

ORDINANCE NO. 2009-02

WHEREAS, The City of Peñitas was legally incorporated as a General Law City under the authority of the State of Texas Constitution, and

WHEREAS, The City of Peñitas has made a determination to improve the quality of life for its residents in City of Peñitas by adopting development guidelines for a 100 year floodplains and set rates for sewer collections

WHEREAS, The City will hereby adopts as part of the funding conditions set forth by USDA Rural Development Rural Utilities Services for Phases I, II, and III of the Colonia Sewer Wastewater collection System and Treatment plant, the City of Peñitas adopts this City Ordinance resolving and assuring that the City will not extend (sewer) Services to new development, on lots that are within the 100 year floodplain, as identified by the Federal Emergency Management Administration (FEMA) without the following:

1. Onsite sewage disposal facilities shall be approved by (local health authority), be in accordance with local requirements for development within the 100-year floodplain, and meet TCEQ regulations. Evidence that all required permits have been obtained with respect to the onsite sewage disposal facility should be demonstrated.

2. The floor elevations of the structure shall be a minimum of 1.0 feet above the established 100-year floodplain in areas where flood insurance is available and

WHEREAS, The City of Peñitas shall obtain an agreement from the Hidalgo County Flood Management that any request for water services in the 100-year floodplain shall include a review by the Hidalgo County Flood Management administrator and insure the development complies with local Flood Management Plan as approved by FEMA, and

**NOW THEREFORE BE IT RESOLVED BY THE PEÑITAS
BOARD OF ALDERMEN THAT:**


1. The Peñitas Board of Aldermen hereby authorizes the adoption of 100 year floodplain management as a requirement by USDA and setting sewer rates to fund payments and maintenance and operation for city sewer's services and providing for funds for operations, debt, and staff.

READ, PASSED AND APPROVED BY THE BOARD OF ALDERMEN OF THE CITY OF PEÑITAS, HIDALGO COUNTY, TEXAS ON THIS THE 3rd DAY OF JUNE AT A REGULARLY SCHEDULED MEETING AT WHICH A QUORUM WAS PRESENT.



MAYOR MARCOS OCHOA

Attest:-



City Secretary Dina Garcia