made available to all property owners who qualify for such insurance within the City of Mesquite;

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

SECTION 1. That the City Manager is hereby designated as the official responsible for taking all administrative actions necessary to expedite the availability of flood insurance to all Mesquite citizens in local flood-prone areas, with all necessary authority to implement the commitment made herein.

SECTION 2. That the City of Mesquite will recognize and duly evaluate flood hazards in all official actions relating to land use in the flood plain areas having special flood hazards.

SECTION 3. That in addition to continuing in effect pertinent ordinances already adopted, the City Council will, where existing ordinances are not sufficiently comprehensive, enact and maintain in force for areas having special flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Subpart B, Section 1910, Subchapter B, Chapter VII, Title 24 of the Code of Federal Regulations, 34 F.R. 9553-60, dated June 18, 1969.

SECTION 4. That the City Council will seek whatever enabling legislation is necessary to confer adequate authority for the enactment

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of land use and control measures designated to reduce the exposure of property to flood loss.

SECTION 5. That the following areas are hereby designated flood plain areas subject to regulation under Senate Bill 668, Flood Control and Insurance Act, to wit:

- a. All land along South Mesquite Creek having an elevation lower than that elevation calculated for a 100-year flood, said 100-year flood having been defined as an "intermediate regional flood" by the U. S. Army Corps of Engineers in a report entitled "Flood Plain Information, South Mesquite Creek, Mesquite, Texas" dated June, 1968.
- b. All land along Long Branch of Duck Creek having an elevation lower than that elevation calculated for a 100-year flood, said 100-year flood having been defined as an "intermediate regional flood" by the U. S. Army Corps of Engineers in a report entitled "Flood Plain Information, Duck Creek, Garland, Texas," dated March, 1968.
- c. All land along North Mesquite Creek having an elevation lower than that elevation calculated for a 100-year flood, or a flood having an average frequency of occurrence in the order of once in 100 years.

SECTION 6. That the City Manager shall:


- a. Assist the Federal Insurance Administrator, at his request, in delineating the limits of the flood plain having special flood hazards on available local maps of sufficient scale to identify the location of building sites.
- b. Furnish information as requested by representatives of appropriate Federal and State agencies or the National Flood Insurer's Association concerning new or substantially improved structures within the area of special flood hazards, after said flood insurance shall have been made available. Such information shall include floor elevations and, if there is a basement, the distance between the first floor and the bottom of the lowest opening where water flowing on the ground will enter.

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- c. Cooperate with Federal, State and local agencies which undertake to study, survey, map, and identify flood-prone areas, as well as cooperate with appropriate officials of neighboring jurisdictions with respect to adjoining flood plains in order to prevent aggravation of the flooding problem.

SECTION 7. That this resolution shall take effect from and after its passage, as the Charter in such case provides.

DULY PASSED by the City Council of the City of Mesquite, Texas, on the 15 day of June, A.D., 1970.


George Boyce
Mayor

ATTEST:


Norma G. McGaughy
City Secretary

APPROVED AS TO FORM:

Elland Archer
City Attorney