

ORDINANCE NO. 7382

AN ORDINANCE AMENDING CHAPTER 31, "ENGINEERING" OF THE CODE OF ORDINANCES OF THE CITY OF GARLAND, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND SETTING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS:

SECTION 1

That Section 31.100, "Preamble", of Article VII, "Flood Damage Prevention", of Chapter 31, "Engineering", is hereby amended by adding a new subsection (D)(6) to read in pertinent part as follows:

"Section 31.100 Preamble

. . .

(D) Methods of reducing flood losses. In order to accomplish its purposes, this article uses the following methods and provisions for:

. . .

(6) Purchasing flood-prone residential properties through a voluntary acquisition process initiated by the property owner. The property shall be dedicated to the City and maintained by the City in perpetuity as open space for the conservation of natural floodplain functions unless otherwise approved by the Director of Engineering."

SECTION 2

That Section 31.100, "Voluntary flood-prone property buyout", of Article VII, "Flood Damage Prevention", of Chapter 31, "Engineering", is hereby amended by adding a new section to read as follows:

"Section 31.108 Voluntary flood-prone property buyout

(A) The Director of Engineering is authorized to solicit applications from potential property owners whose residential property is susceptible to flooding. For the purpose of this

ordinance, a residential property shall be defined as a single-family, single-family attached or duplex.

(B) The Director of Engineering is authorized to negotiate and execute all documents and instruments necessary to acquire the highest prioritized property applications with the purchases being approved by City Council.

(C) Acquired properties shall be dedicated to the City and maintained by the City in perpetuity as open space for the conservation of natural floodplain functions unless otherwise directed or approved by the Director of Engineering.

(D) The buyout shall be in accordance with the current Engineering Department's Flood-Prone Property Buyout Program Guidelines."

SECTION 3

That Chapter 31 of the Code of Ordinances of the City of Garland, Texas, as amended, shall be and remain in full force and effect except as amended by this Ordinance.

SECTION 4

That the terms and provisions of this Ordinance are severable and are governed by Section 10.06 of the Code of Ordinances of the City of Garland, Texas.

SECTION 5

That this Ordinance shall become and be effective on and after the date of adoption and publication in accordance with law.

PASSED AND APPROVED this the 15th day of November, 2022.

THE CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary