

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 324

An ordinance amending Multnomah County Code: Chapter 11.45, by establishing land division standards in Flood Hazard Districts of unincorporated Multnomah County, in order to qualify Multnomah County for the National Flood Insurance Program; declaring an emergency.

Multnomah County ordains as follows:

SECTION 1. FINDINGS.

- A. LCDC Goal 7: "Areas Subject to Natural Disasters and Hazards," recommends as an implementation measure that "Cities and Counties not already eligible should qualify for inclusion in the National Flood Insurance Program...".
- B. Multnomah County Comprehensive Plan Policy 14: "Development Limitations," identifies land within the 100 year flood plain as subject to development limitations, and as a strategy proposes recognizing development "...standards and criteria established by the Federal Flood Insurance Program."
- C. Multnomah County has been in the Emergency Program of the Federal Flood Insurance Program since February 4, 1972, with the intent of entering the Regular Flood Insurance Program as soon as possible.
- D. The Federal Insurance Administration of the Federal Emergency Management Agency is required to adopt a flood insurance study which identifies flood prone areas before a local jurisdiction is able to enter the Regular Flood Insurance Program.
- E. The Flood Insurance Study for the unincorporated portions of Multnomah County, produced by the Federal Insurance Administration of the Federal Emergency Management Agency and dated June 15, 1982, represents the most accurate information available for flood hazard determination.
- F. National Flood Insurance Program regulations require the consideration of flood hazard areas on properties being proposed for land partitioning, and that lots created through land partition actions provide for development, and services and utilities which will be reasonably safe from flood hazards.
- G. Therefore, the Board finds that it is desirable and necessary to amend the Multnomah County Land Division Ordinance to include flood hazard standards, in order to qualify Multnomah County for the National Flood Insurance Program.

SECTION 2. Section 11.45.230 is amended to add:

Note: Material underlined is added; material crossed out is deleted.

"(H) Approval will permit development to be safe from known flooding and flood hazards. Public utilities and water supply systems shall be designed and located so as to minimize or prevent infiltration of flood waters into the systems. Sanitary sewer systems shall be designed and located to minimize or prevent: (1) the infiltration of flood waters into the system; and (2) the discharge of matter from the system into flood waters."

SECTION 3. Section 11.45.260(B)(8) is amended to read:

"The approximate location of areas subject to periodic inundation or storm sewer overflow, the location of any designated Flood Hazard District, and all areas covered by water."

SECTION 4. Section 11.45.390 is amended to read:

"11.45.390 Criteria for approval, Type III tentative plan. In granting approval of a Type III tentative plan, the Planning Director shall find that the criteria listed in subsections (A), (B), ~~and~~ (C), and (H) of MCC 11.45.230 are satisfied and that the tentative plan complies with the Zoning Ordinance."

SECTION 5. Section 11.45.400(A) is amended to add:

"(8) The location of any designated Flood Hazard District."

ADOPTION

It being necessary for the protection of health and safety of the citizens of Multnomah County, an emergency is declared and this ordinance shall take effect on the date of its adoption.

ADOPTED this 13th day of July, 1982, being the date of its 2nd reading before the Board of County Commissioners of Multnomah County.

(SEAL)

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By *Christine Miller*
Presiding Officer

Authenticated by the County Executive on the 15th day of July, 1982.

Donald E. Clark
DONALD E. CLARK, County Executive

APPROVED AS TO FORM:

JOHN B. LEAHY, County Counsel
for Multnomah County, Oregon

By *John B. Leahy*
Deputy County Counsel