

**ORDINANCE NO. O-09-2017**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LANTANA, FLORIDA, AMENDING CHAPTER 6. BUILDINGS AND BUILDING REGULATIONS. AT ARTICLE VII. FLOODPLAIN MANAGEMENT. AT SECTION 6-101. FLOODPLAIN ORDINANCE. AT CHAPTER 1. ADMINISTRATION. AT SECTION 102. APPLICABILITY. BY AMENDING SUB-SECTION 102.3. BASIS FOR ESTABLISHING FLOOD HAZARD AREAS. TO UPDATE THE DATE OF THE FLOOD INSURANCE STUDY AND FLOOD INSURANCE RATE MAPS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the Legislature of the State of Florida has, in Chapter 166, *Florida Statutes*, conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Town of Lantana participates in the National Flood Insurance Program and the Town Council desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59 and 60, necessary for such participation; and

WHEREAS, the Federal Emergency Management Agency has revised and reissued the Flood Insurance Study for Palm Beach County, Florida and Incorporated Areas, with an effective date of October 5, 2017; and

WHEREAS, the Town Council has determined that it is in the public interest to amend Chapter 6. Buildings and Building Regulations. of the Town of Lantana's Floodplain Ordinance to identify the effective date of the revised Flood Insurance Study and Flood Insurance Rate Maps.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LANTANA, FLORIDA, THAT:

Section 1: Chapter 6. Buildings and Building Regulations. of the Code of Ordinances of the Town of Lantana is hereby amended at Article VII. Floodplain Management. at Section 6-101. Floodplain Ordinance. at Chapter 1. Administration. at Section 102. Applicability. at Sub-Section 102.3 to read as follows:

*102.3 Basis for establishing flood hazard areas.* The Flood Insurance Study for the Town of Lantana dated October ~~15, 1982~~ 5, 2017, and all subsequent amendments and revisions,

and the accompanying Flood Insurance Rate Maps (FIRM), and all subsequent amendments and revisions to such maps, are adopted by reference as a part of this ordinance and shall serve as the minimum basis for establishing flood hazard areas. Studies and maps that establish flood hazard areas are on file at the office of the Town Clerk.

Section 2: For the purposes of jurisdictional applicability, this Ordinance shall apply in the Town of Lantana. This Ordinance shall apply to all applications for development, including building permit applications and subdivision proposals, submitted on or after the effective date of this Ordinance.

Section 3: It is the intent of the Town Council that the provisions of this ordinance shall become and be made a part of the Town of Lantana Code of Ordinances, and that the sections of this ordinance may be renumbered or re-lettered and the word “ordinance” may be changed to “section,” “article,” “regulation,” or such other appropriate word or phrase in order to accomplish such intentions.

Section 4: Should any Section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or any part thereof other than the part to be declared invalid.

Section 5: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 6: Specific authority is hereby given to codify this Ordinance.

Section 7: This Ordinance shall take effect immediately upon second reading and final passage.

[The remainder of this page left intentionally blank.]

FIRST READING this 24<sup>th</sup> day of July 2017.

SECOND AND FINAL READING this \_\_\_\_ day of \_\_\_\_\_, 2017.

TOWN OF LANTANA

_____ Aye	_____ Nay	_____ Mayor David J. Stewart
_____ Aye	_____ Nay	_____ Vice Mayor Lynn J. Moorhouse
_____ Aye	_____ Nay	_____ Councilmember Philip J. Aridas
_____ Aye	_____ Nay	_____ Councilmember Malcolm Balfour
_____ Aye	_____ Nay	_____ Councilmember Edward Paul Shropshire

ATTEST:

\_\_\_\_\_  
TOWN CLERK (Seal)

Approved as to form and legal sufficiency.

\_\_\_\_\_  
TOWN ATTORNEY