

RESOLUTION NO. _____

Designation of Authority to Enter Into a Levee Risk Disclosure Agreement

WHEREAS, FEMA has proposed a review of all existing levee certifications in Sacramento County with the intention of decertifying any levee that does not meet new FEMA levee standards; and

WHEREAS, there are areas currently shown as being protected from the 1-percent annual recurrence flood (also known as the 100-year flood) by levees and that as a result of decertification many of those levee-protected areas would be subject to possible designation as Special Flood Hazard Areas; and

WHEREAS, such an update of the FEMA Flood Insurance Rate Maps would include a requirement for flood insurance; and

WHEREAS, new construction may be legally placed at grade in areas that are behind levees that are currently certified by FEMA at the time of permit issuance; and

WHEREAS, prior to the occurrence of any levee decertification there may be builders who desire to place new construction at grade behind levees that may be subject to decertification by FEMA; and

WHEREAS, the Board of Supervisor has made a finding of reasonable safety from flooding, in accordance with section 905-04 (B) (3) of the Sacramento County Floodplain Management Ordinance, for levee decertification areas within Reclamation Districts 3, 349, 551, 744, 746, 755, and 813.

NOW, THEREFORE, the Board of Supervisors, County of Sacramento, resolves and determines that the Director of the Department of Water Resources is authorized to execute levee risk disclosure agreements, in a form acceptable to County Counsel, for new construction in areas protected by levees that are subject to review and possible decertification by FEMA.

*On a motion by Supervisor _____, seconded by Supervisor _____, the foregoing resolution was passed and adopted by the Board of Supervisors of the County of Sacramento, State of California, this 22nd day of September, 2009, with the following vote, to wit:

AYES: Supervisors,

NOES: Supervisors,

ABSENT: Supervisors,

ABSTAIN: Supervisors,

Chair of the Board of Supervisors
of Sacramento County, California

(S E A L)

ATTEST: _____
Clerk, Board of Supervisors