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

WHEREAS, A text amendment was initiated by the Planning Board to ensure continued compliance with regulatory flood protection elevation requirements of one foot (1') freeboard following the removal of this language from the North Carolina State Building Codes; and

WHEREAS, The Town desires to keep local ordinances up to date and applicable with current conditions and to be consistent in enforcement; and

WHEREAS, the inclusion of such language within our Flood Damage Prevention Ordinance to ensure continued award of credits towards the Town's Coastal Rating System (CRS) Program; and

WHEREAS, the Town finds that this text amendment is 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, Floods, of the Code of Ordinances shall be amended as follows:

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

Regulatory flood protection elevation means the "base flood elevation" plus the "freeboard" ~~as specified in the North Carolina Building Codes~~. In "special flood hazard areas" where base flood elevations (BFE) have been determined, this elevation shall be the BFE plus one (1) foot of freeboard.

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   All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.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 1st day of October 2014.

Robert C. Edwards, Mayor
Town of Nags Head

ATTEST:

Carolyn F. Morris, Town Clerk

APPROVED AS TO FORM:

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John Leidy, Town Attorney

Date adopted: October 1, 2014

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