

RESOLUTION 13-56

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA AUTHORIZING THE ESTABLISHMENT OF A FLOODPLAIN MITIGATION PLAN ADVISORY COMMITTEE FOR THE PURPOSE OF DEVELOPING A PLAN TO MINIMIZE THE TOWN VULNERABILITY TO FLOODING, WHILE PROTECTING THE NATURAL AND BENEFICIAL FUNCTIONS OF THE FLOODPLAIN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 25, 2006, the Town of Cutler Bay (the "Town") Town Council adopted the Town Floodplain Management Regulations via Ordinance No. 06-10 as a formal requirement for participation in the National Flood Insurance Program (NFIP); and

WHEREAS, the purpose of the Floodplain Management Regulations is to promote the public health, safety and welfare of Town residents while minimizing public and private losses due to flood conditions; and

WHEREAS, management of the Town's floodplain is an important means of protecting the natural and beneficial functions of the floodplain; and

WHEREAS, the participation of the Town in the NFIP's Community Rating System requires the Town to have a Floodplain Management Plan that meets the minimum standards outlined in 44 CFR 78.5, 78.6, 201.6 and comply with the Local Multi-Hazard Mitigation Plan; and

WHEREAS, in 2012, the State of Florida Division of Emergency Management (DEM) awarded a grant in the amount of \$50,000 (12FM-23-11-23-02) to the Town as part of the Flood Mitigation Assistance Grant Program to prepare the Town Mitigation Plan; and

WHEREAS, it is in the best interest of the Town to incorporate in the development of the Flood Mitigation Plan a public participation component and development of a comprehensive community-based plan; and

WHEREAS, the Town Council finds that this Resolution will promote the health, safety and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Flood Mitigation Plan. The purpose of the Flood Mitigation Plan is to identify activities that will reduce future flood losses, improve local hazard mitigation capability, increase public and private sector awareness and address and protect cultural, economic, and natural resources.

Section 3. Creation of the Flood Mitigation Plan Advisory Committee. The Town Council hereby creates a citizens committee, to be known as the "Flood Mitigation Plan Advisory Committee" to assist the Town in the development of the Flood Mitigation Plan. The Committee activities will include, but is not limited to, technical and non-technical input related to floodplain management, review of documents, participation in community outreach initiatives, and assist in the preparation of the Flood Mitigation Plan. Councilmember Mixon is hereby appointed Council liaison to the Committee and shall report to the Town Council as to the Committee's activities on a regular basis.

Section 4. Composition of the Committee. The formation of the Flood Mitigation Plan Committee is hereby authorized as follows:

Voting Members

- | | |
|-------------------|--|
| Local Residents | (two (2) member –reside in the Special Flood Hazardous Area (SFHA) |
| Local Business | (one (1) member –business active in the community) |
| Insurance Agent | (one (1) member – services the NFIP insurance) |
| Real Estate Agent | (one (1) member –lists sells homes in the SFHA) |

Non-Voting Technical Experts to Committee

- | | |
|-------------------------------------|--|
| Non-Governmental Organization (NGO) | (one (1) member – South Florida Chapter of the American Red Cross or other compatible local NGO) |
| Government Agency | (one (1) member – South Florida Water Management District "SFWMD" or Miami-Dade County) |
| Town Staff | (two (2) members – Department of Community Development and Public Works Department) |

Voting members of the Committee must be local residents.

Section 5. Continuation of Committee. The Flood Mitigation Plan Advisory Committee (or similar) will continue to meet as needed to monitor the implementation of the Flood Mitigation Plan.

Section 6. Town Committee Ordinance. This Committee shall be subject to Town Ordinance 10-08, as amended by Ordinance 11-08.

Section 7. Effective Date. This resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 17th day of July, 2013.

Edward P. MacDougall, Mayor

Attest:

Debra E. Eastman, MMC
Town Clerk



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN PASTORIZA
COLE & BONISKE, P.L.
Town Attorney

Moved By: Council Member Mixon

Seconded By: Council Member Bell

FINAL VOTE AT ADOPTION:

Mayor Edward P. MacDougall	Yes
Vice Mayor Ernest N. Sochin	Yes
Councilmember Peggy R. Bell	Yes
Councilmember Mary Ann Mixon	Yes
Councilmember Sue Ellen Loyzelle	Yes