

**ORDINANCE NO. 2023.08.08.\_\_\_\_**

**AN ORDINANCE OF THE CITY OF GLEN ROSE, TEXAS, ADOPTING AMENDMENTS TO THE CITY OF GLEN ROSE CODE OF ORDINANCES, CHAPTER 3.07 FLOOD DAMAGE PREVENTION; PROVIDING SAVINGS/REPEALING, SEVERABILITY, AND PROPER NOTICE, MEETING, AND QUORUM CLAUSES; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Glen Rose, Texas, is a Type A General Law municipality located in Somervell County, Texas, created in accordance with the provisions of the Texas Local Government Code, Chapter 6, and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, the Federal Emergency Management Agency (FEMA) requires that the City's local floodplain management regulations meet or exceed certain criteria; and

**WHEREAS**, the City of Glen Rose Code of Ordinances, Chapter 3.07 *Flood Damage Prevention*, requires the changes described below.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLEN ROSE, TEXAS:**

**SECTION 1**

**FINDINGS INCORPORATED**

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**SECTION 2**

**REPEAL AND REPLACE SECTION 3.07.005 BASIS FOR ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD**

Section 3.07.005 *Basis for Establishing Areas of Special Flood Hazard* is hereby repealed in its entirety and replaced with the following:

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled *Flood Insurance Study (FIS) for Somervell County, Texas, and Incorporated Areas*, dated September 21, 2023, with accompanying Flood Insurance Rate Maps (FIRM), dated September 21, 2023, and any revisions thereto are hereby adopted by reference and declared to be a part of this ordinance.

**SECTION 3**

**AMENDMENT TO SECTION 3.07.011 DEFINITIONS**

The following definitions are hereby repealed and replaced as written below:

1. *Mean sea level* – for the purposes of the National Flood Insurance Program, the North American Vertical Datum (NAVD) of 1988 or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Maps are referenced.

2. *Water Surface Elevation* – the height, in relation to the North American Vertical Datum (NAVD) of 1988 (or other datum, where specified), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

**SECTION 4**  
**SAVINGS/REPEALING CLAUSE**

The City of Glen Rose Code of Ordinances shall remain in full force and effect, save and except as amended by this or any other ordinance. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 5**  
**SEVERABILITY**

Should any section, subsection, sentence, clause, or phrase of this Ordinance be declared unconstitutional, illegal, or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Glen Rose hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that anyone or more sections, subsections sentences, clauses, and phrases be declared unconstitutional or invalid.

**SECTION 6**  
**PROPER NOTICE, MEETING, AND QUORUM**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted by a majority vote of the City Council of the City of Glen Rose, Texas was open to the public; that public notice of the time, place, and purpose of the meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code; and, that a quorum was present pursuant to 22.039 of the Texas Local Government Code.

**SECTION 7**  
**EFFECTIVE DATE**

This Ordinance shall take effect immediately upon its passage.

**PASSED AND APPROVED** This the 8<sup>h</sup> day of August, 2023.

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Joe Boles, Mayor

ATTEST:

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Staci L. King, City Secretary