



**THE TOWN OF BOILING SPRINGS, NC  
TOWN COUNCIL ORDINANCE #221004.01**

**WHEREAS**, the Town of Boiling Springs recently had a Community Assistance Visit from the North Carolina Department of Public Safety – Emergency Management division and;

**WHEREAS**, suggestions to changes were made by the National Flood Insurance Program Community Development Planner for the Western Branch and;

**WHEREAS**, these changes will bring our ordinance enforcement more efficient;

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Town Council of the Town of Boiling Springs that Article 14, Flood Damage Prevention, of the Unified Development Ordinance, be and is hereby amended as follows:

*Insert the following after 14.1:*

**14.1.6**

LEGAL STATUS PROVISIONS.

**EFFECT ON RIGHTS AND LIABILITIES UNDER THE EXISTING FLOOD DAMAGE PREVENTION ORDINANCE.**

This ordinance in part comes forward by re-enactment of some of the provisions of the Flood Damage Prevention Ordinance enacted insert adoption date of the community's initial Flood Damage Prevention Ordinance as amended, and it is not the intention to repeal but rather to re-enact and continue to enforce without interruption of such existing provisions, so that all rights and liabilities that have accrued thereunder are reserved and may be enforced. The enactment of this ordinance shall not affect any action, suit or proceeding instituted or pending. All provisions of the Flood Damage Prevention Ordinance of Community Name enacted on insert adoption date of the community's initial Flood Damage Prevention Ordinance, as amended, which are not reenacted herein are repealed.

The date of the initial Flood Damage Prevention Ordinance for County Name County is insert adoption date of the community's initial Flood Damage Prevention Ordinance.

**EFFECT UPON OUTSTANDING FLOODPLAIN DEVELOPMENT PERMITS.**

Nothing herein contained shall require any change in the plans, construction, size, or designated use of any development or any part thereof for which a floodplain development permit has been granted by the Floodplain Administrator or his or her authorized agents before the time of passage of this ordinance; provided, however, that when construction is not begun under such outstanding permit within a period of six (6) months subsequent to the date of issuance of the outstanding permit, construction or use shall be in conformity with the provisions of this ordinance.



**SEVERABILITY.**

If any section, clause, sentence, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance.

**EFFECTIVE DATE.**

This ordinance shall become effective insert upon adoption or a specific date.

**Passed and Adopted this 4<sup>th</sup> day of October 2022.**

**X**

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Daniel Thomas  
Mayor

Attest:

**X**

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Noah Saldo  
Town Clerk