

**TOWN OF MOUNTAIN LAKE PARK, MARYLAND  
ORDINANCE No. 2013-01  
FLOODPLAIN MANAGEMENT**

Filed and recorded  
October 17, 2013.

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN MOUNTAIN LAKE PARK, GARRETT COUNTY, MARYLAND, PERTAINING TO THE NATIONAL FLOOD INSURANCE PROGRAM, ADOPTING BY REFERENCE REVISED FLOOD INSURANCE STUDY AND FLOOD INSURANCE RATE MAPS, AND FLOODPLAIN MANAGEMENT REGULATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES.**

**WHEREAS**, the Town of Mountain Lake Park, Maryland joined the National Flood Insurance Program (NFIP) as a separate community on April 16, 1984; and,

**WHEREAS**, the Town of Mountain Lake Park, under the National Flood Insurance Program is the entity responsible for floodplain administration within the Town limits; and,

**WHEREAS**, the continued participation in the National Flood Insurance Program is in the best interest of the citizens of the Town of Mountain Lake Park; and,

**WHEREAS**, the Federal Emergency Management Agency published a Flood Insurance Study dated October 2, 2013, and Flood Insurance Rate Maps of same date, for the Town of Mountain Lake Park; and,

**WHEREAS**, each community that participates in the National Flood Insurance Program is required to adopt floodplain management regulations consistent with Federal criteria; and,

**WHEREAS**, the Town of Mountain Lake Park, has delegated the responsibility of floodplain management to Garrett County as provided for in a signed and executed resolution; and,

**WHEREAS**, Garrett County has adopted Floodplain Regulations known as Chapter 151 of the County Code of Ordinances that meet the requirements of the National Flood Insurance Program; and

**WHEREAS**, those certain documents entitled "Flood Insurance Study for Garrett County, Maryland and Incorporated Areas" dated October 2, 2013 and Flood Insurance Rate Maps dated October 2, 2013 and "Floodplain Management Regulations for Garrett County" dated October 2, 2013 and all subsequent amendments and/or revisions are hereby designated as public records.

**NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of Mountain Lake Park, Maryland, as follows:**

**Section 1.** Those public records entitled "Flood Insurance Study (FIS) for Garrett County, Maryland and Incorporated Areas" dated October 2, 2013 with accompanying Flood Insurance Rate Maps (FIRMS) dated October 2, 2013 and all subsequent amendments and/or revisions, copies of which shall be kept on file in the office of the Town Clerk, are hereby adopted by reference, as the basis for establishing the special flood hazard areas for floodplain management in the Town of Mt Lake Park. The special flood hazard areas documented in the Flood Insurance

Study and Flood Insurance Rate Maps are the minimum area of applicability of the floodplain management regulations and may be supplemented by studies for other areas as allowed in the regulations.

**Section 2.** That public record designated as the Floodplain Management Regulations for Garrett County known as Chapter 151 of the County Code of Ordinances dated October 2, 2013, and all subsequent amendments and/or revisions, copies of which shall be kept on file in the office of the Town Clerk, is hereby adopted as the legal basis for implementing floodplain management in the Town.

**Section 3.** The Town of Mountain Lake Park delegates the responsibility of floodplain management to Garrett County as provided in an executed resolution dated August 13, 2013. The Mayor is designated as the National Flood Insurance Program Floodplain Administrator for the Town and is responsible for coordinating with Garrett County and will serve as the community point of contact on National Flood Insurance Program issues for County, State and Federal officials.

**Section 4.** Garrett County shall have the right and authority to fully enforce the provisions of the ordinance within the corporate limits of the Town of Mountain Lake Park.

**Section 5.** Repeal of conflicting ordinances. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

**Section 6.** Severability. If any portion of this ordinance is determined by a court of competent jurisdiction to be invalid, all remaining portions of this ordinance shall remain in full force and effect.

**Section 7.** Providing for penalties. Any person who fails to comply with any or all of the requirements or provisions of the Floodplain Management Ordinance shall be subject to the penalties as outlined within Section 151.999 of the County Code of Ordinances.

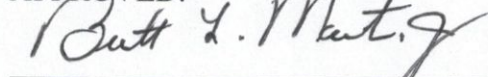
**PASSED, ADOPTED AND APPROVED** by the Mayor and Council of Mountain Lake Park, Garrett County, Maryland, this 5th day of September, 2013.

ATTESTED:



Town Clerk

APPROVED:



Mayor

## TOWN OF MOUNTAIN LAKE PARK ORDINANCE CHECKLIST

1. N/A Review and recommendation by Mountain Lake Park's Planning Commission.
2. 8/1/13 Introduce proposed ordinance to governing body. (Constitutes first reading.)
3. 8/8 + 8/15 Publish public hearing date and time and a fair summary of proposed ordinance for two week intervals. (This date must be set at least 6 days but not more than 60 days after introduction for hearing.)
4. 9/5/13 Conduct public hearing, and second reading.
5. 9/5/13 Adoption of Ordinance.
6. 9/5/13 Ordinance will become effective immediately upon adoption.
7. 10/15/13 Wait 40 days to allow time for petition to ordinance referendum.
8. 10/16/13 If no petition, is received, promptly register the ordinance with the county, Clerk of Courts.

TOWN OF MOUNTAIN LAKE PARK  
ORDINANCE CHECKLIST

**ORDINANCES & RESOLUTIONS**

Filed and recorded October 17, 2013,

in O & R Record, Liber S.R.B., No. 007,

folio 553, one of the records in the

Office of the Clerk of the Circuit Court

for Garrett County, Maryland, and compared

by:

*Timothy W. Miller*, CLERK

4/1/13  
11/1/13  
9/12/13  
9/2/13  
9/2/13  
10/12/13  
11/1/13