

ORDINANCE NO. 3098

ORDINANCE OF THE CITY OF CHULA VISTA
AMENDING CHAPTER 14.04

WHEREAS, on August 18, 2006 a Community Assistance visit was conducted by a representative of the California Department of Water Resources (DWR) on behalf of the Federal Emergency Management Agency (FEMA) for the City of Chula Vista; and

WHEREAS, as a result of that meeting and the review process, staff determined that the City's existing floodplain ordinance, which was codified in Chula Vista Municipal Code chapter 18.54, needed to be revised to comply with the latest revisions to the FEMA Model Ordinance; and

WHEREAS, staff submitted its recommended revisions to the floodplain ordinance to DWR; and

WHEREAS, staff received a letter from the DWR dated September 5, 2007, stating that, after adoption of the proposed ordinance, the City will be in full compliance with the National Flood Insurance Program; and

WHEREAS, the proposed revisions to the floodplain ordinance necessitate a revision to Chula Vista Municipal Code chapter 14.04.

NOW, THEREFORE, the City Council of the City of Chula Vista does ordain as follows:

That Chula Vista Municipal Code Chapter 14.04 be amended as follows:

14.04.010 Purpose and intent of provisions – More stringent regulations to control.

It is the purpose of the city council in establishing the regulations codified in this title to protect persons and property against water damage and flood hazards as specified in chapter 14.18. It is the intent of the council to afford greater protection for said persons and property from damage resulting from the obstruction or diversion of drainage ways and watercourses. This title is also intended to protect persons and property from damage resulting from the construction of inadequate or improper facilities for the conveyance of surface runoff and storm waters to the city's receiving waters.

It is the further purpose of the city council in establishing the regulations codified in this title to protect and promote the health, safety, and general welfare of the citizens of the city by prohibiting and preventing the discharge of non-storm water to the storm water conveyance system and by reducing pollutants in storm water discharges to the maximum extent practicable in order to achieve applicable water

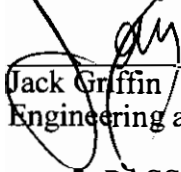
quality objectives for surface waters in San Diego County. It is the intent of the council to protect and enhance the water quality of our watercourses, water bodies, and wetlands in a manner pursuant to and consistent with state and federal law.

In case of conflict between the regulations imposed by this title and any other provision of law or of this code, the more stringent regulation shall apply.

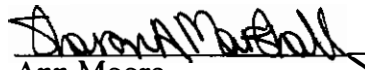
Effective Date

This ordinance shall become effective thirty days after final passage.

Presented by

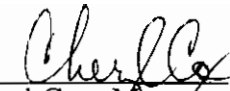

Jack Griffin
Engineering and General Services Director

Approved as to form by

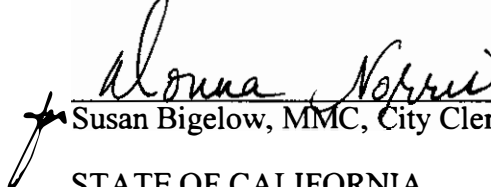

Ann Moore
City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 11th day of December 2007, by the following vote:

- AYES: Councilmembers: Castaneda, Ramirez, Rindone, and Cox
- NAYS: Councilmembers: None
- ABSENT: Councilmembers: None
- ABSTAIN: Councilmembers: McCann


Cheryl Cox, Mayor

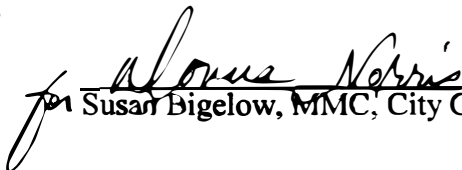
ATTEST:


Susan Bigelow, MMC, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)
CITY OF CHULA VISTA)

I, Susan Bigelow, City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 3098 had its first reading at a regular meeting held on the 4th day of December, 2007 and its second reading and adoption at a regular meeting of said City Council held on the 11th day of December 2007; and was duly published in summary form in accordance with the requirements of state law and the City Charter.

Executed this 11th day of December 2007.


Susan Bigelow, MMC, City Clerk