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VILLAGE OF ESTERO, FLORIDA

RESOLUTION NO. 15 - 29

A RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF ESTERO, FLORIDA, REQUIRING THE
RECOGNITION AND EVALUATION OF FLOOD OR FLOOD-
RELATED HAZARDS IN ALL OFFICIAL ACTIONS
RELATING TO LAND USE AND DEVELOPMENT; AND
PROVIDING AN EFFECTIVE DATE.

WHEREAS, certain areas of the Village of Estero are subject to periodic flooding, or flood-related erosion, causing serious damages to properties within these areas; and

WHEREAS, relief is available in the form of Federally-subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, the Legislature of the State of Florida has in its Statutes Title XII, Chapter 166, the "Municipal Home Rule Powers Act" whereby local governments are empowered to rule on behalf of their citizens to promote the public health, safety, and general welfare of their citizenry; and

WHEREAS, it is the intent of this Council to require the recognition and evaluation of flood or flood-related hazards in all official actions relating to the land use and development, including building construction, repair and remodeling in areas having these hazards;

NOW, THEREFORE, be it resolved by the Village Council of the Village of Estero, Lee County, Florida, hereby:

SECTION ONE. Assures 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 control measures with effective enforcement provisions consistent with the Criteria set forth in Parts 59, 60, and 65 of the National Flood Insurance Program Regulations (Title 44 of the Code of Federal Regulations); and

Vests Peter Lombardi, Interim Village Manager, with the responsibility, authority and means to:

(a) Assist FEMA, at its request, in delineation of the limits of the area having special flood, or flood-related hazards,

(b) Provide such information as FEMA may request concerning present uses and occupancy of the floodplain, or flood-related areas,

46 (c) Cooperate with Federal, State, and local agencies and private firms that undertake
47 to study, survey, map, and identify floodplain, or flood-related areas, and cooperate with
48 neighboring communities with respect to management of adjoining floodplain, and/or flood-
49 related areas in order to prevent aggravation of existing hazards, and
50

51 (d) Upon occurrence, notify FEMA, in writing, whenever the boundaries of the
52 Community have been modified by annexation or the community has otherwise assumed or no
53 longer has authority to adopt and enforce floodplain management regulations for a particular
54 area. In order that all Flood hazard Boundary Maps and Flood Insurance Rate Maps accurately
55 represent the Community's boundaries, include within such notification a copy of a map of the
56 community suitable for reproduction, clearly delineating the new corporate limits or new area for
57 which the community has assumed or relinquished flood plain management regulatory authority.
58

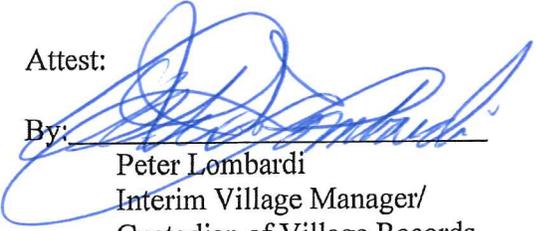
59 Appoints Peter Lombardi, Interim Village Manager, to maintain for public inspection and
60 to furnish upon request for the determination of applicable flood insurance risk premium rates
61 within all areas having special flood hazards identified on a Flood Hazard Boundary Map or
62 Flood Insurance Rate Map, any certificates of flood-proofing, and information on the elevation
63 (in relation to mean sea level) of the level of the lowest floor (including basement) of all new and
64 substantially improved structures, and include whether or not such structures include a basement,
65 and if the structure has been floodproofed; and
66

67 Agrees to take such other official action as may be reasonably necessary to carry out the
68 objectives of the program.
69

70 **SECTION TWO.** This Resolution shall take effect immediately upon adoption.
71

72 20th **ADOPTED BY THE VILLAGE COUNCIL** of the Village of Estero, Florida this
73 day of MAY, 2015.
74

75
76 Attest:

77
78 By: 

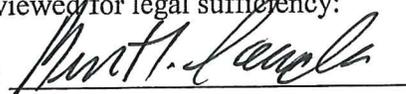
79 Peter Lombardi
80 Interim Village Manager/
81 Custodian of Village Records
82

VILLAGE OF ESTERO, FLORIDA

By: 

Nicholas Batos
Mayor
83

84 Reviewed for legal sufficiency:

85
86 By: 

87 Burt Saunders, Esq.
88 Village Attorney