

RESOLUTION NO. 51-2015

TITLE: NATURAL HAZARDS MITIGATION PLAN

A RESOLUTION APPROVING AND ADOPTING THE CITY OF BARBERTON NATURAL HAZARDS MITIGATION PLAN, AND DECLARING AN EMERGENCY.

WHEREAS, this plan is the result of hazard mitigation planning efforts that begun in The City of Barberton in 2011 when the City received a grant to develop and adopt a Natural Hazards Mitigation Plan for the City and presents an evaluation of the potential negative consequences of the natural hazards that may affect the City of Barberton and proposed strategies that will reduce or mitigate losses; and

WHEREAS, adoption and implementation of this plan ensures that the City of Barberton continues to be eligible to apply for and receive certain Federal grant funds that are administered by the State of Ohio (OEMA) and the Federal Emergency Management Agency (FEMA) and this plan complies with the requirements of the Disaster Mitigation Act of 2000 and its implementing regulations published in Title 44 of the Code of Federal Regulations (CFR) Section 201.6; and

WHEREAS, the State of Ohio (OEMA) and the Federal Emergency Management Agency (FEMA) have previously approved the updated Mitigation Plan; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to be compliant with the Federal Disaster Mitigation Act of 2000, satisfy the requirements of FEMA and Ohio EMA and thereby not jeopardize any potential future mitigation funding for the City; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Barberton, Ohio, and its citizens, and to provide for the efficient daily operation of Municipal Department of the City of Barberton, Ohio the City Council of the City of Barberton, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 5.13 of the City Charter upon its adoption; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. This City Council approves and adopts the City of Barberton Natural Hazards Mitigation Plan.

SECTION 2. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, in order for the project to commence as soon as possible, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2015

Clerk of Council

President of Council

Approved _____ 2015

Mayor