

ORDINANCE NO. 02-21_a-00

AN ORDINANCE AMENDING ORDINANCE #19-88 OF THE VILLAGE
CODE OF ARTHUR, ILLINOIS, BY ADDING THERETO
"SECTION 7 d. (iii)"

Be it ordained by the President and Board of Trustees of the Village of Arthur, Illinois:

WHEREAS, it has been brought to the attention of the Board of Trustees of the Village of Arthur, Illinois that amending the above Ordinance by allowing a variance for "wet floodproofing" would benefit the citizens of Arthur; and,

WHEREAS, the corporate authorities have reviewed the matter and believe it would be in the best interests of the citizens of Arthur to pass such an amendment; and,

NOW, THEREFORE LET IT BE ORDAINED by the President and Board of Trustees of the Village of Arthur, Illinois as follows:

SECTION ONE

1. That Ordinance #19-88 of the Village Code of the Village of Arthur, Illinois is hereby amended to add thereto Section 7 d. (iii), to read as follows:

7 d. (iii) For the purpose of this Ordinance, in the case of garages or sheds constructed ancillary to a residential use, wet floodproofing meeting the following conditions shall be sufficient:

- (a) The garage or shed must be non-habitable; and
- (b) The garage or shed must be used only for the storage of vehicles and tools and cannot be modified later into workshops, greenhouses, living areas, etc.; and
- (c) The garage or shed must be located outside of the floodway; and
- (d) The garage or shed must be on a single-family lot and be accessory to an existing principle structure on the same lot; and
- (e) Below the base flood elevation, the garage or shed must be built of materials not susceptible to flood damage as provided in FEMA Technical Bulletin 2-93; and
- (f) All utilities, plumbing, heating, air conditioning, electrical, etc. must be elevated above the flood protection elevation; and
- (g) The garage or shed must have at least one permanent opening on each wall no more than one foot above grade with one square inch of opening for every square foot of floor area as provided in FEMA Technical Bulletin 1-93; and
- (h) The garage or shed, excluding foundation, must be less than \$10,000.00 in market value or replacement cost, whichever is greater, or less than 600 square feet; and
- (i) The structure shall be anchored to resist flotation and overturning; and
- (j) All flammable or toxic materials (gasoline, paint, insecticides, fertilizers, etc.) shall be stored above the flood protection elevation; and
- (k) The lowest floor elevation should be documented and the owner advised of the flood insurance requirements.

SECTION TWO

This Ordinance shall be in effect and be in full force ten (10) days after its passage, approval and publication in pamphlet form according to law.

PASSED by the President and Village Board of the Village of

Arthur, Illinois on the 21st day of February, 2000.

AYES: 5 NAYS: 0 ABSENT: 1

Diane E. Conner
Village Clerk of the Village
of Arthur, Illinois

APPROVED by the President of the Village of Arthur, Illinois
this 21st day of February, 2000.

Charlene Henderson, Pro-Tem
President of the Village
of Arthur, Illinois

ATTESTED:

Diane E. Conner
Village Clerk of the Village
of Arthur, Illinois

CERTIFICATE

I, DIANE E. CONNER, Village Clerk of the Village of Arthur,
Counties of Moultrie and Douglas, in the State of Illinois, DO
HEREBY CERTIFY that the attached Ordinance No. 02-21st-00 is a
true and correct copy of the original Ordinance passed by the
President and Board of Trustees of the Village of Arthur,
Illinois on the 21st day of February, 2000.

I further certify that the original Ordinance is a part of
the official records of the said Village of Arthur, Illinois.

Given under my hand and seal this 21st day of February, 2000.

Diane E. Conner
Village Clerk of the Village
of Arthur, Counties of
Moultrie and Douglas,
State of Illinois

(SEAL)