

City Code Chapter 18-52 Flood Damage Protection Urgency Ordinance

July 12, 2022

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Planning and Economic Development

- Santa Rosa City Code 18-52 Flood Damage Protection is the local operational/physical element of the National Flood Insurance Program (NFIP) under FEMA
- The Ordinance sets-forth requirements for construction and development within designated flood-prone areas



- Government Code Section 36937(b) allows an ordinance to take effect immediately, if it is an ordinance for the immediate preservation of public peace, health or safety and it contains a declaration of the facts constituting the urgency.
- Section 8 of the Santa Rosa City Charter authorizes the City Council to adopt an urgency measure to take effect immediately upon its adoption if necessary to preserve the public peace, health or safety if such ordinance contains the reasons for its urgency.
- Requires a 5/7 Council vote for adoption

- FEMA has recently completed a Flood Insurance Study (FIS) and a Flood Insurance Rate Map (FIRM) for areas within Sonoma County and primarily outside Santa Rosa.
- The study was focused on Todd Creek and its tributary areas
- In a letter from Rachel Sears, Director of the Floodplain Management Division, Mitigation Directorate, FEMA; it was noted: “no significant changes have been made to the flood hazard data on the FIRM”

- The FIS and FIRM will become effective July 19, 2022, necessitating the adoption of changes to our local Ordinance to maintain participation in the National Flood Insurance Program.
- To ensure continued – uninterrupted enrolment in the program; the effective date of the ordinance must be prior-to July 19, 2022

Changes to the Ordinance

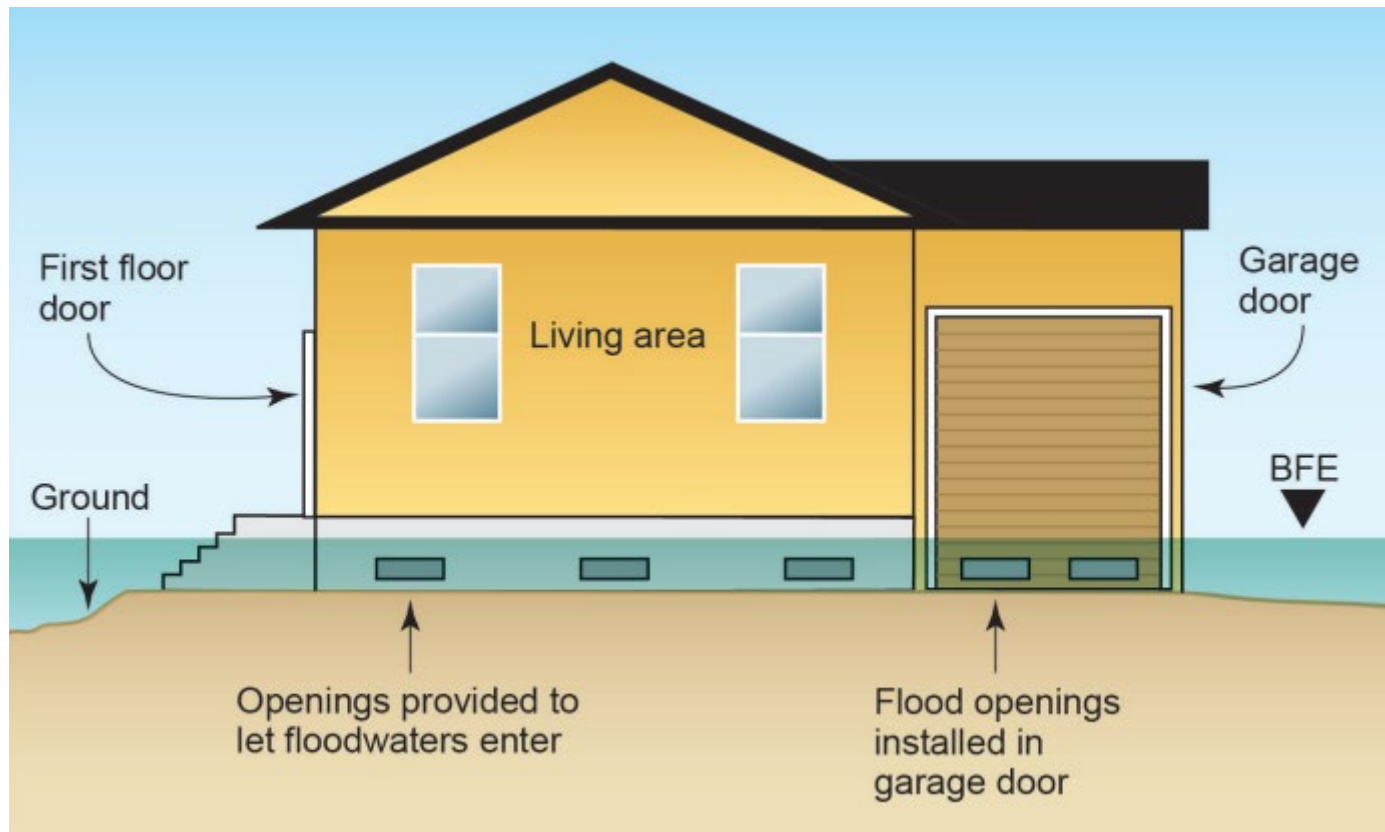
- The majority of changes are to provide clarifying terms, definitions and procedural requirements

Highlighted Changes

- Addition of the definition of Recreational Vehicle
- Addition of standards for locating recreational vehicles in designated flood-prone areas
- Procedural clarifications for applying requirements to development within flood-prone areas
- Addition of one technical requirement to require establishment of floor elevations in flood-prone areas to be 1-foot above the base flood elevation (BFE)

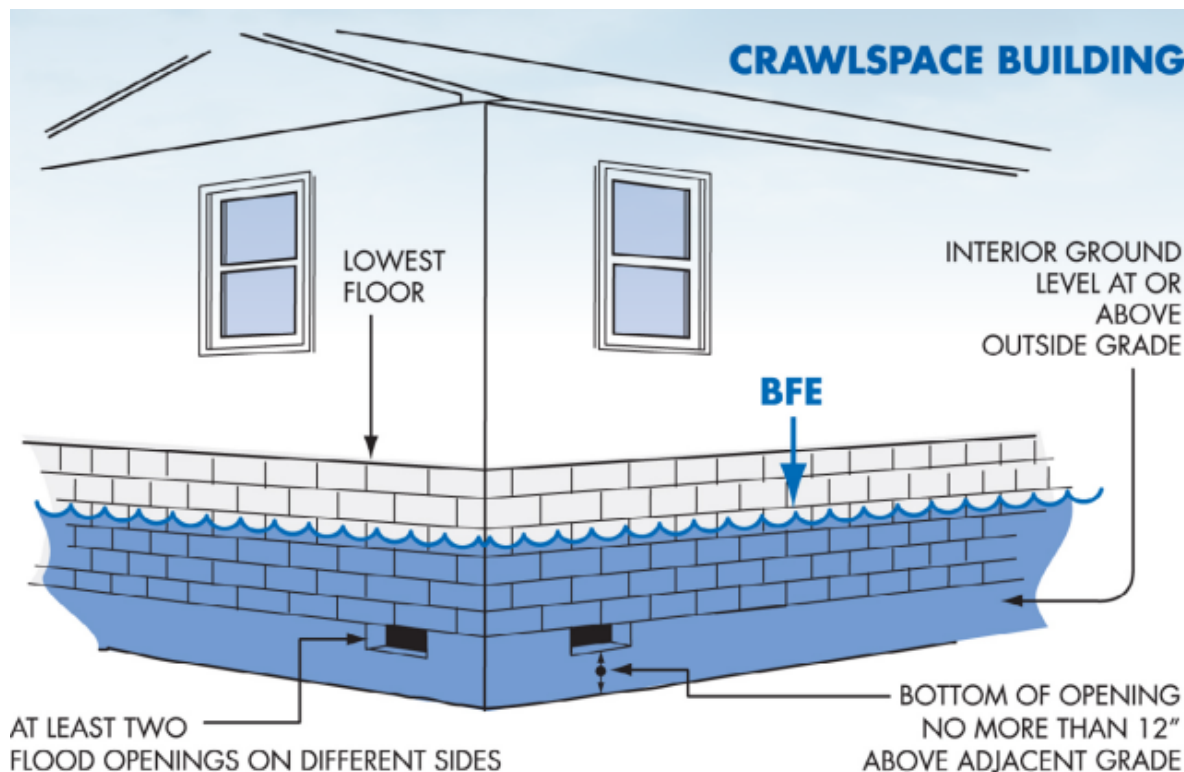
Technical Change to the Ordinance Example

- Old requirement – Lowest floor at or above BFE



Technical Change to the Ordinance Example

- New requirement – Lowest floor at or above 1-foot above BFE (commonly-termed “Freeboard”)



It is recommended by the Planning and Economic Development Department that the Council adopt an urgency ordinance amending City Code Chapter 18-52, Flood Damage Protection, to comply with regulatory requirements that our ordinance coincide with 44 Code of Federal Regulations 60.3.