

ORDINANCE NUMBER 1078

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING TITLE 17, CHAPTER 17.88 FLOODPLAIN MANAGEMENT OVERLAY DISTRICT (FP), BY ADDING NEW LANGUAGE; DELETING LANGUAGE; CLARIFYING THE PURPOSE, APPLICABILITY AND EXCEPTIONS; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING A CODIFICATION CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; PROVIDING A REPEALER CLAUSE; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City has initiated this text amendment due to a requirement by the Federal Emergency Management Agency (FEMA) to adopt the new 2010 Digital Flood Insurance Rate Maps (FIRMs) for Ketchum;

WHEREAS, on March 17, 1997, the Federal Emergency Management Agency (FEMA) issued a Flood Insurance Rate Map (FIRM) and identified Special Flood Hazard Areas (SFHAs) subject to a 1 percent annual chance of flooding (otherwise known as the 100 year floodplain).

WHEREAS, FEMA has been re-evaluating flood hazards in Blaine County and within the City of Ketchum. Additionally, the FIRM has evolved into a D-FIRM, which is a Digital Flood Insurance Rate Map (FIRM). On December 9, 2009, FEMA issued preliminary maps and a preliminary Flood Insurance Study (FIS) indicating the re-evaluated areas. Blaine County communities were given an opportunity to provide comment back to FEMA, and the City of Ketchum did provide several comments to the agency.

WHEREAS, on May 26, 2010, FEMA issued a final determination for the communities within Blaine County and stated that the communities have six (6) months to formally adopt the new maps and update codes.

WHEREAS, the City of Ketchum hereby amends the official zoning map of the City to reflect the updated Floodplain Management Overlay District (FP) boundaries;

WHEREAS, the Planning and Zoning Commission held a duly notice public hearing on the amendments and made a recommendation to the City Council on September 27, 2010; and,

WHEREAS, the City Council held a duly noticed public hearing on this matter on November 1, 2010; and,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO:

SECTION 1. Amends Section 17.88.010(D), Floodplain Management Overlay District (FP) by adding thereto the underlined language hereinbelow and deleting wherefrom the stricken language hereinbelow, to wit:

D. The studies listed below are hereby adopted as the primary sources of flood hazard analysis:

~~1. Community panel numbers 160023 0434 C, 160023 0441 C, 160023 0442 C, 160023 0453 C, 160023 0461 C of the flood insurance rate maps (FIRM) prepared for Ketchum by the federal emergency management agency effective March 17, 1997, and any amendments thereto.~~

~~2. Community panel numbers 160023 0001 1950 of the flood insurance rate maps (FIRM) prepared for Blaine County by the federal emergency management agency effective March 17, 1997, and any amendments thereto.~~

~~3. Floodplain information by the corps of engineers for Trail Creek, June 1974; Big Wood River, June 1970; and Warm Springs Creek, October 1972.~~

1. Flood Insurance Study (FIS) for Blaine County, Idaho and Incorporated Areas, Flood Insurance Study Numbers 16013CV001A and 16013CV002A, dated November 26, 2010, and any amendments thereto;

2. Digital Flood Insurance Rate Maps (DFIRMs) for Blaine County, Idaho and Incorporated Areas: Map Number 16013CIND0A; Map Number 16013C0433E, Community Panel Number 0433E; Map Number 16013C0434E, Community Panel Number 0434E; Map Number 16013C0441E, Community Panel Number 0441E; Map Number 16013C0442E, Community Panel Number 0442E; Map Number 16013C0453E, Community Panel Number 0453E; Map Number 16013C0461E, Community Panel Number 0461E, and any amendments thereto; and,

~~34. Other flood hazard studies, as may be adopted by the city, will be utilized in determining flood hazard.~~

SECTION 2. Amends Section 17.88.050(A)(3), Floodplain Management Overlay District (FP) by adding thereto the underlined language hereinbelow and deleting wherefrom the stricken language hereinbelow, to wit:

~~3. Basis For Establishing The Areas Of Special Flood Hazard: The areas of special flood hazard identified by the federal insurance administration in a scientific and engineering report entitled "The Flood Insurance Study (FIS) For Ketchum Blaine County, Idaho and Incorporated Areas" with an accompanying digital flood insurance rate maps (DFIRMs) bearing an effective date of March 17, 1997~~ November 26, 2010, and the engineering report entitled "Flood Insurance Study For Blaine County, Idaho" with an accompanying flood insurance rate map bearing an

~~effective date of March 17, 1997,~~ to establish the areas of special flood hazard for land which has been or will be annexed into the city limits of the city of Ketchum, Idaho, since the adoption of said study for the incorporated area of the city are hereby adopted by reference and declared to be a part of this article. The flood insurance studies are on file at the office of the city clerk, City Hall, 480 East Avenue North, Ketchum, Idaho.

SECTION 3. SAVINGS AND SEVERABILITY CLAUSE. It is hereby declared to be the legislative intent that the provisions and parts of this Ordinance shall be severable. If any paragraph, part, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

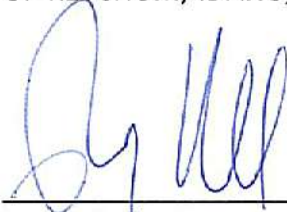
SECTION 4. CODIFICATION CLAUSE. The City Clerk is instructed to immediately forward this ordinance to the codifier of the official municipal code for proper revision of the code.

SECTION 5. PUBLICATION. This Ordinance, or a summary thereof in compliance with Section 50-901A, Idaho Code, substantially in the form attached hereto as Exhibit "A," shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

SECTION 6. REPEALER CLAUSE. All City of Ketchum code sections, ordinances or resolutions or parts thereof, which are in conflict herewith are hereby repealed.

SECTION 7. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO, and approved by the Mayor this 1st day of November, 2010.



Randy Hall, Mayor

ATTEST:




Sandra E. Cady, CMC
City Treasurer/Clerk




EXHIBIT A

**PUBLICATION OF SUMMARY OF ORDINANCE NO. 1078
CITY OF KETCHUM, IDAHO**

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING TITLE 17, CHAPTER 17.88 FLOODPLAIN MANAGEMENT OVERLAY DISTRICT (FP), BY ADDING NEW LANGUAGE; DELETING LANGUAGE; CLARIFYING THE PURPOSE, APPLICABILITY AND EXCEPTIONS; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING A CODIFICATION CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; PROVIDING A REPEALER CLAUSE; AND, PROVIDING FOR AN EFFECTIVE DATE.

A summary of the principal provisions of Ordinance No. 1078 of the City of Ketchum, Blaine County, Idaho, adopted on November 1, 2010, is as follows:

Section 1. Amends Section 17.88.010(D), Floodplain Management Overlay District (FP) to update the studies and maps adopted by the City of Ketchum as the primary sources of flood hazard analysis.

Section 2. Amends Section 17.88.050(A)(3), Floodplain Management Overlay District (FP) to update the scientific and engineering report utilized by the City of Ketchum as the basis for establishing the areas of special flood hazard, which is the Flood Insurance Study for Blaine County, Idaho and Incorporated Areas, with accompanying digital flood insurance rate maps (DFIRMS) bearing an effective date of November 26, 2010.

Section 3: Provides a savings and severability clause.

Section 4: Provides a codification clause.

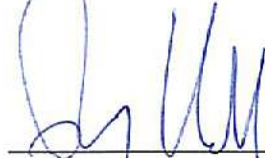
Section 5: Provides for publication of a summary of the Ordinance.

Section 6: Provides a repealer clause.

Section 7: Establishes the effective date as the date of publication, this 10th day of November, 2010.

The full text of this Ordinance is available at the City Clerk's Office, Ketchum City Hall, 480 East Avenue North, Ketchum, Idaho 83340 and will be provided to any citizen upon personal request during normal office hours.

CITY OF KETCHUM, IDAHO



Randy Hall, Mayor

ATTEST:



Sandra E. Cady, CMC
City Treasurer/Clerk

Publish: Idaho Mountain Express

Date: November 10, 2010