

RESOLUTION #05-08

A RESOLUTION OF THE TOWN OF DEWEY – HUMBOLDT, YAVAPAI COUNTY, ARIZONA, AGREEING TO ASSIST IN THE MANAGEMENT OF FLOODPLAIN ACTIVITIES TO REDUCE FUTURE FLOOD LOSSES PURSUANT TO THE NATIONAL FLOOD INSURANCE ACT OF 1968 AND TITLE 48 OF THE ARIZONA REVISED STATUTES AND AMENDMENTS THERETO; AND DECLARING AN EMERGENCY

WHEREAS, certain areas of the Town of Dewey-Humboldt are subject to periodic flooding from streams and rivers causing serious damage to properties within these areas;

WHEREAS, it is the intent of this Council to require the recognition and evaluation of flood hazards in all official actions relating to land use in the floodplain areas having special flood hazards; and

WHEREAS, relief is available in the form of flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, the Board of Directors of the Yavapai County Flood Control District has the legal authority to adopt and enforce land use and control measures to reduce future flood losses pursuant to 48-3609, Arizona Revised Statutes and amendments and supplements thereto;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY – HUMBOLDT AS FOLLOWS:

SECTION 1. The Town of Dewey – Humboldt will implement and maintain in full force and effect, procedures to ensure that all requests for permits for floodplain development will be promptly forwarded to the Flood Control District of Yavapai County and that no permits will be issued by any agent of the Town of Dewey – Humboldt until a valid floodplain use permit is obtained from Yavapai County by the applicant; and

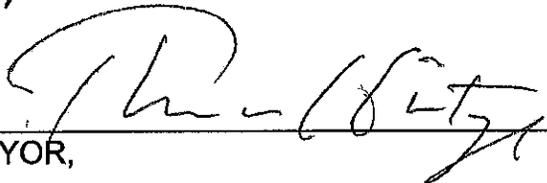
SECTION 2. The Town will refer all floodplain use permits to the Yavapai County Flood Control District for review. The Town will not be required to do any hydrology or engineering to determine floodplain requirements. Each time a building permit is requested the Town will require the applicant to obtain a permit from the County, and, if the property is in the floodplain, to abide by all County requirements.

SECTION 3. That the Town Council agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

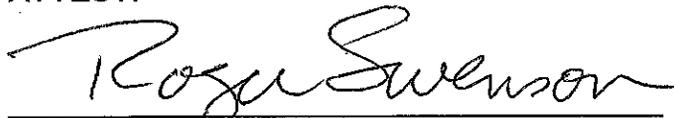
SECTION 4. This resolution is not an election by the Town under ARS 48-3610.A to assume any of the powers and duties of floodplain management now performed by Yavapai County.

SECTION 5. WHEREAS, the immediate operation of the provisions of this Resolution is necessary for the preservation of the public peace, health and safety of the Town, an emergency is hereby declared to exist, and this Resolution shall be in full force and effect from and after its passage, adoption and approval by the Mayor and Common Council of the Town, and it is hereby exempt from the referendum provisions of the Constitution and Laws of the State of Arizona.

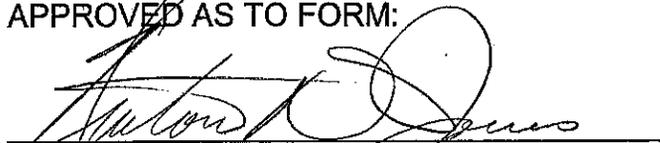
PASSED, ADOPTED AND APPROVED by the Mayor and Common Council of the Town of Dewey – Humboldt, Yavapai County, Arizona, this 5th day of April, 2005.


MAYOR,

ATTEST:


Town Clerk ~~Manager~~

APPROVED AS TO FORM:


Town Attorney