

REQUEST FOR BOARD ACTION

ITEM NO. 12

DATE OF MEETING: November 2, 2009

REQUESTED BY: Charles Newman, Interim Emergency Management Director

SHORT TITLE: Resolution Authorizing Merging of the Town of Burgaw Hazard Mitigation Plan with the Pender County Multi-Jurisdictional Hazard Mitigation Plan

BACKGROUND: The Town of Burgaw has requested that their Hazard Mitigation Plan be merged with the County's Multi-Jurisdictional Hazard Mitigation Plan. The Towns of Watha, Atkinson and St. Helena are already incorporated into the County's plan. The Board has approved a resolution to incorporate the Town of Topsail Beach into the County's plan, pending FEMA approval. A resolution is attached for the Board's consideration that approves of this request.

SPECIFIC ACTION REQUESTED: To adopt a resolution approving a resolution entitled **Resolution Requesting that the County Board of Commissioners add the Town of Burgaw to the County Multi-Jurisdictional Hazard Mitigation Plan.**

COUNTY MANAGER'S RECOMMENDATION

Respectfully recommend approval.

Initial

RESOLUTION

NOW, THEREFORE BE IT RESOLVED by the Pender County Board of Commissioners that:

the resolution entitled **Resolution Requesting that the County Board of Commissioners add the Town of Burgaw to the County Multi-Jurisdictional Hazard Mitigation Plan** is hereby adopted. The County Manager and/or County Attorney are authorized to execute any/all documents necessary to implement this resolution.

AMENDMENTS:

MOVED _____ SECONDED _____

APPROVED _____ DENIED _____ UNANIMOUS

YEA VOTES: Tate ___ Brown ___ Blanchard ___ Rivenbark ___ Williams ___

Jimmy T. Tate, Chairman 11/2/09
Date

ATTEST 11/2/09
Date

RESOLUTION BY THE PENDER COUNTY BOARD OF COMMISSIONERS

REQUESTING THAT THE COUNTY BOARD OF COMMISSIONERS ADD THE TOWN OF BURGAW TO THE COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

WHEREAS, on October 30, 2000 the President of the United States signed into law the Disaster Mitigation Act of 2000 to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988 to reinforce the importance of pre-disaster mitigation planning to help reduce disaster losses; and

WHEREAS, North Carolina Senate Bill 300 requires all local governments to have an approved Hazard Mitigation Plan in order to receive state public assistance funds; and

WHEREAS, the County Multi-Jurisdictional Hazard Mitigation Plan (Plan) was approved in 2005 by the Federal Emergency Management Agency (FEMA) and the North Carolina Division of Emergency Management (NCEM) and includes the unincorporated areas of Pender County and the towns of Watha, St. Helena, and Atkinson; and

WHEREAS, the Town of Burgaw has requested to merge their Hazard Mitigation Plan with the Pender County Multi-Jurisdictional Plan in accordance with guidance provided by FEMA and NCEM.

NOW, THEREFORE, BE IT RESOLVED that the Pender County Board of Commissioners hereby allows the Town of Burgaw to merge their Hazard Mitigation Plan with the Pender County Multi-Jurisdictional Hazard Mitigation Plan.

ADOPTED this __ day of _____, 2009.

PENDER COUNTY

Jimmy T. Tate, Chairman

Attest:

Rick Benton, Clerk to the Board

RESOLUTION 2009- 56
ADOPTING PENDER COUNTY
MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

WHEREAS, the citizens and property within the Town of Burgaw are subject to the effects of natural hazards and man-made hazard events that pose threats to lives and cause damages to property, and with the knowledge and experience that certain areas, i.e., flood hazard areas, are particularly susceptible to flood hazard events; and

WHEREAS, the Town of Burgaw desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the Legislature of the State of North Carolina has in Part 6, Article 21 of Chapter 143; Parts 3, 5 and 8 of Article 19 of Chapter 160A; and Article 8 of Chapter 160A of the North Carolina General Statutes (NCGS), delegated to local governmental units the responsibility to adopt regulations designed to promote the public health, safety and general welfare of its citizenry; and

WHEREAS, the Legislature of the State of North Carolina has in Section 1, Part 166A of the NCGS (adopted in Session Law 2001-214 - Senate Bill 300 effective July 1, 2001), stated in Item (a) (2): "For a state of disaster proclaimed pursuant to GS 166A-6(a) after November 1, 2004, the eligible entity shall have a hazard mitigation plan approved pursuant to the Stafford Act;" and

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop and adopt an All-Hazards Mitigation Plan in order to receive future Hazard Mitigation Grant Program Funds; and

WHEREAS, it is the intent of the Board of Commissioners of the Town of Burgaw to fulfill this obligation in order that the Town of Burgaw will be eligible for Federal and state disaster recovery and mitigation assistance in the event of a disaster declaration for a hazard event affecting the Town of Burgaw.

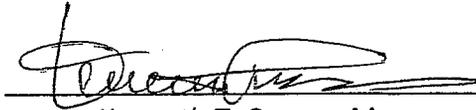
NOW THEREFORE, be it resolved that the Board of Commissioners of the Town of Burgaw hereby:

1. Adopts the Pender County Hazard Mitigation Plan (HMP); and
2. Vests the Mayor and the Commissioners for Planning with the responsibility, authority, and the means to:
 - a. Inform all interested and concerned parties of this action; and
 - b. Implement the goals, objectives and tasks of the Hazard Mitigation Plan; and
 - c. Ensure that the HMP is reviewed annually and in greater detail at least one every five years to ensure that the HMP is in compliance with all State and Federal regulations

and that any needed revisions or amendments to the Plan are developed and presented to the Pender County Mitigation Advisory Committee for consideration and approval; and

3. Appoints the Mayor and the Commissioners for Planning to the Pender County Mitigation Advisory Committee (MAC) and authorizes the MAC to serve on behalf of the Town of Burgaw regarding the collection of information for future HMP updates and other related matters.

This Resolution is hereby adopted this the thirteenth day of October, 2009.


Kenneth T. Cowan, Mayor

Attest:


Sylvia W. Raynor, Town Clerk