

**ORDINANCE
(AS AMENDED)
CITY OF NEW ORLEANS**

[To add ABFEs to Flood Damage Prevention Ordinance]

CITY HALL: August 3, 2006

CALENDAR NO. 26,185

NO. 22354 MAYOR COUNCIL SERIES

BY: COUNCILMEMBERS MIDURA AND THOMAS (BY REQUEST)

AN ORDINANCE to amend and reordain Chapter 78 of the Code of the City of New Orleans to add the Advisory Base Flood Elevations as published on April 12, 2006; and otherwise to provide with respect thereto.

DELIVERED TO THE MAYOR ON AUGUST 28, 2006
APPROVED: AUGUST 30, 2006

C. RAY NAGIN
MAYOR

SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY ORDAINS that Section 78-38 of Chapter 78 of the Code of the City of New Orleans be and is hereby amended and reordained to read as follows:

RETURNED BY THE MAYOR ON AUGUST 31, 2006 AT
11:05 A.M.

PEGGY LEWIS
CLERK OF COUNCIL

Chapter 78. FLOODS

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Sec. 78-38. Statement of Purpose.

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ROLL CALL VOTE:

YEAS: Carter, Fielkow, Head, Hedge-Morrell, Midura,
Thomas, Willard-Lewis - 7

NAYS: 0

ABSENT: 0

(b) Official flood maps entitled Flood Insurance Rate Maps (FIRM) for Orleans Parish, Louisiana (Community Panel No. 225203 0001-0185), dated March 1, 1984, as amended, inclusive of FEMA Letters of Map Amendment dated May 9, 1984 and August 29, 1984, relative to Tall Timbers Extensions, Ponding Area 33, and inclusive of FEMA conditional Letter of Map Revision, dated July 11, 1986, relative to the South Shore Harbor Project, or the Advisory Base Flood Elevation of three feet above the highest curb height in front of the building site or the required flood elevation, as published on April 12, 2006, whichever is higher, are adopted by the City and on file with the Clerk of Council. All properties located within the jurisdiction of the Historic Landmarks Commission, Vieux Carré Commission, National Register District, or property that is included in the definition of "historic structure" under the National Flood Insurance Program, shall be exempt from the advisory Base Flood Elevations published on April 12, 2006.

SECTION 2. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY ORDAINS that the provisions of the Advisory Base Flood Elevations, as published on April 12, 2006, shall become effective on September 15, 2006.

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS AUGUST 25, 2006

OLIVER M. THOMAS, JR.

PRESIDENT OF COUNCIL