

ORDINANCE NO. 2013-09-079

**AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER FIVE, ARTICLE XI
(Flood Hazard Areas)**

WHEREAS, the City of Urbana ("City") is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, the City Council heretofore did on the 28th day of July 2011, pursuant to Ordinance No. 2011-07-062, enact Urbana City Code Chapter 5, Article XI, to establish a flood safety code for the protection of the public health, safety, and welfare; and

WHEREAS, changes in federal flood plain management criteria require the City to amend the said Article XI to maintain the City's standing as a participating community in the National Flood Insurance Program; and

WHEREAS, the Urbana Building Safety Code Board of Appeals reviewed the proposed amendment to Article XI at a meeting held on September 5, 2013, and thereafter voted to recommend that the City Council adopt said amendment; and

WHEREAS, the City Council finds that amending Article XI, as provided herein, will protect the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, CHAMPAIGN COUNTY, ILLINOIS, as follows:

Section 1. Urbana City Code Chapter 5, "Building, Fire and Flood Safety Codes," Article XI, "Flood Hazard Areas," is hereby amended and as amended shall read as set forth in Exhibit "A," which is attached hereto and incorporated herein by reference.

Section 2. Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

Section 3. This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 4. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED by the City Council this 16th day of September,
2013 .


AYES: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

NAYS:

ABSTAINS:



APPROVED by the Mayor this 20th day of September,
2013 .


Laurel Lunt Prussing, Mayor



CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, PHYLLIS D. CLARK, certify that I am the duly elected and acting
Municipal Clerk of the City of Urbana, Champaign County, Illinois.

I certify that on the 16th day of September, 2013,
the Corporate Authorities of the City of Urbana passed and approved Ordinance
No. 2013-09-079, entitled:

**"AN ORDINANCE AMENDING URBANA CITY CODE
CHAPTER FIVE, ARTICLE XI (FLOOD HAZARD
AREAS)"**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2013-09-079 was prepared,
and a copy of such Ordinance was posted in the Urbana City Building
commencing on the 23rd day of September, 2013, and
continuing for at least ten (10) days thereafter. Copies of such Ordinance
were also available for public inspection upon request at the Office of the
City Clerk.

Dated at Urbana, Illinois, this 23rd day of September,
2013.



Phyllis D. Clark
Phyllis D. Clark, City Clerk
Myra K. Clark
Deputy Clerk