

FAXED &  
MAILED  
TO DNR  
3/18/98

ORDINANCE NO. G-98-07

**AN ORDINANCE AMENDING ORDINANCE NO. G-94-03  
RELATING TO REGULATIONS ADDRESSING  
FLOODPLAIN DEVELOPMENT**

BE IT ORDAINED BY THE TOWN COUNCIL OF GEORGETOWN,  
INDIANA THAT:

WHEREAS, The Indiana Department of Natural Resources has recommended the following changes for Ordinance No. G-94-03; and

WHEREAS, The Town Council of the Town of Georgetown deems it appropriate to adopt the recommended changes.

WHEREAS, the following sections of Ordinance No. G-94-03 shall be amended as follows:

**SECTION 3. DEFINITIONS.**

b. Development – any man-made change to improved or unimproved real estate including but not limited to:

1. construction, reconstruction, or placement of a building or any addition to a building;

**SECTION 4. DUTIES OF THE ADMINISTRATOR.**

CLERK TREASURER shall implement this ordinance and hereafter be referred to as the Zoning Administrator. The Zoning Administrator for the Town of Georgetown is appointed to review all development and subdivision proposals to insure compliance with this ordinance, including but not limited to the following duties:

- h. Notify adjacent communities and the State Coordinating Office prior to any alteration or relocation of a watercourse and submit copies of such notifications to FEMA.

**SECTION 6. IMPROVEMENT LOCATION PERMIT.**

- b. 1. If the site is in an identified floodway the Zoning Administrator shall require the applicant to forward the application, along with all pertinent plans and specifications, to the Department of Natural Resources and apply for a permit for construction in a floodway.

Under the provisions of IC 14-28-1 a permit from the Natural Resources Commission is required prior to the issuance of a local building permit for any excavation, deposit, construction or obstruction activity located in the floodway. This includes land preparation activities such as filling, grading, clearing and paving etc. undertaken before the actual start of construction of the building.

- 4. If the site is in an identified floodplain where the limits of the floodway and floodway fringe have not yet been determined and the drainage area upstream of the site is less than one square mile, the Zoning Administrator shall require the applicant to provide an engineering analysis showing the limits of the floodway, floodway fringe and 100 year elevation for the site.

Upon receipt, the Zoning Administrator may issue the local Improvement Location Permit, provided the provisions contained in Sections 7 and 8 of this ordinance have been met.

**SECTION 8. PROTECTING BUILDINGS.**

- a. 1. construction or placement of any new building having a floor area greater than 400 square feet,
- 2. structural alterations made to:
  - a) an existing (previously unaltered) building, the cost of which equals or exceeds 50% of the value of the pre-altered building (excluding the value of the land);
  - b) any previously altered building;
- 3. [section deleted completely]

**SECTION 13. ABROGATION AND GREATER RESTRICTIONS.**

This ordinance repeals and replaces other ordinances adopted by the Town to fulfill the requirements of the National Flood Insurance Program. However, this ordinance does not repeal the original resolution or ordinance adopted to achieve eligibility in the Program. Nor does this ordinance repeal, abrogate, or impair any existing easements, covenants, or

deed restrictions. Where this ordinance and other ordinance easements, covenants, or deed restrictions conflict or overlap, whichever imposes the more stringent restrictions shall take precedence. In addition, the Town Board shall assure that all National Flood Insurance Program regulations and laws (310 IAC 6-1-1, IC 14-28-1 and IC 14-28-3) are met.

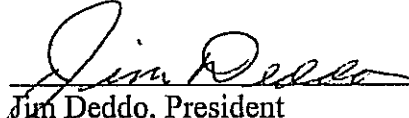
NOW THEREFORE BE IT RESOLVED THAT The Town Council of the Town of Georgetown, Indiana, adopts the above enumerated changes to Ordinance G-94-03.

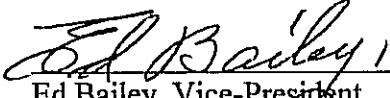
NOW THEREFORE BE IT FURTHER RESOLVED THAT any part of Ordinance G-94-03 in conflict with this Ordinance is and shall be repealed. The remainder of Ordinance G-94-03 shall remain in full force and effect.

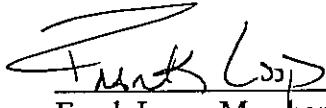
NOW THEREFORE BE IT FURTHER RESOLVED THAT this Ordinance shall take effect upon its passage by the Town Council.

Adopted by the Town Council of Georgetown, Indiana on the 17 day of March, 1998.

TOWN COUNCIL OF THE TOWN OF  
GEORGETOWN

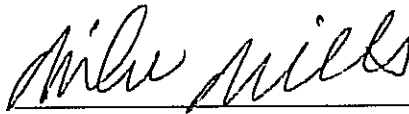
  
\_\_\_\_\_  
Jim Deddo, President

  
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Ed Bailey, Vice-President



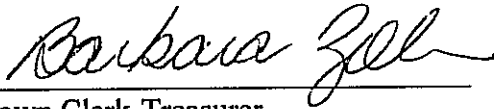
Frank Loop, Member

Mary Elizabeth Miller, Member



Mike Mills, Member

ATTEST:



Town Clerk-Treasurer

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