

**CITY OF WHEAT RIDGE, COLORADO
INTRODUCED BY COUNCIL MEMBER KUETER
Council Bill No. 15
Ordinance No. 1674
Series of 2019**

TITLE: AN ORDINANCE AMENDING CHAPTER 26 ARTICLE VIII OF THE CODE OF LAWS TO ADD FLOODPLAINS IN THE SLOAN'S LAKE WATERSHED TO THE CITY'S FLOODPLAIN MAPS AS A LOCAL FLOOD HAZARD AREA

WHEREAS, the City of Wheat Ridge, Colorado (the "City"), is a Colorado home rule municipality, duly organized and existing pursuant to Section 6 of Article XX of the Colorado Constitution; and

WHEREAS, pursuant to its home rule authority and C.R.S. § 31-23-301(1), the City, acting through its City Council (the "Council"), is authorized to adopt rules and regulations concerning the location, construction, occupancy and use of buildings and structures on and along any storm or floodwater runoff channel or basin; and

WHEREAS, under such authority, the Council previously adopted floodplain regulations, codified as Article VIII of Chapter 26 of the Wheat Ridge Code of Laws ("Code"); and

WHEREAS, On March 5, 2019, the Colorado Water Conservation Board (CWCB) adopted the Sloan's Lake Flood Hazard Area Delineation (FHAD) as a State floodplain map; and

WHEREAS, the Council desires to amend a section of said Article VIII to adopt the flood hazard areas shown on the Sloan's Lake FHAD as a Local Flood Hazard Area (LFHA).

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WHEAT RIDGE, COLORADO:

Section 1. Paragraph G of Subsection 26-803 of the Code, concerning official maps and engineering reports, is hereby amended by the addition of a new subparagraph, to read in its entirety as follows:

The location and boundaries of the LFHA shall be as shown in the following engineering reports and accompanying maps:

2. Sloan's Lake FHAD dated July 2018 for portions of the City of Wheat Ridge.

Section 2. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Wheat Ridge, that it is promulgated for the health, safety, and welfare of the public and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further

determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. Severability; Conflicting Ordinances Repealed. If any section, subsection or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected thereby. All other ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 4. Effective Date. This Ordinance shall take effect fifteen (15) days after final publication, as provided by Section 5.11 of the Charter.

INTRODUCED, READ, AND ADOPTED on first reading by a vote of 7 to 0 on this 9th day of September 2019, ordered published in full in a newspaper of general circulation in the City of Wheat Ridge and Public Hearing and consideration on final passage set for September 23, 2019, at 7:00 o'clock p.m., in the Council Chambers, 7500 West 29th Avenue, Wheat Ridge, Colorado.

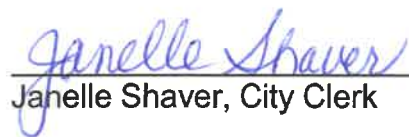
READ, ADOPTED AND ORDERED PUBLISHED on second and final reading by a vote of 8 to 0, this 23rd day of September, 2019.

SIGNED by the Mayor on this 23rd day of September, 2019.



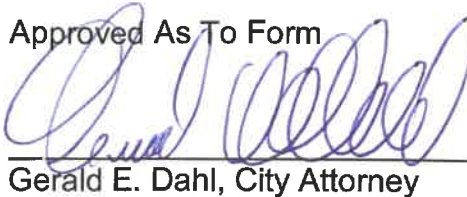
Bud Starker, Mayor

ATTEST:



Janelle Shaver, City Clerk

Approved As To Form



Gerald E. Dahl, City Attorney

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Wheat Ridge Transcript
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