

ORDINANCE NO. 77- 4

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, AMENDING MANATEE COUNTY ORDINANCE NO. 77-1 RELATED TO THE REQUIREMENTS AND STANDARDS FOR FEDERAL FLOOD INSURANCE, ADMINISTRATION, AND VARIANCES AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

Section 1. Amendment of Manatee County Ordinance No. 77-1.

Article II is hereby amended by the addition of Article II, C as follows:

C. The duties of the Director of Planning and Development shall include, but not be limited to

(1) Review all Development permits to assure that the permit requirements of this Ordinance have been complied with.

(2) Advise permittee that additional federal or state permits may be required, and if specific federal or state permits are known, require that copies of such permits be provided and maintained on file with the Development permit.

(3) Require that the builders provide a certification of actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures.

(4) Require that the builders provide a certification of the actual elevation (in relation to mean sea level) to which a new or substantially improved structures have been flood proofed.

(a) certification as required in para-

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BRUCE B. SMITH
SECRETARY OF STATE

Flood

graphs 3 and 4 shall be provided by an engineer or surveyor licensed to perform such services in the state of Florida and shall be verified and filed with the construction records of the structure for which they have been provided.

- (b) No construction as set forth in paragraphs 3 and 4 is to proceed beyond the lowest habital floor level until such certification has been provided.

Article III is hereby amended by the substitution of Article III, A(2)(a) which is changed to read as follows:

- (a) Flood proof means that all new construction and substantial improvements of non-residential structures within "A" zones (i) have the lowest floor including the basement elevated to, or above the base flood level, or (ii) together with attendant utility and sanitary facilities be designed so that below the base flood level the structure is water tight 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 bouyancy.

Article III is hereby amended by the addition of Article III, A(2)(b) as follows:

- (b) When the option of flood proofing is exercised by the builder, a professional architect or engineer registered in the state of Florida

shall certify that the flood proofing methods are adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the base flood and said certification shall be made a part of the record of construction of the structure.

Article III is hereby amended by the substitution of Article III, E(2) which is changed to read as follows:

(2) All buildings or structures shall be elevated so that the lowest portion of the structural member's of the lowest floor (excluding the piling or columns) is elevated to, or above the base flood level, with the space below the lowest supporting member open so as not to impede the flow of water except as provided for break-away walls in Article III, Section E-7.

Article III is hereby amended by the addition of Article III, E(9) as follows:

(9) No man-made alteration of sand dunes and mangrove stands which would increase potential flood damage shall be permitted in designated velocity zones.

Article VI is hereby amended by the addition to Article VI, B(1) of the following sentence:

Appeals for variances shall be limited to an individual structure located on an individual lot.

Article VI is hereby amended by the substitution of Article VI, B(2)(a)(iii) which is changed to read as follows:

(iii) Exceptions to this requirement may be granted by the Board only in those instances where substantial remodeling is involved and the design of the existing structure is such that to comply with the requirements and intent of this Ordinance is not structurally feasible.

Article VI is hereby amended by the substitution of Article VI, B(4)(d) which is changed to read as follows:

(d) No variance except herein specifically permitted may be granted from the provisions of this ordinance. The variance procedures herein provided shall be the exclusive method for obtaining variances under the provisions herein.

Article IX is hereby amended by the substitution of Article IX which is changed to read as follows:

Article IX - Abrogations and Greater Restrictions

This Ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, when this ordinance conflicts with any of the above, the more restrictive, as to the intent of this ordinance, shall prevail.

Section 2. This Ordinance shall take effect immediately upon receipt of the official acknowledgement from the Office of the Secretary of State of the State of Florida that this Ordinance has been filed with that office.

PASSED AND DULY ADOPTED, by the Board of County
Commissioners of Manatee County, Florida, this the
13th day of December 1977.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By Louis E. Driggers
Chairman

ATTEST: R.B. SHORE
Clerk of the Circuit Court

R.B. Shore


STATE OF FLORIDA

COUNTY OF MANATEE

I, R. B. Shore, Clerk of Circuit Court, in and for the County of Manatee, State of Florida, do hereby certify that the foregoing is a true copy of a RESOLUTION adopted by the Board of County Commissioners of said County in session on the 13th day of December 1977

SUBJECT: Ordinance No. 77-4, Amending Ordinance No. 77-1 related to the requirements and standards for federal flood insurance, administration and variances and establishing an effective date.

WITNESS My Hand and Official Seal this 14th day of December 1977 in Bradenton, Florida.



R. B. Shore, Clerk of Circuit Court
Manatee County, Florida