

**ORDINANCE ADDRESSING FLOODPLAIN MANAGEMENT PROVISIONS
OF THE STATE CONSTRUCTION CODE**

Community Name: Charter Township of Union, County: Isabella

Ordinance number 2013-05

An Ordinance (ordinance/ordinance amendment) to
designate (affirm/designate) an enforcing agency to discharge the responsibility
of the Charter Township (City, Village, or Township) of U (Name
of Unit of Government) located in Isabella County, and to designate regulated
flood hazard areas under the provisions of the State Construction Code Act, Act No. 230 of the
Public Acts of 1972, as amended.

The Char er Township (City, Village, or Township) of
Union (Name of Unit of Government) ordains:

Section 1. AGENCY DESIGNATED. Pursuant to the provisions of the state
construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as
amended, the Building Official (position title i.e. Building Official or other entity) of
the Char er Township (County, City, Village, or Township) of
Union (Name of Unit of Government) is hereby designated as the
enforcing agency to discharge the responsibility of the Charter Township (County, City,
Village, or Township) of Union (Name of Unit of Government) under
Act 230, of the Public Acts of 1972, as amended, State of Michigan. The
Charter Township (County, City, Village, or Township) of Union (Name
of Unit of Government) assumes responsibility for the administration and enforcement of said
Act through out the corporate limits of the community adopting this ordinance.

Section 2. CODE APPENDIX ENFORCED. Pursuant to the provisions of the state
construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as
amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency
within the Charter Township (County, City, Village, or Township) of
Union (Name of Unit of Government).

Section 3. DESIGNATION OF REGULATED FLOOD PRONE HAZARD AREAS. The

Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled

" Isabella County, MI (All Jurisdictions) " (Name) and dated 2/5/2014 (Date)

and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26073C; 0193D, 0194D, 0200D, 0215D, 0305D, 0306D, 0307D, 0308D, 0309D, 0325D, 0330D, 0350D (Number(s)) and dated 2/5/2014 (Date) are

adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the "Flood Hazards" section of Table R301.2(1) of the Michigan Residential Code.

Section 4. REPEALS. All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. PUBLICATION. This ordinance shall be effective after legal publication and in accordance with the provisions of the Act governing same.

Adopted this 13 (Date) day of November (Month),
2013 (Year).

This ordinance duly adopted on ¹²⁻⁵⁻¹³~~11-13-13~~ (Date) at a regular meeting of the
Union Twp Board of Trustees (Name of Adopting Body) and will become effective
¹²⁻⁵⁻¹³~~11-13-13~~ (Date).

Signed on 11-13-13 (Date) by Margie Henry (Signature),
Margie Henry (Printed/Typed Name), Clerk of the
Township (County, City, Village, or Township) of
Union (Name of Unit of Government).

Attested on 11-13-13 (Date) by Russ Alwood (Signature),
Russ Alwood (Printed/Typed Name)

Supervisor Title: Chair, Mayor, Supervisor, or President of the
Township (County, City, Village, or Township) of
Union (Name of Unit of Government).

WHEREAS, the Stille-Derossett-Hale Single State Construction Code Act", Act No. 230 of the Public Acts of 1972, as amended (construction code act), along with its authorization of the state construction code composed of the Michigan Residential Code and the Michigan Building Code [and its Appendices (specifically Appendix G)] contains floodplain development and management regulations that comply with the FEMA NFIP minimum floodplain management criteria for flood prone areas, as detailed in Title 44 of the Code of Federal Regulations (44 CFR), Section 60.3, and

WHEREAS, by the action dates of this document or an existing historical ordinance adoption action dated 8/26/98, the community affirms/accepted the responsibility to administer, apply, and enforce the provisions of the construction code act and the state construction code, specifically the Michigan Residential Code and the Michigan Building Code, to all construction within its community boundaries, and

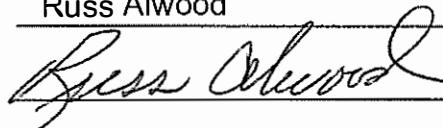
NOW THEREFORE, to maintain eligibility and continued participation in the NFIP,

1. The community directs its construction code act designated enforcing agency, Building Official (insert position title), to administer, apply, and enforce the floodplain management regulations as contained in the state construction code (including Appendix G) and to be consistent with those regulations by:
 - a. Obtaining, reviewing, and reasonably utilizing flood elevation data available from federal, state, or other sources pending receipt of data from the FEMA to identify the flood hazard area and areas with potential flooding.
 - b. Ensuring that all permits necessary for development in floodplain areas have been issued, including a floodplain permit, approval, or letter of no authority from the Michigan Department of Environmental Quality under the floodplain regulatory provisions of Part 31, "Water Resources Protection," of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.
 - c. Reviewing all permit applications to determine whether the proposed building sites will be reasonably safe from flooding. Where it is determined that a proposed building will be located in a flood hazard area or special flood hazard area, the construction code act enforcing agent shall implement the following applicable codes according to their terms:
 1. Floodplain management regulation portions and referenced codes and standards of the current Michigan Residential Code.
 2. Floodplain management regulation portions and referenced codes and standards of the current Michigan Building Code.
 3. Appendix G of the current Michigan Building Code.
 - d. Reviewing all proposed subdivisions to determine whether such proposals are reasonably safe from flooding and to ensure compliance with all applicable floodplain management regulations.

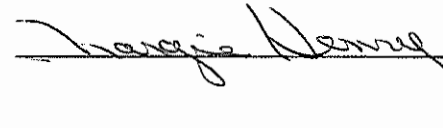
- e. Assisting in the delineation of flood hazard areas; providing information concerning uses and occupancy of the floodplain or flood-related erosion areas, maintaining floodproofing and lowest floor construction records, cooperating with other officials, agencies, and persons for floodplain management.
 - f. Advising FEMA of any changes in community boundaries, including appropriate maps.
 - g. Maintaining records of new structures and substantially improved structures concerning any certificates of floodproofing, lowest floor elevation, basements, floodproofing, and elevations to which structures have been floodproofed.
2. The community assures the Federal Insurance Administrator (Administrator) that it intends to review, on an ongoing basis, all amended and revised FHBMs and Flood Insurance Rate Maps (FIRMs) and related supporting data and revisions thereof and revisions of 44 CFR, Part 60, Criteria for Land Management and Use, and to make such revisions in its floodplain management regulations as may be necessary to continue to participate in the program.
 3. The community further assures the Administrator that it will adopt the current effective FEMA Flood Insurance Study (FIS), FHBMs, and/or the FIRMs by reference within its Floodplain Management Map Adoption Ordinance or similarly binding ordinance documentation.

Community: Charter Township of U Date Passed: 11-13-2013

Officer Name: Russ Alwood Title: Supervisor

Signature:  Date: NOV. 13, 2013

Witness Name: Margie Henry Title: Clerk

Signature:  Date: 11-13-2013