

AN ORDINANCE

**AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE II –
FLOODPLAIN MANAGEMENT / FLOOD DAMAGE PREVENTION.**

WHEREAS, the City has adopted and maintained a comprehensive Code of Ordinances; and

WHEREAS, the City has undertaken and completed a review and evaluation to of Sections 10-33 and 10-37 of its Code of Ordinances related to Floodplain Management and Flood Damage Prevention and determined that certain amendments are warranted to update those Code Sections in accordance with the Georgia Department of Natural Resources standards and recommendations; and

WHEREAS, it is in the best interest of the health, safety, and welfare of the citizens and businesses within the City of Dacula to amend the Code of Ordinances as outlined herein;

NOW THEREFORE, THE MAYOR AND COUNCIL OF THE CITY OF DACULA HEREBY ORDAINS that the Floodplain Management Flood Damage Ordinance and City Code be amended as follows:

The following amendments to the City's Code of Ordinances, Chapter 10, Article II are approved and adopted:

SECTION 1

Chapter 10, Article II, Section 10-33 is amended as follows:

Sec. 10-33 (a) is deleted and is replaced by:

- (a) The flood insurance study (FIS), dated September 29, 2006, with accompanying maps and other supporting data and any revision thereto. For those land areas acquired by a municipality through annexation, the current effective FIS and data for (Gwinnett County), September 29, 2006, with accompanying maps and other supporting data and any revision thereto.

SECTION 2

Chapter 10, Article II, Section 10-37 is amended as follows:

Sec. 10-37 the reciprocal definitions are deleted and are replaced by:

Existing construction means any structure for which the "start of construction" commenced before August 19, 1986, the date of the initial FIRM for the Community.

Existing manufactured home park or subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before October 26, 1976.

New construction means any structure (see definition) for which the "start of construction" commenced on or after October 26, 1976.

New manufactured home park or subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after October 26, 1976.

SECTION 3

In the event any Court of competent jurisdiction determines that any portion of the foregoing amendment is invalid, unconstitutional or otherwise illegal, such rulings shall not impair the validity of the rest and remainder of this amendment.

SECTION 4

All laws and parts of laws in conflict with this Ordinance are hereby repealed.

SECTION 5

This Ordinance and the amendments outlined herein shall be effective immediately upon their adoption by the Mayor and City Council.

SO ORDAINED by the governing authority of the City of Dacula, this 2nd day of November, 2023.

AYES: ____

NAYES: ____

ATTEST:

HUGH D. KING, III
MAYOR, CITY OF DACULA

BRITTNI NIX,
CITY ADMINISTRATOR