STATE OF SOUTH CAROLIN	\mathbf{A}	
)	ORDINANCE NO. 04-06-19
COUNTY OF NEWBERRY)	

AN ORDINANCE AMENDING CHAPTER 152 OF THE NEWBERRY COUNTY CODE OF ORDINANCES RELATING TO FLOOD DAMAGE PREVENTION, SO AS TO ADOPT THE STATE FLOOD DAMAGE PREVENTION MODEL ORDINANCE TO BRING IT INTO COMPLIANCE WITH STATE AND FEDERAL PROGRAM REQUIREMENTS, AND OTHER RELATED MATTERS.

WHEREAS, Newberry County Council, as the governing body of Newberry County, has the statutory authority to adopt Ordinances governing the regulation of flood plain hazards, and to make definitions relating to same, in the unincorporated areas of the County; and

WHEREAS, Newberry County Council, as authorized by § 4-9-30 of the S.C. Code of Laws, 1976, as amended, and by the Constitution and statutory laws of the State of South Carolina, has the power to make further provision for the orderly regulation of special flood hazard areas and the structures which are placed therein, so as to minimize the risk of loss of life or property damage from flooding and storm water drainage within such areas of the County, and to bring its flood damage prevention program into compliance with state and federal requirements, particularly those relating to flood insurance, all so as to more fully carry out the public policies of the County and State relating to such matters; and

NOW, THEREFORE, BE IT ORDAINED THAT NEWBERRY COUNTY COUNCIL DOES HEREBY MODIFY AND AMEND CHAPTER 152 OF THE NEWBERRY COUNTY CODE OF ORDINANCES SO AS TO:

- 1. Adopt the Model Ordinance modifications approved by the State of South Carolina and FEMA in essentially the same form as that attached to this Ordinance and incorporated fully by this reference and replace the existing language contained in Chapter 152.
- 2. If any provision of this Ordinance is determined to be unconstitutional or otherwise unlawful, the other provisions herein, which are unaffected by such ruling,

shall continue in full force in effect, and shall be enforced accordingly.

AND IT IS SO ORDAINED	by Newberry County Council this day of
, 2019 in meetin	g duly assembled at Newberry, South Carolina
(SEAL)	NEWBERRY COUNTY COUNCIL
	By: Henry H. Livingston, III, Chairman
Attest:	
Susan C. Fellers, Clerk to Council	-
1 st reading: April 17, 2019 2 nd reading: May 1, 2019 Public Hearing: May 15, 2019	Reviewed and approved as to form:
3 rd reading: May 15, 2019	A. J. Tothacer, Jr., County Attorney
	Wayne Adams, County Administrator