

APPENDIX C – COUNTY ORDINANCE 0-91-29

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF BENTON, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF A FLOOD DAMAGE PREVENTION PROGRAM FOR BENTON COUNTY AND FOR OTHER PURPOSE.

NOW, THEREFORE, BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF BENTON, STATE OF ARKANSAS.

Section 1. FLOOD DAMAGE PREVENTION CODE ADOPTED BY REFERENCE.

There is hereby adopted by reference a flood damage prevention code for Benton County, Arkansas, such flood damage prevention code having been delegated by the legislature of the State of Arkansas in Act 629 of 1969. A copy of the referenced code shall be filed in the office of the County Clerk and shall be available for inspection and copying by any person during normal office hours. The code shall include:

ARTICLE 1: Statutory authorization, findings of fact, purpose and methods.

ARTICLE 2: Definitions

ARTICLE 3: General provisions

ARTICLE 4: Administration

ARTICLE 5: Provisions for flood hazard reduction

Section 2. Any person or corporation who violate any measure adopted under this code may be fined not more than one hundred dollars (\$100) for each offense. Each day during which such violation exists is a separate offense.

Section 3. Any ordinance in conflict herewith or in conflict with the code adopted herein is Hereby repealed.

Section 4. It is hereby found and declared by Benton County that severe flooding has occurred in the past within its jurisdiction and will certainly occur within the future; that flooding is likely to result in infliction of serious personal injury or death, and is likely to result in substantial injury or destruction of property within its jurisdiction; in order to effectively comply with minimum standards for coverage under the National Flood Insurance Program; and in order to effectively remedy the situation described herein, it is necessary that ordinance become effective immediately.

Therefore, any emergency is hereby declared to exist, and this ordinance, being necessary for the immediate preservation of the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

Bruce Rutherford, County Judge

Date 9-13-91

ATTEST:

Mary Lou Slinkard, County Clerk
Sponsor: Environmental Office