

**A RESOLUTION CONCERNING FLOOD PRONE AREAS  
MAGNETIC SPRINGS, OHIO.  
Resolution No. 08-10**

WHEREAS, the Village of Magnetic Springs is located within Union County, State of Ohio; and

WHEREAS, certain areas of the Village of Magnetic Springs, Ohio, are subject to periodic flooding, which may cause serious damages to properties within these areas; and

WHEREAS, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of the Council of the Village of Magnetic Springs, Ohio, to require the recognition and evaluation of flood hazards in all official actions relating to land use in areas having these hazards; and

WHEREAS, the Council has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to the Ohio Revised Code;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE  
VILLAGE OF MAGNETIC SPRINGS, OHIO THAT:**

Section 1. The Village Council assures the Federal Emergency Management Agency that it will enact as necessary, and maintain in force those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 60.3 of the National Flood Insurance Program Regulations; and

Section 2. The Village Council vests Martha Cantrell (aka Kathy), or her designee, to be known as the Floodplain Administrator, with the responsibility, authority and means to:

- a. Assist the Administrator, at her request, in her delineation of the limits of the area having special flood hazards.
- b. Provide such information as the Administrator may request concerning present uses and occupancy of the floodplain areas.
- c. Cooperate with Federal, State, and local agencies and private firms that undertake to study, survey, map, and identify floodplain areas, and cooperate with neighboring communities with respect to management of adjoining floodplain areas in order to prevent aggravation of existing hazards.

- d. Submit on the anniversary date of the community's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development implementation of the floodplain management measures.
- e. Upon occurrence, notify the Administrator in writing whenever the boundaries of the community have been modified by annexation or the community has otherwise assumed or no longer has authority to adopt and enforce floodplain management regulations for a particular area. In order that all Flood Hazard Boundary Maps and Flood Insurance Rate maps accurately represent the community's boundaries, include within such notification a copy of a map of the community suitable for reproduction, clearly delineating the new corporate limits or new areas for which the community has assumed or relinquished floodplain management regulatory authority.

Section 3. The Village Council appoints Martha Cantrell, as the Floodplain Administrator to maintain for public inspection and to furnish upon request for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on a Flood Hazard Boundary Map or Flood Insurance Rate Map, and certificates of flood proofing, and information on the elevation (in relation to mean sea level) of the level of the lowest floor (including basement) of all new or substantially improved structures, and whether or not such structures contain a basement, and if the structure has been flood proofed the elevation (in relation to mean sea level) to which the structure was flood proofed.

Section 4. The Village Council declares the enactment of this legislation to be an emergency, the emergency being the need to update the Village laws regarding flooding and the need to protect the Village residents from flooding and the damage that can be caused by the flooding. Said Ordinance 0801 is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village of Magnetic Springs.

Section 5. This ordinance shall take effect on the earliest date permitted by law.

Passed this 20<sup>th</sup> day of November, 2008.

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

  
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Mayor

Melinda Ritchie  
Council President

APPROVED AS TO FORM

Alison Boggs  
Village Counsel

CERTIFICATE OF PUBLICATION

Pursuant to the provisions of the Ohio Revised Code, Section 731.25, I Melinda Ritchie, Clerk-Treasurer of the Village of Magnetic Springs, published by posting the same on this 24<sup>th</sup> day of November, 2008, at each of the following public places in the Village of Magnetic Springs, as follows:

Post Office  
\_\_\_\_\_  
\_\_\_\_\_

and the Magnetic Springs Municipal Building on this 24<sup>th</sup> day of November, 2008.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal of office this 24<sup>th</sup> day of November, 2008.

Melinda Ritchie  
Melinda Ritchie