



Agenda Item Summary Sheet

Item No: **F-1**
Meeting Date: **September 2, 2020**

Item Title: Public Hearing to consider a text amendment to the Unified Development Ordinance as it pertains to fill regulations for properties west of NC 12 and SR 1243 subject to a Base Flood Elevation

Item Summary:

Following the adoption of the Flood Damage Prevention Ordinance on June 3, 2020, Staff identified two necessary amendments to the text related to fill regulations applicable to properties west of NC 12 and SR 1243 and subject to a Base Flood Elevation. The first, a simple re-numbering to correct a typographical area. The second involves Section 11.5.3 of the Unified Development Ordinance, where properties located west of NC 12 and 1243 for which the Flood Insurance Rate Map (FIRM) provides a Base Flood Elevation, fill shall not be permitted to exceed the Base Flood Elevation. As written, this section of the UDO does not adequately address the scenario where fill required for the wastewater permit would exceed the established Base Flood Elevation. Generally, this is the result of the significant change in the Base Flood Elevations and did not present issues previously. The proposed amendment would remedy this situation by allowing fill height up to the Base Flood Elevation or as required by the Dare County Health Department, whichever is greater.

Staff Recommendation/Planning Board Recommendation

Planning staff recommends that the amendments be adopted as proposed.

At their August 18, 2020 meeting the Planning Board voted unanimously to recommend adoption of the text amendment as proposed.

Number of Attachments: 3

Specific Action Requested:

Conduct the Public Hearing and take action on the proposed text amendment.

Submitted By: Planning and Development Date: August 25, 2020

Finance Officer Comment:

Signature: Amy Miller Date: August 25, 2020

Town Attorney Comment:

Signature: John Leidy Date: August 25, 2020

Town Manager Comment and/or Recommendation:

Signature: Greg Sparks Date: August 25, 2020