

**Town of Gila Bend, Arizona  
Ordinance No. 20-01**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF TOWN OF GILA BEND, MARICOPA COUNTY, ARIZONA, PERTAINING TO THE NATIONAL FLOOD INSURANCE PROGRAM, ADOPTING BY REFERENCE FLOOD INSURANCE STUDY, FLOOD INSURANCE RATE MAPS, AND FLOODPLAIN MANAGEMENT REGULATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES.**

Town of Gila Bend, located in Maricopa County, has elected NOT to assume floodplain management responsibility as authorized in A.R.S. § 48-3610 and *shall be known as District Dependent*. Town of Gila Bend shall appoint a Floodplain Administrator who will be responsible for (1) coordinating with County Flood Control District staff regarding floodplain management and (2) verifying that the Community's participation in the National Flood Insurance Program is maintained and remains in good standing through adoption and enforcement of these Regulations.

The Community Floodplain Administrator shall also be, at a minimum, responsible for the following:

1. Keep and maintain current Flood Insurance Studies and Flood Insurance Rate Map(s) applicable to their community;
2. Keep and maintain copies of the most current "Maricopa County Floodplain Management Plan" at the office of the Town Clerk;
3. Keep and maintain elevation certificates (or acceptable records of lowest floor elevations) for all structures within the Special Flood Hazard Areas; and
4. Repeal or modify all existing local ordinances that conflict with these Regulations.

**WHEREAS**, the Town of Gila Bend, Arizona joined the National Flood Insurance Program (NFIP) as a separate community on December 4, 1979, and under the NFIP, is the entity responsible for floodplain management within the Town, and,

**WHEREAS**, the continued participation in the NFIP is in the best interest of the citizens of the Town of Gila Bend; and,

**WHEREAS**, the Federal Emergency Management Agency (FEMA) published a countywide Flood Insurance Study (FIS) and Flood Insurance Rate Maps (FIRMs), Maricopa County, Arizona and Incorporated Areas dated November 4, 2015, and each community that participates in the NFIP is required to adopt floodplain management regulations consistent with Federal and State criteria; and,

**WHEREAS**, A.R.S. § 48-3609 assigns powers and duties for floodplain management to the Flood Control District of Maricopa County and the Town of Gila Bend has elected NOT to assume those powers and duties as provided for in A.R.S. § 48-3610; and,

**WHEREAS**, the Flood Control District of Maricopa County has adopted Floodplain Regulations that meet the minimum requirements of the NFIP and,

**WHEREAS**, those certain documents entitled "The Flood Insurance Study for Maricopa County, Arizona and Incorporated Areas," and Flood Insurance Rate Maps (FIRMs), dated

November 4, 2015” and “Floodplain Regulation of Maricopa County”, dated January 17, 2018, and all subsequent amendments and/or revisions are hereby designated as public records.

**NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of Town of Gila Bend, Arizona, as follows:**

**Section 1.** The Town of Gila Bend elects NOT to assume the responsibility of floodplain management from the Flood Control District of Maricopa County as provided for in A.R.S. §§ 48-3609; 3610. The Town Manager, or his/her designee, is designated as the NFIP Floodplain Administrator for the Town, is responsible for coordinating with the Flood Control District of Maricopa County, and will serve as the community point of contact on NFIP issues for County, State and Federal officials.

**Section 2.** Those public records entitled “Flood Insurance Study for Maricopa County, Arizona and ” dated November 4, 2015 with accompanying FIRMs dated November 4, 2015, and all subsequent amendments and/or revisions, copies of which shall be kept on file in the office of the Town Clerk, are hereby adopted by reference as the basis for establishing the Special Flood Hazard Areas in the Town of Gila Bend. The Special Flood Hazard Areas documented in the FIS and FIRMs are the minimum area of applicability of the floodplain management regulations and may be supplemented by studies for other areas as allowed in the regulations.

**Section 3.** That public record designated as the “Floodplain Regulation of Maricopa County,” dated January 17, 2018, and all subsequent amendments and/or revisions, copies of which shall be kept on file in the office of the Town Clerk, is hereby adopted as the legal basis for implementing floodplain management in this community.

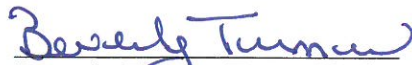
**Section 4.** Repeal of conflicting ordinances. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

**Section 5.** Severability. If any portion of this ordinance is determined by a court of competent jurisdiction to be invalid, all remaining portions of this ordinance shall remain in full force and effect.

**Section 6.** Providing for penalties. Reference Article Seven of the Maricopa County Floodplain Regulations adopted January 17, 2018 and all subsequent amendments.

**PASSED, ADOPTED AND APPROVED** by the Mayor and Council of the Town of Gila Bend, Maricopa County, Arizona, this 28<sup>th</sup> day of January, 2020.

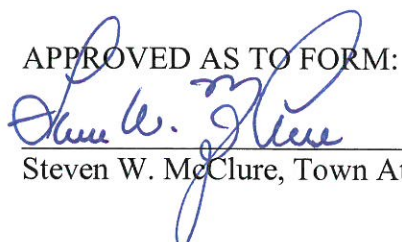
ATTESTED:

  
Beverly Turner, Town Clerk

APPROVED:

  
Tommy L. Sikes, Mayor

APPROVED AS TO FORM:

  
Steven W. McClure, Town Attorney