

**ADMINISTRATIVE ORDER NO. 53-96-02-F**  
of the  
City Manager Pro Tem of the City of Eugene

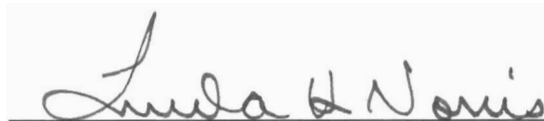
**ADOPTION OF RULE CONCERNING CONSTRUCTION  
REQUIREMENTS WITHIN SPECIAL FLOOD HAZARD AREAS  
AND REPEAL OF ADMINISTRATIVE ORDER NO. 53-95-12.**

Pursuant to the authority contained in Section 2.019 and Chapter 8 of the Eugene Code, 1971, and based on the findings hereinafter set forth, Administrative Order No. 53-95-12 of the City Manager is hereby repealed, and the Emergency Rule Concerning Construction Requirements Within Special Flood Hazard Areas adopted by that order on December 12, 1995 is hereby adopted as a permanent rule to provide:

In processing residential, commercial and manufactured home applications for new construction and substantial improvements within a Special Flood Hazard Area for which a Base Flood Elevation has been established, the Building Official shall require that the lowest floor, including the basement, is at least one foot above the Base Flood Elevation.

This Rule is adopted after giving public notice by publication thereof on March 3, 4, 5, 6, 7, 1996 in the Register Guard, a newspaper of general circulation within the City that I intended to adopt as a permanent rule the Emergency Rule Concerning Construction Requirements Within Special Flood Hazard Areas adopted by Administrative Order No. 53-95-12 on December 12, 1995, and by making copies thereof available to interested persons at the City's Planning & Development Department, Building & Permit Services Division, 99 West 10th Avenue, Eugene, Oregon. The Notice advised that an opportunity for written comment thereon would be provided for a period of 15 days from the first date of publication. No comments or objections thereto have been received within the time and in the manner prescribed in the Notice, and the Construction Requirements Within Special Flood Hazard Areas Rule as contained herein is therefor adopted as proposed, to be effective as indicated below.

Dated and effective this 30<sup>th</sup> day of April, 1996.



**Linda H. Norris**  
City Manager Pro Tem

ADMINISTRATIVE ORDER NO. 53-96-02  
of the  
City Manager Pro Tem of the City of Eugene

**PROPOSED ADOPTION OF EMERGENCY RULE CONCERNING CONSTRUCTION  
REQUIREMENTS WITHIN SPECIAL FLOOD HAZARD AREAS AS A  
PERMANENT RULE, AND REPEAL OF ADMINISTRATIVE ORDER NO. 53-95-12.**

**The City Manager Pro Tem of the City of Eugene finds that:**

**A.** Pursuant to Sections 2.019(6) and Chapter 8 of the Eugene Code, 1971, authorizing the City Manager to adopt rules for the administration and enforcement of provisions of the Eugene Code, 1971, on December 12, 1995, the City Manager issued Administrative Order No. 53-95-12 adopting an Emergency Rule Concerning Construction Requirements Within Special Flood Hazard Areas.

**B.** That Emergency Rule will expire on June 9, 1996 unless prior thereto it is adopted as a permanent rule in accordance with the provisions of Section 2.019 of the Eugene Code, 1971.

**C.** I find that it is in the public interest, and necessary for the continued effectiveness of the City's programs relating to development within a special flood hazard area that the Emergency Rule adopted by Administrative Order No. 53-95-12 be adopted as a permanent rule.

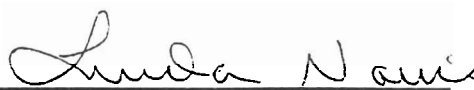
Therefore, based upon the above findings, which are hereby adopted, and pursuant to the authority contained in Sections 2.019 and Chapter 8 of the Eugene Code, 1971, I hereby propose to repeal Administrative Order No. 53-95-12 and adopt as a permanent rule the following Rule Concerning Construction Requirements Within Special Flood Hazard Areas:

In processing residential, commercial and manufactured home applications for new construction and substantial improvements within a Special Flood Hazard Area for which a Base Flood Elevation has been established, the Building Official shall require that the lowest floor, including the basement, is at least one foot above the Base Flood Elevation.

Public notice of the proposed adoption of Emergency Rule Concerning Construction Requirements Within Special Flood Hazard Areas adopted on December 12, 1995 as a permanent rule shall be given by making copies thereof available to any person who has requested such notice, and by publication thereof in the Register Guard, a newspaper of general circulation within the City for at least five days, and providing interested persons an opportunity of not less than 15 days to submit data or comments thereon. If no valid comments or objections are received within the time and in the manner prescribed in the notice, the Emergency Rule will be repealed, and the

opportunity of not less than 15 days to submit data or comments thereon. If no valid comments or objections are received within the time and in the manner prescribed in the notice, the Emergency Rule will be repealed, and the Rule Concerning Construction Requirements Within Special Flood Hazard Areas as contained herein will be adopted and become effective as provided therein.

Dated this 23<sup>rd</sup> day of February, 1996.

  
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m.h. A Linda H. Norris  
City Manager Pro Tem