

RESOLUTION 2009-32

A RESOLUTION CONCERNING THE AMENDMENT OF CERTAIN SECTIONS OF THE JEFFERSON COUNTY ZONING REGULATIONS CONCERNING ARTICLE 14, FLOODPLAIN DISTRICT, FOR ALL OF JEFFERSON COUNTY, KANSAS, EXCEPT THOSE LANDS WITHIN THE INCORPORATED CITIES.

Whereas, the Jefferson County Planning Commission has conducted a public hearing in conformance with K.S.A. 12-741 et seq, as amended, following published notification; and,

Whereas, the Jefferson County Planning Commission has recommended by unanimous vote that the Governing Body of Jefferson County, Kansas, adopt said amendments to Article 14, Floodplain District, of the Jefferson County Zoning Regulations for all of Jefferson County, Kansas, except those lands within the incorporated cities.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF JEFFERSON COUNTY, KANSAS, that

- Section 1. Approval of Draft Resolution by Kansas Chief Engineer Prior to Adoption. The following floodplain management resolution, as written, was approved in draft form by the Chief Engineer of the Division of Water Resources of the Kansas Department of Agriculture on August 13, 2009.
- Section 2. Strike from Article 14-101 Section 2.X. (1) the FIS and illustrative materials date of “February 4, 1998” and replace with new date of “November 4, 2009”.
- Section 3. In Article 14-102 Section 1. Strike the phrase, “This Article shall apply to all lands within the unincorporated portion of Jefferson County, Kansas indentified as numbered and unnumbered A zones, AE, AO, and AH on the Index Map dated February 4, 1998 of the Flood Insurance Rate Map (FIRM) as amended, and any future revisions thereto.” and replace with the phrase, “ This Article shall apply to all of Jefferson County, Kansas, except those lands within the incorporated cities identified as A zones, AE, AO, and AH on the Index map dated November 4, 2009 of the Flood Insurance Rate Map (FIRM) as amended, and any future revisions thereto.
- Section 4. Strike from Article 14-104 Section 2.B. the phrase “New construction or substantial improvement of any commercial, industrial, or other non-residential structures, including manufactured homes, shall have the lowest floor, including basement, elevated a minimum of one (1) foot above the base flood plain

elevation or, together with attendant utility and sanitary facilities, be floodproofed so that below the base flood elevation the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effect of buoyancy.” And replace with the phrase, “ New construction or substantial improvement of any commercial, industrial, or other non-residential structures, including manufactured homes, shall have the lowest floor, including basement, elevated a minimum of one (1) foot above the base flood elevation or, together with attendant utility and sanitary facilities be dry floodproofed to a minimum of one (1) foot above the base flood elevation so that below the base flood elevation the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy.”

Section 5. This resolution shall be in full force and effect from and after its publication once in the official county newspaper.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS of Jefferson County,  
Kansas, this 5<sup>th</sup> day  
of October, 2009.

/S/ Richard Malm, Chairman

/S/ Lynn Luck, Vice Chair

/S/ Roy Dunnaway, Commissioner

Attest: /S/ Linda M. Buttron, County Clerk

(seal)