

RESOLUTION # 2021-005

VILLAGE OF HOPKINS

ALLEGAN COUNTY, MICHIGAN

**RESOLUTION OF INTENT TO
PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM**

WHEREAS, certain land and water areas within the governmental boundaries of Village of Hopkins, Allegan County, Michigan are subject to periodic flooding, mudslides (i.e., mudflows), or flood related erosion, causing serious damages to properties within these areas; and

WHEREAS, relief is available in the form of federally subsidized flood insurance, as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, The Village of Hopkins desires to participate in the Federal Emergency Management Agency's (FEMA) National Flood Insurance Program (NFIP); and

WHEREAS, The Village of Hopkins and the Village of Hopkins Council have legally implemented the State Construction Code, partially comprised of the Michigan Residential Code and the Michigan Building Code and its Appendices, specifically Appendix G, which Code was adopted pursuant to the Stille-Derossett-Hale Single State Construction Code Act, 1972 PA 230, as amended, MCL 125.1501, et. seq. (construction code act); and The Village of Hopkins further has authority to adopt land use and control measures to reduce future flood losses pursuant to:

1945 PA 246, Township Ordinances, MCL 41.181-41.187;
2006 PA 110; Zoning Enabling Act; MCL 125.3101, et seq; and

WHEREAS, The Village of Hopkins has designated the Village of Hopkins Building Official, as its enforcing agent to administer and enforce the State Construction Code within its political boundaries, pursuant to MCL 125.1508b; and will provide the means to implement and enforce an effective and competent floodplain management program and to submit, on the first anniversary date of the Village's initial eligibility, a report to the Federal Insurance Administrator (Administrator) on the progress the community has made during its first year of participation, in the development and implementation of floodplain management measures; and, thereafter, to submit biennial reports as requested by the Administrator; and

WHEREAS, The Village of Hopkins intends to recognize and duly evaluate flood, mudslide (i.e., mudflow) and flood related erosion hazards in all official actions relating to land use in areas having these hazards within its jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Hopkins Council hereby:

1. Assures FEMA that the Construction Code Act and its components are administered and enforced within its boundaries; that it intends to identify and duly evaluate and enact as necessary, and maintain in force in those areas having flood, mudslide (i.e., mudflow), or flood related erosion hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Title 44 of the Code of Federal Regulations (44 CFR), Section 60.3, of the NFIP Regulations; and

2. Commits to vest the community's floodplain management enforcing agency with the responsibility to maintain for public inspection and to furnish, upon request, for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on a Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM), any certificates of flood proofing, and information on the elevation (in relation to mean sea level) of the level of the lowest floor (including basement) of all new or substantially improved structures, and include whether or not such structures contain a basement, and if the structure has been flood proofed, the elevation (in relation to mean sea level) to which the structure was flood proofed; and
3. Commits to take such other official action as may be reasonably necessary to carry out the objectives of the NFIP program; and
4. Commits, in its interactions with the Administrator, to:
 - a. Assist the Administrator at his/her request, in his/her delineation of the limits of the area having special flood, mudslide (i.e., mudflow), or flood related erosion hazards.
 - b. Provide such information as the Administrator may request concerning present uses and occupancy of the floodplain, mudslide (i.e., mudflow), or flood related erosion areas.
 - c. Cooperate with federal, state, and local agencies and private firms which undertake to study, survey, map, and identify floodplain, mudslide (i.e., mudflow), or flood related erosion areas, and cooperate with neighboring communities with respect to management of adjoining floodplain, mudslide (i.e., mudflow), and/or flood related erosion areas in order to prevent aggravation of existing hazards.
 - d. Upon occurrence notifies the Administrator in writing whenever the boundaries of the community have been modified by annexation, or the community has otherwise assumed or no longer has authority to adopt and enforce floodplain management regulations for a particular area. In order that all FHBMs and FIRMs accurately represent the community's boundaries, include within such modification a copy of a map of the community suitable for reproduction, clearly delineating the new corporate limits or new area for which the community has assumed or relinquished floodplain management regulatory authority.

CERTIFICATE

I hereby certify that the foregoing constitutes a true and complete copy of a Resolution adopted at a regular meeting of the Village of Hopkins Council held at the Township Hall on Aug 9th 2021, which meeting was preceded by required notices under the Michigan Open Meetings Act, being 1976 PA 267; that a quorum of the Board was present and voted in favor of said Resolution; and that minutes of said meeting were kept and will be or have been made available as required by said Open Meetings Act.

Motion was made by VanderWall and seconded by Buist to adopt the foregoing Resolution.

Upon roll call vote the following voted "Aye":

The following voted "Nay": —

The following were absent: —

The President declared the resolution adopted.

CERTIFICATE

I certify that the foregoing constitutes a true and complete copy of a resolution adopted at a regular meeting of the Village of Hopkins Council held on Aug 9th, 2021; that the meeting was conducted and public notice of the meeting was given pursuant to and in compliance with the Michigan Open Meetings Act; that a quorum of the Board was present and voted in favor of the resolution; and that the minutes of the meeting will be or have been made available as required by the Open Meetings Act.

Mike Alberda
Mike Alberda, Clerk

Attest:
Terry Weick
Terry Weick, President

Mike Alberda Aug 9th 2021
Mike Alberda, Clerk
Village of Hopkins
P.O. Box 337
Hopkins, MI 49328

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