

TOWN OF EATON, COLORADO

ORDINANCE NO. 573

**AN ORDINANCE AMENDING SECTIONS 7-5-2 AND 7-5-3 OF THE
EATON MUNICIPAL CODE CONCERNING
FLOOD DAMAGE PREVENTION**

WHEREAS, the Colorado Legislature delegated the responsibility to adopt regulations designed to minimize floods to local governments; and

WHEREAS, consistent with the delegation, by and through passage of Ordinance 557, the Board of Trustees of the Town of Eaton adopted Section V of Chapter 7 of the Town of Eaton Municipal Code, entitled Flood Damage Prevention; and

WHEREAS, the Colorado Water Conservation Board reviewed Section V of Chapter 7 of the Town of Eaton Municipal Code and recommended two amendments, the inclusion of the definition of “New Construction” in Section 7-5-2 and a reference to “The Flood Insurance Study for Weld County, Colorado and Incorporated Areas,” dated January 20, 2016, rather than “The Flood Insurance Study for the Town of Eaton,” dated December, 1979, in Section 7-5-3; and

WHEREAS, the Town Board of the Town of Eaton desires to adopt the foregoing amendments and deems such amendments to be in the best interests of the citizens of the Town of Eaton.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF EATON, COLORADO:

Section 1. Section 7-5-2 of the Town of Eaton Municipal Code is hereby amended to include the definition of “New Construction,” which shall be inserted in the appropriate order alphabetically into the existing text:

New Construction means structures for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

Section 2. The first sentence of Section 7-5-3(b) of the Town of Eaton Municipal Code is hereby amended to read as follows:

(b) Basis for establishing the special flood hazard area.

The special flood hazard areas identified by the Federal Emergency Management Agency in a scientific and engineering report entitled, “The Flood Insurance Study for Weld

County, Colorado and Incorporated Areas,” dated January 20, 2016, with accompanying Flood Insurance Rate Maps and/or Flood Boundary-Floodway Maps (FIRM and/or FBFM) and any revisions thereto are hereby adopted by reference and declared to be a part of this Chapter.

Section 3. Certification. The Town Clerk shall certify to the passage of this Ordinance and make not less than three copies of the adopted Code available for inspection by the public during regular business hours.

Section 4. Effective Date. This Ordinance shall be effective thirty (30) days after its publication, as provided by state statute.

PASSED AND APPROVED on First Reading at a regular meeting of the Town Board of the Town of Eaton on this 17th day of September, 2015.

ATTEST:

By: Erika C. Bagley
Erika C. Bagley, Town Clerk

TOWN OF EATON, COLORADO

By: Scott E. Moser
Scott E. Moser, Mayor

PASSED, APPROVED, AND ADOPTED ON SECOND READING THIS 15th day of October, 2015.

ATTEST:

By: Erika C. Bagley
Erika C. Bagley, Town Clerk

TOWN OF EATON, COLORADO

By: Scott E. Moser
Scott E. Moser, Mayor

