**ORDINANCE NO. 1-2023**

**ADOPTING SPECIAL PURPOSE FLOOD DAMAGE REDUCTION REGULATIONS FOR THE VILLAGE OF FAIRFAX AND REPEALING ORDINANCE NOS. 6-2004 AND 15-2004**

**WHEREAS**, the Village of Fairfax, Ohio (“Village”) previously adopted Ordinance Nos. 6-2004 and 15-2004, providing special purpose flood damage prevention regulations prescribed by the Ohio Department of Natural Resources (“ODNR”); and

**WHEREAS**, as set forth in the foregoing ordinances, the Village of Fairfax has special flood hazard areas subject to periodic inundation, potentially resulting in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the Village’s tax base; and

**WHEREAS**, structures that are inadequately elevated, flood-proofed, or otherwise protected from flood damage also contribute to flood loss; and

**WHEREAS,** in consultation with ODNR, the Village’s flood damage regulations must be revised and updated to address adequately the risks addressed in this Ordinance, including the Regulations defined below, and in the existing regulations; and

**WHEREAS,** the Village consulted further with ODNR to develop the Special Purpose Flood Damage Reduction regulations (the “Regulations”) attached hereto; and

**WHEREAS**, adopting the Regulations would promote the public peace, health, safety, and general welfare, and otherwise serve the purposes set forth in this Ordinance, including in the Regulations;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of Fairfax, State of Ohio, that:

**SECTION I:** The foregoing recitals are incorporated herein by reference.

**SECTION II:** The attached Regulations are hereby adopted.

**SECTION III:** Penalties for violating the Regulations shall be as set forth in Section 6.3 of the Regulations, as amended or supplemented from time-to-time.

**SECTION IV:** Ordinance Nos. 6-2004 and 15-2004 are hereby repealed as of the effective date of this Ordinance.

**SECTION V:** This Ordinance shall take effect from and after the earliest period allowed by law.

Passed this 17th day of April, 2023.

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Mayor

ATTEST:

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Fiscal Officer

**CERTIFICATE**

I hereby certify this to be a true and correct copy of Ordinance No.1-2023 adopted at a meeting of the Council of the Village of Fairfax on this 17th day of April, 2023.

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Fiscal Officer