



**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE TOWN OF NAGS HEAD, NORTH CAROLINA**

WHEREAS, the Land Use Plan States that, "The Town will consider amendments to our Flood Ordinance which addresses freeboard and other flood mitigative measures recognized by FEMA and the CRS program to reduce flood losses;" and

WHEREAS, North Carolina Department of Emergency Management staff sought clarification on the correct effective date the Town should be utilizing as part of the February 19, 2013 Community Assistance Visit and directed the Town to amend the Flood Insurance Rate Map effective date; and

WHEREAS, Town finds that these text amendments are consistent with the goals, objectives and policies of the Town's adopted Land Use Plan, and that this action is reasonable and in the public interest;

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of the Town of Nags Head, North Carolina, that Chapter 22, Flood Damage Prevention, of the Code of Ordinances shall be amended as follows:

PART I. That **Section 22-32, Definitions**, be amended as follows:
Section 22-32, Definitions.

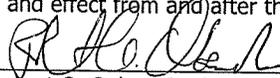
~~Post-FIRM means construction of other development for which the "start of construction" commenced on or after February 3, 1975, the effective date of the initial flood insurance rate map for the area.~~

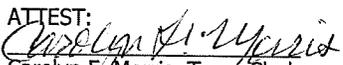
~~Post-FIRM Building means a building for which the start of construction or substantial improvement or substantial damage occurred after December 31, 1974.~~

~~Pre-FIRM means construction or other development for which the "start of construction" occurred before February 3, 1975, the effective date of the initial flood insurance rate map for the area.~~

~~Pre-FIRM Building means a building for which the start of construction or substantial improvement or substantial damage occurred on or before December 31, 1974.~~

PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be in full force and effect from and after the 3rd day of April 2013.


Robert O. Oakes, Jr., Mayor
Town of Nags Head

ATTEST:

Carolyn F. Morris, Town Clerk

APPROVED AS TO FORM:

John Leidy, Town Attorney

Date adopted: April 3, 2013

Motion to adopt by Commissioner _____
Motion seconded by Commissioner _____
Vote: _____ AYES _____ NAYS

