

**Town of Tusayan, Arizona
Ordinance No. 2019-02**

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF TUSAYAN, COCONINO COUNTY, ARIZONA, PERTAINING TO THE NATIONAL FLOOD INSURANCE PROGRAM, ADOPTING BY REFERENCE FLOOD INSURANCE STUDY, FLOOD INSURANCE RATE MAPS, AND FLOODPLAIN MANAGEMENT REGULATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES.

The Town of Tusayan, located in Coconino County, has elected NOT to assume floodplain management responsibility as authorized in A.R.S. § 48-3610 and shall be known as District Dependent Town of Tusayan. The Town of Tusayan shall appoint a Floodplain Administrator who will be responsible for (1) coordinating with County Flood Control District staff regarding floodplain management and (2) verifying that the Community's participation in the National Flood Insurance Program is maintained and remains in good standing through adoption and enforcement of these Regulations.

The Community Floodplain Administrator shall also be, at a minimum, responsible for the following:

1. Keep and maintain current Flood Insurance Studies and Flood Insurance Rate Map(s) applicable to their community;
2. Keep and maintain copies of the most current copy of the Coconino County Floodplain Regulations at the office of the Town Clerk;
3. Keep and maintain elevation certificates (or acceptable records of lowest floor elevations) for all structures within the Special Flood Hazard Areas; and
4. Repeal or modify all existing local ordinances that conflict with these Regulations.

WHEREAS, the Town of Tusayan, Arizona joined the National Flood Insurance Program (NFIP) as a separate community on March 26, 2015 and under the NFIP, is the entity responsible for floodplain management within the Town of Tusayan, and,

WHEREAS, the continued participation in the NFIP is in the best interest of the citizens of the Town of Tusayan; and,

WHEREAS, the Federal Emergency Management Agency (FEMA) published a countywide Flood Insurance Study (FIS) for Coconino County, Arizona and incorporated areas on September 3, 2010 and Flood Insurance Rate Maps (FIRMs) for Coconino County, Arizona and incorporated areas, on September 3, 2010, and each community that participates in the NFIP is required to adopt floodplain management regulations consistent with Federal and State criteria; and,

WHEREAS, A.R.S. § 48-3609 assigns powers and duties for floodplain management to the Flood Control District of Coconino County and the Town of Tusayan has elected NOT to assume those powers and duties as provided for in A.R.S. § 48-3610; and,

WHEREAS, the Flood Control District of Coconino has adopted Floodplain Regulations that meet the minimum requirements of the NFIP and,

WHEREAS, those certain documents entitled the Coconino County Floodplain Regulations, the countywide Flood Insurance Study for Coconino County, Arizona and incorporated areas, dated September 3, 2010 and the Flood Insurance Rate Maps for Coconino County, Arizona and incorporated areas dated September 3, 2010 and all subsequent amendments and/or revisions are hereby designated as public records.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Tusayan, Arizona, as follows:

Section 1. The Town of Tusayan elects NOT to assume the responsibility of floodplain management from the Flood Control District of Coconino as provided for in A.R.S. §§ 48-3609; 3610. The Tusayan Town Manager is appointed as the NFIP Floodplain Administrator for the Town of Tusayan, is responsible for coordinating with the Flood Control District of Coconino County, and will serve as the community point of contact on NFIP issues for County, State and Federal officials.

Section 2. Those public records entitled the Coconino County Flood Insurance Study dated September 3, 2010 with accompanying FIRMs dated September 3, 2010 and all subsequent amendments and/or revisions, copies of which shall be kept on file in the office of the Town of Tusayan Town Clerk, are hereby adopted by reference as the basis for establishing the Special Flood Hazard Areas in the Town of Tusayan. The Special Flood Hazard Areas documented in the FIS and FIRMs are the minimum area of applicability of the floodplain management regulations and may be supplemented by studies for other areas as allowed in the regulations.

Section 3. That public record designated as the Coconino County Floodplain Overlay Zone, dated April 18, 2017 and all subsequent amendments and/or revisions, copies of which shall be kept on file in the office of the Town of Tusayan Town Clerk, is hereby adopted as the legal basis for implementing floodplain management in this community.

Section 4. Repeal of conflicting ordinances. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5. Severability. If any portion of this ordinance is determined by a court of competent jurisdiction to be invalid, all remaining portions of this ordinance shall remain in full force and effect.

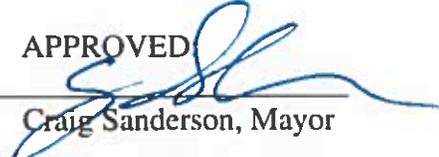
Section 6. Penalties. Penalties for violating the terms of the Coconino County Floodplain Overlay Zone shall be as set for in such Regulations.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the Town of Tusayan, Coconino County, Arizona, this 11 day of DEC, 2019.

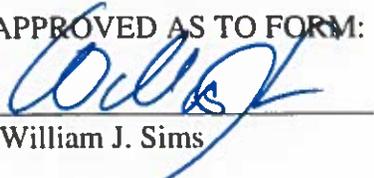
ATTESTED:


Bruce Northern

APPROVED


Craig Sanderson, Mayor

APPROVED AS TO FORM:


William J. Sims