

VILLAGE OF ISLAND PARK
Local Law 2 of the Year 1976

A local law “Minimum land use and control measures adopted pursuant to the flood plain management requirements of Section 19103 (c) of the National Flood Insurance Program Regulations.

Be it enacted by the Board of Trustees of the Village of Island Park as follows:

Section 1. The Administration, as defined herein, has identified the flood plain area having special flood hazards within the incorporated Village of Island Park, New York, and has provided water surface elevations for the 100—year flood, but has not provided data sufficient to identify the floodway or coastal high hazard area.

Section 2. The Board of Trustees of said Village has taken into account flood plain management programs in effect in neighboring areas.

Section 3. Definitions — as used in this Local Law:

“Administrator” means the Federal insurance Administrator.

“Coastal high hazard area” means the portion of the coastal flood plain having special flood hazards that is subject to high velocity waters, including hurricane wavewash and tsunamis.

“Flood” or “Flooding” means a general and temporary condition of partial or complete inundation of normally dry land areas from

(a) the overflow of streams, rivers, or other inland water or

(b) abnormally high tidal water on rising coastal waters resulting from severe storms, hurricanes, or tsunamis.

“Flood plain area having special flood hazards” means that maximum area of the flood plain that, on the average, is likely to be flooded once every 100 years (i.e., that has a 1 percent chance of being flooded each year).

“Land use and control measures” means zoning ordinances, subdivision regulations building codes, health regulations, and other applications and extensions of the normal police power, to provide standards and effective enforcement provisions for the prudent use and occupancy of flood-prone and muds slide areas.

“100 year flood” means the highest level of flooding that, on the average, is likely to occur once every 100 years (I.e., that has a 1 percent chance of occurring each year).

Section 4. The following regulations shall apply at a minimum to all areas identified by the Administrator as flood plain areas having special flood hazards.

Section 5. Within the flood plain area having special flood hazards, the laws and ordinances concerning land use and control and other measures designed to reduce flood losses shall take precedence over conflicting laws, ordinances, or codes.

Section 6. Building permits shall be required for all proposed construction or other improvement In the floodplain area having special flood hazards.

Section 7. The building inspector shall review all building permits applications for major repairs within the flood plain area having special flood hazards to determine: (i) uses construction materials and utility equipment that are resistant to flood damage, and (ii) uses construction methods and practices that will minimize flood damage.

Section 8. The building Inspector shall review building permit applications for new construction or substantial Improvements within the flood plain area having special flood hazards to assure that the proposed construction (including prefabricated and mobile homes) (i) is protected against flood damage, (ii) is designed (or modified) and anchored to prevent flotation, collapse or lateral movement of the structure, (iii) uses construction materials and utility equipment that are resistant to flood damage, and (iv) uses construction methods and practices that will minimize flood damage.

Section 9. The building Inspector shall review subdivision proposals and other proposed new developments to assure that (i)all such proposals are consistent with the need to minimize flood damage, (ii) all public utilities and facilities, such as sewer, gas, electrical, and water systems are located, elevated, and constructed to minimize or eliminate flood damage, and (iii) adequate drainage Is provided so as to reduce exposure to flood

hazards.

Section 10. New or replacement water supply systems and/or sanitary sewage systems shall be designed to minimize or eliminate Infiltration of flood waters Into the systems and discharges from the systems into flood waters, and require on—site waste disposal systems to be located as to avoid Impairment of them or contamination from them during flooding.

Section 11. All new construction or substantial improvements of residential structures within the area of special flood hazards, as designated by the Administrator, shall have the lowest floor (Including basement) elevated to or above the level of the 100—year flood.

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Section 13. In riverine situations, until a floodway has been designated, no use, including land fill, may be permitted within the flood plain area having special flood hazards unless the applicants for the land use has demonstrated that the proposed use when combined with all other existing and anticipated uses, will not increase the water surface elevation of the 100—year flood more than one foot at any point.

Section 14. The foregoing local law shall take effect in accordance with law.