

NOTICE OF APPROVAL – Notice is hereby given that at the November 21, 2022 City Council Meeting of the City of Jersey Village, Texas, the following ordinance, which may be viewed online at <http://www.jerseyvillagetx.com> and on the City’s Posting Bulletin Board was passed and approved:

ORDINANCE NO. 2022-41 - AN ORDINANCE AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, BY AMENDING CHAPTER 14 “BUILDING AND DEVELOPMENT,” ARTICLE IX “STORM DRAINAGE AND FLOOD DAMAGE PREVENTION,” BY MODIFYING SECTION 14-225(K)(1); PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL; PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

PASSED, APPROVED, AND ADOPTED the 21st day of November 2022. /s/Bobby Warren, Mayor

Attest: /s/ Lorri Coody, City Secretary, Jersey Village

Posted on the City’s Bulletin Board and on the Home Page of the City’s Website under “Latest News” for twenty days beginning on the 22nd day of November 2022 and remaining through and continuing through December 17, 2022.

/s/Lorri Coody, City Secretary, Jersey Village, Texas



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WHEREAS, FEMA, as part of the Community Rating System annual review, looked at the City’s flood plain Ordinances and is requesting modifications concerning development in the floodway to match that of the Code of Federal Regulations Flood Insurance Criteria for Land Management and Use 44 CFR § 60.3(d)(3); and

WHEREAS, it is the desire of the City Council to implement this change requested by FEMA in order to continue in the CRS Program and the National Flood Insurance Program (NFIP); **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS THAT:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct, and incorporated for all purposes.

Section 2. Chapter 14 “Building and Development,” Article IX “Storm Drainage and Flood Damage Prevention,” be amended at Section 14-225(k)(1) by adding language underlined and deleting the language struck as follows:

(1)Encroachments are prohibited, including fill, new construction, substantial improvements and other development ~~unless approved by HCFCFD~~ **within the adopted regulatory floodway unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.**

Section 3. **Severability.** In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent or ordinances jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Jersey Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 4. **Repeal.** All ordinances or parts inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

Section 5. **Penalty.** Any person who shall violate any provision of this Ordinance shall be guilty of a misdemeanor and subject to a fine as provided in Section 1-8.

Section 6. **Effective Date.** This ordinance shall be in full force and effect from and after its passage.

PASSED AND APPROVED this 21th day of November 2022.

s/Bobby Warren, Mayor

s/Lorri Coody, City Secretary

