

ORDINANCE NO. 100

AN ORDINANCE TO PROVIDE CERTAIN REQUIREMENTS WHICH MUST BE MET BEFORE A BUILDING PERMIT IS ISSUED AND TO OUTLINE CERTAIN REQUIREMENTS GOVERNING THE DESIGN AND INSTALLATION OF WATER AND SEWERAGE SYSTEMS; TO PROVIDE FOR AND CREATE THE OFFICE OF BUILDING PERMIT AGENT AND THE APPOINTMENT OF SUCH AGENT; TO PROVIDE FOR PENALTIES FOR THE VIOLATION HEREOF; AND DECLARING AN EMERGENCY

WHEREAS, the Mayor and City Council of Stilwell, Oklahoma, find it necessary to provide that building construction and installation of water and sewerage systems comply with the requirements of the Federal program of flood insurance; and

WHEREAS, the Mayor and City Council of Stilwell, Oklahoma, desire to put into effect such compliance;

NOW, THEREFORE,  
BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF STILWELL, OKLAHOMA, AS FOLLOWS:

SECTION 1. A building permit shall be issued by the City Building Inspector only after the Building Permit Agent has determined that the proposed building site is reasonably safe from flooding; or, if a flood hazard exists, any proposed new construction or substantial improvement (including prefabricated and mobile homes) must:

- a; be designed (or modified) and anchored to prevent flotation, collapse or lateral movement of the structure;
- b; use construction materials and utility equipment that are resistant to flood damage; and
- c; use construction methods and practices that will minimize flood damage.

SECTION 2. No person, firm, corporation, partnership, association or any other legal entity shall construct or cause to be constructed any structure or substantial improvement to any structure (residential, industrial, commercial or otherwise) without first obtaining a permit to construct same from the Building Permit Agent of Stilwell, Oklahoma, which said Office is hereby created and shall be filled by appointment of this body.

SECTION 3. Proposed subdivisions and land use areas shall be reviewed to assure that (a) all proposals for construction provide for methods to minimize flood damage, (b) all public utilities and facilities such as sewerage, gas, electrical service and water systems are located and constructed to minimize or eliminate flood damage, and (c) adequate drainage is provided for, so as to reduce exposure to flood hazards.

SECTION 4. All new or replacement water supply systems and/or sanitary sewerage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into the flood waters.

SECTION 5. Whoever undertakes construction of a structure without first obtaining a permit as provided for herein shall be guilty of a misdemeanor and, upon conviction, shall be fined not less than \$15.00 nor more than \$35.00.

SECTION 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7. If any provision of this Ordinance be declared void or unconstitutional, such declaration shall not affect the remaining portions of this Ordinance.

SECTION 8. An emergency exists, due to the need to preserve the public health, safety and welfare, necessitating that this Ordinance become effective immediately upon its passage.

PASSED AND APPROVED this 6<sup>th</sup> day of October, 1974.

CITY OF STILWELL, OKLAHOMA  
By: LEVI CARLILE, Mayor

ATTEST: D.B. GAINES  
City Clerk

#### CERTIFICATION

I, D. B. Gaines, duly appointed and City Clerk of Stilwell, Oklahoma, do hereby certify that the above is a true and correct copy of an ordinance passed and approved by the City Council of the City of Stilwell, Oklahoma, the 6<sup>th</sup> day of October, 1975.

D. B. GAINES  
City Clerk

(Published in the Stilwell Democrat-Journal, October 9, 1975)

[Related Ordinances, No. 37, No. 38, No. 157 and No. 184]