

ORDINANCE NO. 224

AN ORDINANCE OF TINICUM TOWNSHIP AMENDING THE TINICUM TOWNSHIP STORMWATER MANAGEMENT ORDINANCE, (ORDINANCE 150 AS FURTHER AMENDED BY ORDINANCE 190) TO REVISE THE DEFINITION OF FLOODPLAIN TO COMPLY WITH THE DEFINITION OF FLOODPLAIN FOUND IN THE TINICUM TOWNSHIP FLOODPLAIN ORDINANCE.

WHEREAS, on March 16, 2015, the Federal Emergency Management Agency will adopt a new Flood Insurance Study ("FIS") and accompanying Flood Insurance Rate Maps ("FIRMs"); and

WHEREAS, Tincum Township wishes to come into compliance with the new floodplain regulations being adopted by the Federal Government in accordance with the new FIS and FIRMs; and

WHEREAS, the Board of Supervisors has determined that it is in the best interest of the citizens of Tincum Township to adopt a standalone Floodplain Management Ordinance to comply with the new FIS and FIRMs; and

WHEREAS, the Board of Supervisors wishes to coordinate the provisions of the Township Stormwater Management Ordinance with the new standalone Floodplain Ordinance.

NOW, THEREFORE, following review by the Bucks County Planning Commission and the Tincum Township Planning Commission, the Board of Supervisors hereby enacts and ordains the following Ordinance:

ARTICLE I **Article II, Definitions** is revised as follows:

- (a) Delete the current definition of Floodplain and revise the definition of Floodplain as follows:

Floodplain – Any areas of Tincum Township, classified as special flood hazard areas (SFHAs) in the Flood Insurance Study (FIS) and the accompanying Flood Insurance Rate Maps (FIRMs) dated March 16, 2015 and issued by the Federal Emergency Management Agency (FEMA) or the most recent revision thereof, including all digital data developed as part of the Flood Insurance Study and,

For areas abutting streams and watercourses where the one hundred year floodplain (one percent [1%] annual chance flood)

has not been delineated by the Flood Insurance Study, the applicant shall submit a floodplain identification study. The study prepared by a registered professional engineer expert in the preparation of hydrologic and hydraulic studies shall be used to delineate the one hundred year floodplain. The floodplain study shall be subject to the review and approval of the Township. All areas inundated by the one-hundred year flood shall be included in the Floodplain Area.

- (b) Delete the current definition of Floodway and revise the definition of Floodway as follows:

Floodway - the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot.

ARTICLE II All inconsistent provisions of other ordinances or resolutions are repealed to the extent of the inconsistency. All other provisions of the ordinances of Tincum Township shall remain in full force and effect.

ARTICLE III The provisions of this Ordinance are declared to be severable. If any provision of this Ordinance is declared to be invalid or unconstitutional by a court of competent jurisdiction, such determination shall have no effect on the remaining provisions of this Ordinance.

ARTICLE IV This Ordinance shall be effective on March 16, 2015 and shall remain in force until modified, amended or rescinded by Township of Tincum, Bucks County, Pennsylvania.

ORDAINED and ENACTED this 3rd day of March, A.D., 2015.

Attest:


Linda McNeill, Township Manager

TINICUM TOWNSHIP
BOARD OF SUPERVISORS


Vincent J. Dotti, Chairperson


Nicholas C. Forte, Vice Chairperson


Richard Rosamilia, Member