

Floodplain Management Program

**PROGRAM UPDATE
OCTOBER 2013**



Stay Safe Plan Update – Year 2 New Stay Safe Outreach Materials

CHILDREN'S ACTIVITY BOOK



BADGES AND STICKERS

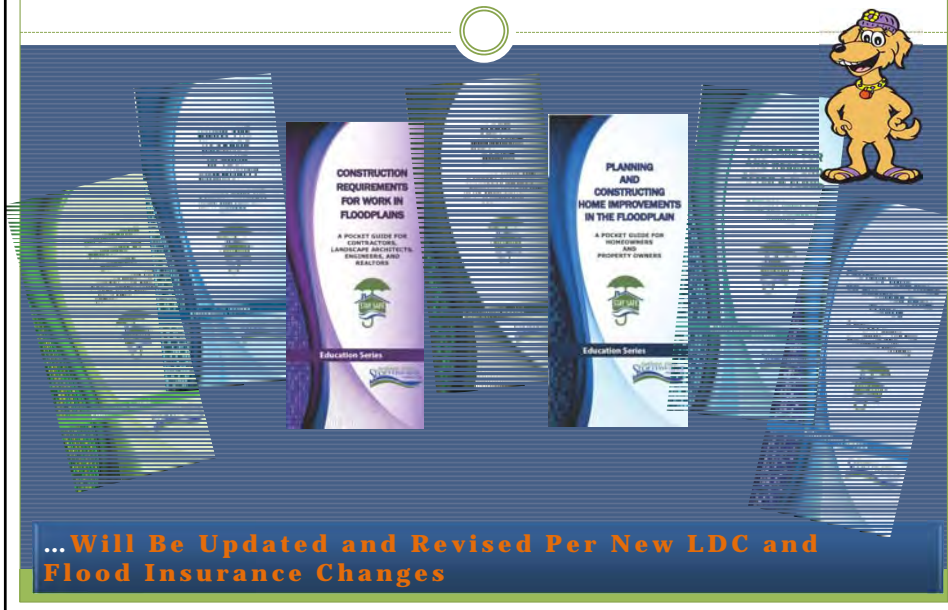


FLASH POSTER



PRIZE WHEEL

Stay Safe Education Series Brochures



Stay Safe Outreach Events – 2013 to date

Aurora Water Festival



Western Welcome Week



City Public Works Day



National Night Out Walnut Hills



World Monitoring Day



Cherry Creek Conference



November 6th
please plan to
attend

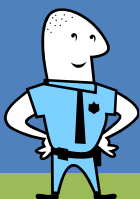
Special Projects for 2013 - Status

1. Violation SOP for City Floodplain Management Regulations – **still in negotiation with City on responsibilities**
2. Annual Floodplain Development Permits
 - ◆ UDFCD - **dropped**
 - ◆ SEMSWA Maintenance – **done in the City, under review in the County**
 - ◆ Parks and Recreation Districts - **done**
 - ◆ Utility Companies – **done**
 - ◆ City's Annual Street Maintenance Program – **revised to an SOP**
3. Update LDC with new State Rules and Regulations – **completed in the City 10/7/13, County still in draft form**
4. Checklists for Floodplain Modification Reports (V 2.0) – **in process**
5. Update to the SEMSWA Stormwater Management Manual – **planned for revisions in 2014 by the Land Development Program**
6. Mapping of remaining unmapped floodplains - **final submittal under review**

NEW

ENFORCEMENT OF FLOODPLAIN MANAGEMENT REGULATIONS

- ◆ Update: will share investigation responsibility with SEMSWA inspectors and GESC Program Manager
- ◆ Updates on cases to follow



Standard Operating Procedures (SOP) for Enforcement Related to Floodplain Violations

The purpose of this Standard Operating Policy for Enforcement Related to Floodplain Violations is to provide proper enforcement response to floodplain violations within the City of Centerville.

Regulatory Mechanism/Law Reference

The City of Centerville Land Development Code (LDC) defines almost all of the floodplain and the process for obtaining a Flood Development Permit. The specific sections cited are below govern the use of the Special Flood Hazard Area (SFHA) SFHAs are identified by the Federal Emergency Management Agency on the "Flood Insurance Rate Map (FIRM)" and in the "Flood Insurance Study (FIS)" dated December 31, 2010 and include the flood fringe and floodways (see Figure 1, Special Flood Hazard Area (SFHA)). Staff in the SEMSWA Floodplain Group have access to the most recent SFHA information and should be contacted with any question regarding the designated SFHA, Floodplain Fringe, and/or floodways. The following are sections that are pertinent for authority to prohibit and enforce violations associated with the floodplain.

- LDC, Division 7.1, Section 12-7-202, use of Special Flood Hazard Area (SFHA), Floodplain Fringe, and Floodway. Sets the permitted uses and restrictions of land that is within the Special Flood Hazard Area (SFHA), Flood Fringe or Floodway, and performance standards for the construction and operation of the uses. All uses of the SFHA shall comply with applicable floodplain management regulations contained in Division 7.3, Floodplain Management, and Flood Damage Prevention, as well as adopted from state or local and the Kentucky Stormwater Management Manual.
- LDC, Division 7.2, Section 12-7-203, Special Flood Hazard Area. The structure or land shall be constructed, located, extended, converted, or altered without full compliance with the terms of Article 7, Open Space, Floodplain Management, and Environmental Quality, and other applicable regulations. Where Article 7, Open Space, Floodplain Management, and Environmental Quality, conflicts or overlaps with another section, easement, covenant, or deed restriction enforceable by the City, whichever imposes the more stringent restriction shall prevail.
- LDC, Division 7.3, Floodplain Management and Flood Damage Prevention, sets out the technical standards and restrictions for development within the special flood hazard areas within the City and should be referenced in conjunction with Division 7.1 for development associated with a floodplain development permit.
- LDC, Division 14.0, Section 12-14-001, Violations provide that the City will characterize the violations of the LDC and actions, which constitute any of a continuing violation shall be treated as a separate violation of the LDC.

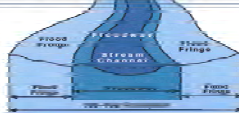


Figure 1, Special Flood Hazard Area (SFHA)

- LDC, Division 14.0, Section 12-14-002, Immediate Orders, Permit Holds and Judicial Remedies, provides the enforcement tools that can be used to enforce violations of the LDC.

Authority
LDC, Division 14.0, Section 12-14-003, Floodplain Administrator designates the Floodplain Administrator as the Southeastern Metropolitan Government Authority ("SEMPGA"), or a designee of the City Manager who ensures that the regulations of this LDC with regard to

1 | Page

Floodplain Regulation Violations (City)



Piney Creek Ranches

Update: Believe negotiations have failed moving toward condemnation



Plan to resolve with next channel project

Floodplain Regulation Violations (City)

Cherry Creek

Storage of materials in the floodplain



No Official Notification to Date

Floodplain Regulation Violations (City)

Antelope Creek

NEW



Unpermitted Activities

Permanent Structures in the Floodplain (including fences)

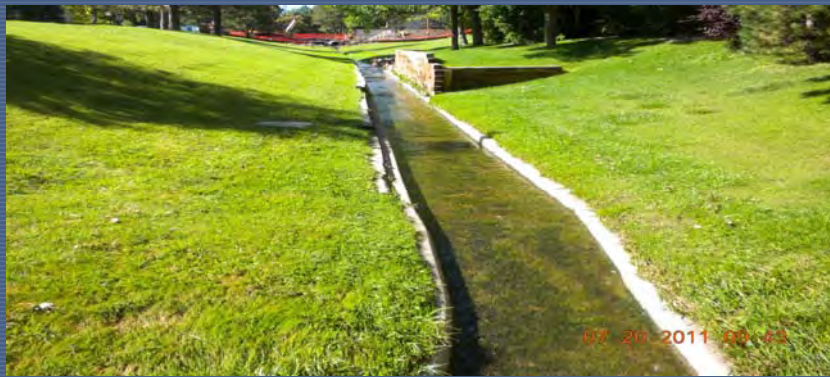
Impact to other property

Per HOA meeting we will pursue fence and illegal filling and grading violations

Floodplain Regulation Violations (County)

Goldsmith Gulch

Update: Property Owner has agreed to remove wall when was told the new floodplain map would show their residence in the floodplain



Encroachment into the floodway without a permit

Floodplain Regulation Violations (County)

Murphy Creek @ 6th Avenue

Update: permits obtained and material removed. Other violators have been notified but have not been given mitigation direction



Many Properties have filled or are filling in the floodplain

- ✓ Floodplain is defined in the LDC and by UDFCD as 130 acres or greater tributary area (e.g. tributaries like Cottonwood Creek by old County building)
- ✓ Not all tributaries have been mapped by FEMA or by FHADs
- ✓ Building Department needs this information to flag permit requests that are located in the floodplain
- ✓ Can save an applicant from estimating the floodplain limits



Example of recently mapped “unmapped floodplains”. We have titled these LOCAL floodplains

Special Projects Planned for 2014

CRS 5-Year Recertification

- ✓ City and County
- ✓ New CRS Manual
- ✓ Credits have changed
- ✓ Plan to increase class from an 8 to a 6 (20% savings on flood insurance)

Program for Public Information (PPI)

- ✓ Plan to organize a multijurisdictional program – similar to SPLASH
- ✓ UDFCD will be the umbrella organization
- ✓ Participants will be other CRS communities near SEMSWA within the UDFCD's jurisdiction
- ✓ Requires nongovernmental stakeholders (HOAs, developers, real estate agent, PIO, lender, insurance agency)
- ✓ Combine resources such as our Stay Safe materials to get triple credit for what we are already doing alone



QMS No. 166-4022
Expires: September 30, 2013

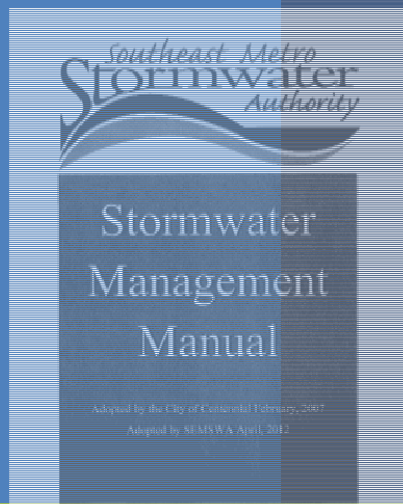
National Flood Insurance Program
Community Rating System

Coordinator's Manual

FIA-15/2013



SEMSWA Stormwater Management Manual Update



- ◆ Program-wide Update
- ◆ For floodplain - revise per the newly updated LDC changes (October 2013) based on new State Floodplain Rules and Regs (2011)
- ◆ Clarifications
- ◆ UDFCD criteria updates