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VILLAGE OF ESTERO, FLORIDA

RESOLUTION NO. 15 - 30

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF ESTERO, FLORIDA, TO IMPLEMENT
PERFORMANCE MEASURES TO ACHIEVE ELIGIBILITY
FOR COMMUNITY RATING SYSTEM; AND PROVIDING AN
EFFECTIVE DATE.**

WHEREAS, the Village of Estero has been a National Flood Insurance Program (NFIP) participant in good standing, as a part of Lee County which has a Class 5 rating since October, 2007, and seeks to improve its flood resiliency by participating in the Community Rating System (CRS); and,

WHEREAS, the Village of Estero has reviewed and dedicated itself to meeting all requirements for joining the NFIP that it adopted by Resolution when it first joined the voluntary NFIP; and

WHEREAS, the Village of Estero through Lee County has been determined to be compliant by the Florida Division of Emergency Management; and

WHEREAS, the Village of Estero through Lee County is developing and, through Lee County, is actively implementing "performance measures" to ensure that its floodplain management program meets and exceeds the minimum requirements of the NFIP; and,

WHEREAS, it is the intent of this Council to participate in the CRS program and strive to exceed the minimum NFIP requirements set forth in Parts 59, 60, and 65 of the National Flood Insurance Program Regulations (Title 44 of the Code of Federal Regulations); and by implementing the Florida's unified minimum CRS credits will act to adopt additional measures that may improve its CRS rating;

NOW, THEREFORE, be it resolved by the Village Council of the Village of Estero, Florida, that the Village of Estero:

Assures the State of Florida Division of Emergency Management and the Department of Homeland Security's Federal Emergency Management Agency (FEMA) that it will enact as necessary, and maintain in force in those areas having flood, or flood-related hazards, adequate land use and floodplain regulations with effective enforcement provisions necessary to implement an NFIP-compliant program and to implement the seven performance measures required to ensure consistency with enhanced performance measures to participate in the CRS program as referenced and incorporated herein; and

Vests the Village of Estero floodplain administrator and his/her associates with the responsibility, authority and means to implement the following performance measures which are incorporated by reference and attached:

- 47 (1) Adopt a flood damage prevention ordinance based on the State model that is
48 coordinated with the Florida Building Code,
49
50 (2) Conduct annual inspections of development in SFHAs to be reported annually
51 that addresses identified compliance issues to be resolve through enforcement and
52 mitigation to the maximum extent possible,
53
54 (3) Administer a flood zone permit application for regulating all development in
55 SFHAs with procedures and checklists approved by State and Region IV,
56
57 (4) Ensure accurate completion of all elevation certificates before vertical
58 construction and prior to issuance of certificates of occupancy,
59
60 (5) Annually disseminate letters to utility companies concerning tanks that must be
61 elevated or anchored and new HVAC equipment that must be elevated above the
62 BFE,
63
64 (6) Administer substantial improvement/damage determination procedures approved
65 by State and Region IV staff and maintenance of permanent records of
66 determinations,
67
68 (7) Provide DFIRMs or links to DFIRMs and elevation certificates on the
69 community's website where feasible.
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71 The Village of Estero also agrees to take such other official action as may be reasonably
72 necessary to carry out the objectives of the CRS program.
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74 This Resolution shall take effect immediately upon adoption.
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81 **THIS SPACE INTENTIONALLY LEFT BLANK**
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89 20th **ADOPTED BY THE VILLAGE COUNCIL** of the Village of Estero, Florida this
90 day of May, 2015.
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Attest:

By: 

Peter Lombardi
Interim Village Manager/
Custodian of Village Records

VILLAGE OF ESTERO, FLORIDA

By: 

Nicholas Batos
Mayor

Reviewed for legal sufficiency:

By: 

Burt Saunders, Esq.
Village Attorney