

NO. 2879

AN ORDINANCE AMENDMENT ADDING SECTION 190 OF TITLE 15, CHAPTER 36 (GRADING AND SOIL EROSION CONTROL) OF THE LIVONIA CODE OF ORDINANCES, AS AMENDED, ADDRESSING FLOODPLAIN MANAGEMENT.

THE CITY OF LIVONIA ORDAINS:

Section 1. Section 190 of Title 15, Chapter 36 of the Livonia Code of Ordinances, as amended, is hereby added to read as follows:

15.36.190 Flood Prevention. (A) Terms defined in Section 2.11 of Ordinance No. 543, as amended, when used herein, shall have the meanings ascribed to those terms in that Section, with the exception that “Flood Hazard District” and “Special Flood Hazard District” shall be designated “Flood Hazard Area” and “Special Flood Hazard Area” in this Section.

(B) Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, the Director of Inspection of the City of Livonia is hereby designated as the enforcing agency to discharge the responsibility of the City of Livonia under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The City of Livonia assumes responsibility for the administration and enforcement of said Act throughout the corporate limits of the community adopting this ordinance.

(C) Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the City of Livonia.

(D) The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled “Wayne County, Michigan (All Jurisdictions)” and dated February 2, 2012 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26163C; 0034E, 0042E, 0044E, 0045E, 0054E, 0061E, 0062E, 0063E, 0064E, 0210E, 0227E, and 0230E are adopted by referenced for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the “Flood Hazards” section of Table R301.2(1) of the Michigan Residential Code.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 3. Should any portion of this ordinance be held invalid for any reason, such holding shall not be construed as affecting the validity of any of the remaining portions of this ordinance.

Section 4. This ordinance shall be effective after legal publication and in accordance with the provisions of the Act governing same.

Section 5. This ordinance is hereby declared to be an emergency ordinance necessary for the protection of the public health, safety and welfare and shall take effect immediately upon publication.

The above ordinance was passed at the regular meeting of the Council of the City of Livonia held Wednesday, February 8, 2012, at 8:00 p.m.

Terry A. Marecki, City Clerk

The foregoing ordinance was authenticated by me on this 9th day of February, 2012.

Jack E. Kirksey, Mayor

Approved as to form:

Donald L. Knapp, Jr., City Attorney
Dated: February 9, 2012