

**RESOLUTION 2010-06**

**RESOLUTION APPLYING FOR ADMISSION TO THE NATIONAL FLOOD  
INSURANCE PROGRAM**

**WHEREAS**, certain areas of the Town of Magnolia Springs, Alabama, are subject to periodic flooding, mudslides, (i.e., mudflows), or flood-related erosion, 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 the Town Council of Magnolia Springs to require the recognition and evaluation of flood, mudslide (i.e. mudflow) or flood losses pursuant to §§11-19-1 to 24; 11-45-1 to 11; 41-9 to 166; 11-52-1 to 84, et seq., Code of Alabama 1975.

**NOW, THEREFORE, BE IT RESOLVED** that this Town Council hereby:

1. Assures the Federal Insurance & Mitigation Administration that it will enact as necessary, and maintain in force those areas having flood, mudslide (i.e. mudflow), or flood-related erosion hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in CFR 44, Part 60.3 of the National Flood Insurance Program Regulations; and

2. Vests Mayor Charles S. Houser, or his successor, with the responsibility, authority, and means to:

(a) Assist the Administrator, at his request, in his delineation of the limits of the area having special flood, mudslide (i.e. mudflow), or flood related erosion hazards;

(b) Provide such information as the Administrator may request concerning present uses and occupancy of the floodplain, mudslide, (i.e. mudflow), or flood-related erosion areas;

(c) Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map and identify floodplain, mudslide (i.e. mudflow) or flood related erosion areas, and cooperate with neighboring communities with respect to management of adjoining floodplain, mudslide (i.e. mudflow) and/or flood related erosion areas to prevent aggravation of existing hazards;

(d) Submit on the anniversary date of the community's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of floodplain management measures; and

(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 floodplain 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 or relinquished floodplain management regulatory authority.

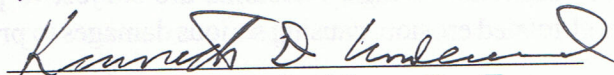
3. Appoints the Baldwin County Building Official to maintain for public inspection and to furnish upon request, for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on a Flood Hazard Boundary Map or Flood Insurance Rate Map, any certificates of flood-proofing, and information on the elevation (in relation to mean sea level) of the level of the lowest habitable floor (including basement if 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.

Approved and Adopted this the 21<sup>st</sup> day of December, 2010

By:

  
Charles S. Houser - Mayor

  
Kenneth Underwood - Mayor Pro Tempore

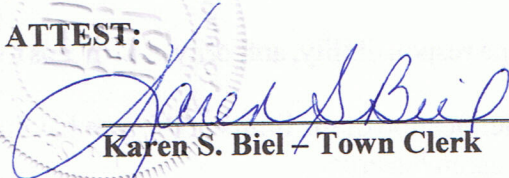
  
Bob Holk - Council Member

  
Richard Odess - Council Member

  
Brett Gaar - Council Member

  
Kenneth Laurendine - Council Member

ATTEST:

  
Karen S. Biel - Town Clerk