

ORDINANCE 83- 2

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BEACH CITY AMENDING VARIOUS SECTIONS OF ORDINANCE 82-4, SAID SECTIONS BEING: ARTICLE 2 - DEFINITIONS - APPEAL; ARTICLE 4 - ADMINISTRATION - SECTION A, B, C (1), (2), D (2), (4); ARTICLE 5 SECTION B (1), (2), (3)(c)(i), (4)(i); SECTION C (3).

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEACH CITY, TEXAS:

1. That Article 2 - Definitions - Appeal - be amended to read as follows:

APPEAL--means a request for a review of the City Inspector interpretation of any provision of this ordinance or a request for a variance.

2. That Article 4 - Administration - Section A. Designation of City Council or its designated representative - be amended to read as follows:

The City Council or its designated representative is hereby appointed to administer and implement the provisions of this ordinance.

Section B. Duties and Responsibilities of the City Council or its designated representative shall include, but not be limited to:

Section C. Permit Procedures - be amended to read as follows:

(1) Application for a Development Permit shall be presented to the City Council or its designated representative on forms furnished by him and may include, but not be limited to, plans in duplicate drawn to scale showing the location, dimensions, and elevation of proposed landscape alterations, existing and proposed structures, and the location of the foregoing in relation to areas of special flood hazard. Additionally, the following information is required:

(2) Approval or denial of a Development Permit by the City Council or its designated representative shall be based on all of the provisions of this ordinance and the following relevant factors:

Section D. Variances Procedures - be amended to read as follows:

(2) The City Council shall hear and render judgement on an appeal only when it is alleged there is an error in any requirement, decision, or determination made by the City Inspector in the enforcement or administration of this ordinance.

(4) The City Council or its designated representative shall maintain a record of all actions involving an appeal and shall report variances to the Federal Insurance Administration upon request.

3. That Article 5 - Provisions for flood hazard reduction - be amended to read as follows:

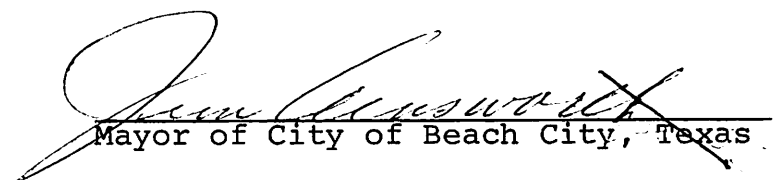
Section B. Specific Standards - be amended to read as follows:

- (1) Residential Construction - New Construction or substantial improvement of any residential structure shall have the lowest floor, including basement, elevated to or above the base flood elevation. A registered professional engineer, architect, or land surveyor shall submit a certification to the City Council or its designated representative that the standard of the subsection, as proposed in Article 4, Section C (1) (a), is satisfied.
- (2) Non-residential Construction - New Construction or substantial improvement of any commercial, industrial or other non-residential structure shall either have the lowest floor, including basement, elevated to the level of the base flood elevation or, together with attendant utility and sanitary facilities, be floodproofed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall submit a certification to the City Council or its designated representative that the standards of this subsection as proposed in Article 4, Section C(1)(c), are satisfied.
- (3)(c)(i) stands or lots are elevated on compacted fill or on pilings so that the lowest floor of the mobile home will be at or above the base flood level. A registered professional engineer, architect, or land surveyor shall submit a certification to the City Council or its designated representative that the standard of this paragraph complies with Section B(1) of this Article.
- (4)(i) Prior to construction, plans for any structure that will have breakaway walls must be submitted to the City Council or its designated representative for approval.

Section C. Standards for areas of shallow flooding (AO Zones) - be amended to read as follows:

- (3) A registered professional engineer or architect shall submit a certification to the City Council or its designated representative that the standards of this Section, as proposed in Article 4, Section C(1)(a) are satisfied.
4. This Ordinance shall be in full force and effect from and after its passage, recording and publication as provided by law.

PASSED AND APPROVED this 25<sup>th</sup> day of October, 1983.

  
Mayor of City of Beach City, Texas

ATTEST:

  
City Secretary of Beach City, Texas