

**ORDINANCE NO. 2019-21**

**AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING BURNET CODE OF ORDINANCES CHAPTER 50, FLOOD DAMAGE PREVENTION; SEC 50-32 “BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD;” RETITLING CHAPTER 50, FLOOD DAMAGE PREVENTION, SEC. 50-37 “WARNING AND DISCLAIMER OR LIABILITY;” PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING SEVERABILITY, OPEN MEETINGS AND EFFECTIVE DATE CLAUSES;**

**WHEREAS**, the City Council of the City of Burnet has determined that the ordinances of the City establishing a flood management program within the City should be amended or replaced to provide for the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas of the City; and

**WHEREAS**, the City Council has further determined that adoption of that Flood Insurance Study published by the Federal Emergency Management Agency and Revised effective November 1, 2019 provides the best means of amending said flood management program;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section 1. Chapter 50, Article III, Sec. 50-32 – Amended**

Code of Ordinances Chapter 50, Article III, Sec. 50-32—Basis for establishing the areas of special flood hazard is hereby amended as follows:

The areas of special flood hazard identified by the Federal Emergency Administration Agency in the current scientific and engineering report entitled, “The Flood Insurance Study (FIS) Burnet County, Texas and Incorporated Areas” dated ~~15 March 2012, November 1, 2019~~ and the accompanying Flood Insurance Rate Maps (FIRM) identified in Table 52-32 (1) are hereby adopted by reference and serve as the basis for establishing flood hazard areas. Maps and studies that establish flood hazard areas are on file at the City of Burnet offices located at 1001 Buchanan Drive, Suite 4, Burnet, Texas 78611—the ~~Zone A Drainage Study, Base Flood Elevation Study of Delaware Creek, Burnet, Texas~~ dated October 2012, The “~~Shady Grove Flood Study Report, Shady Grove Subdivision, City of Burnet, Texas~~” prepared by William H Engineering and dated October 2017, and any revision thereto are hereby adopted by reference and declared to be a part of this chapter.

a. Table 50-32(1) Effective Flood Insurance Rate Map Panel Numbers and Dates

<u>Map Panel #</u>	<u>Panel Date</u>	<u>Map Panel #</u>	<u>Panel Date</u>
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<u>338</u>	<u>11/01/2019</u>	<u>480</u>	<u>11/01/2019</u>
<u>339</u>	<u>11/01/2019</u>	<u>500</u>	<u>11/01/2019</u>
<u>340</u>	<u>11/01/2019</u>		
<u>460</u>	<u>11/01/2019</u>		

**Section 2. Chapter 50, Article III, Sec. 50-37—Retitled**

Chapter 50, Article III, Section 50-37 is hereby retitled as follows:

Sec.50-37. Warning and disclaimer of of liability.

**Section 3. Repeal of Conflicting Ordinances.** All Ordinances or parts thereof in conflict herewith are amended to the extent of such conflict only.

**Section 4. Severability.** If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

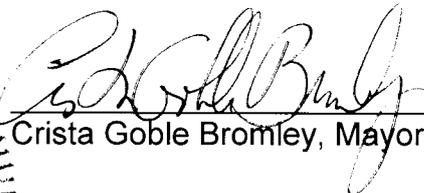
**Section 5. Open Meetings.** That it is hereby officially found and determined that the meeting which this ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapt. 551, Loc. Gov't. Code.

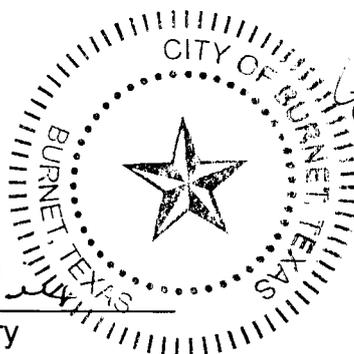
**Section 6. Effective Date.** This ordinance shall take effect on November 1, 2019, and following adoption by the City Council and publication as required by the Local Government Code.

**PASSED AND APPROVED** on First Reading this 27<sup>th</sup> day of August 2019.

**FINALLY PASSED AND APPROVED** on this the 10<sup>th</sup> day of September 2019.

**CITY OF BURNET**

  
Crista Goble Bromley, Mayor



**ATTEST**

  
Kelly Dix, City Secretary