

RESOLUTION NO. 8889-R7

A RESOLUTION IN OPPOSITION TO  
THE ILLINOIS DEPARTMENT OF TRANSPORTATION REQUEST  
TO AMEND THE BONEYARD CREEK FLOODWAY BOUNDARIES

WHEREAS, in 1980, as part of the national effort to reduce flood damage, the City of Urbana adopted Ordinance No. 8081-68 in order to participate in the national flood control efforts and the National Subsidized Flood Insurance Program; and

WHEREAS, Ordinance No. 8081-68 provides for the control and limitation of flood damages through requiring development in the floodplain to be built in a manner that minimizes flood damage and obstruction of the flood channel in the 100-Year Floodplain, and prohibits the erection of structures in the floodway; and

WHEREAS, Urbana has not experienced any administrative difficulties in the administration of the said ordinance since 1980, nor has the said ordinance unduly hindered development; and

WHEREAS, Urbana has not experienced flood damages since the adoption and enforcement of said ordinance and thus has no need to change its regulation of the floodplain; and

WHEREAS, certain recommended changes affecting Urbana's floodplain have been made as a result of the Boneyard Creek Commission request in 1979 to the Illinois Department of Transportation to perform a comprehensive study of the creek to determine the feasibility of constructing capital projects which would reduce "overbank flooding concentrated in the University, Campus Town, and upper boneyard reaches"; and

WHEREAS, in 1986 the Illinois Department of Transportation published a report entitled "Boneyard Creek Strategic Planning Study for Flood Control in Champaign County, Illinois", which recommended that the floodplain of the Boneyard Creek be treated as if it were a floodway with additional restrictions on development in the entire floodplain; and

WHEREAS, the Illinois Department of Transportation has concluded that it is in the best interest of Urbana to submit, on Urbana's behalf, the floodplain data from the 1986 study to be utilized as the Federal Emergency Management Agency's (FEMA) floodplain maps; and

WHEREAS, if adopted by FEMA, such additional regulations and restrictions are to be administered and enforced by the State of Illinois rather than by the local ordinance in the floodplain; and

WHEREAS, the imposition of new restrictions and enforcement by the State of Illinois will cause delays and potentially restrict development in the floodplain and increase costs; and

WHEREAS, significant areas newly affected by the proposed State restrictions are within the Downtown Urbana Redevelopment District and the Downtown Urbana Tax Increment Financing Districts and subject to redevelopment; and


WHEREAS, redevelopment plans proposed in areas along the Boneyard in Downtown Urbana are consistent with the Urbana Comprehensive Plan, Tax Increment District Financing Plan, and Downtown to Redevelopment District; and

WHEREAS, these new restrictions may unduly restrict the ability to complete these master plans.

NOW, THEREFORE, BE IT RESOLVED that this Council go on record as opposed to the submission to FEMA by the Illinois Department of Transportation of the hydrological data contained within the 1986 report entitled "Boneyard Creek Strategic Study for Flood Control for Champaign County."

PASSED by the City Council this 17<sup>th</sup> day of October  
1988.

Ruth S. Brookens  
Ruth S. Brookens, City Clerk



APPROVED by the Mayor this 19<sup>th</sup> day of October,  
1988.

Jeffrey T. Markland  
Jeffrey T. Markland, Mayor