

Minutes of the 2 June 2009
Public Hearing of the Yancey County Board of Commissioners
Flood Damage Prevention Ordinance
Held at 6:30 o'clock p.m. in the Commissioner's Meeting Room
Yancey County Courthouse, Burnsville, North Carolina

Present at the 2 June 2009 public hearing of the Yancey County Board of County Commissioners were Walter Savage, Chairman, Members Johnny Riddle and Jerri Storie, County Manager Nathan Bennett, Clerk to the Board Jason Robinson, and members of the general public.

Chairman Savage called the meeting to order and asked for a motion to approve the agenda. The motion was made by Commissioner Storie and was seconded by Commissioner Riddle. The vote to approve was unanimous.

Chairman Savage stated the purpose of the public hearing was to hear public input about a revision in the Flood Damage Prevention Ordinance. Such a revision is required each time a remapping is done in the county.

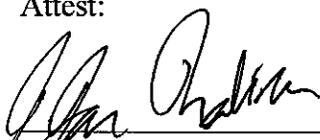
The Board then heard from County Manager Nathan Bennett. Mr. Bennett stated that after the floods of 2004 new maps were drawn. Because of this redrawing of the maps FEMA sent a letter to the county manager that the revised Flood Damage Prevention Ordinance must be approved by before June 2, 2009. Mr. Bennett told the Board that the County has had an ordinance since 1984 and it was renewed in 1987 and the last time it was renewed was in 1992. The Town of Burnsville has renewed their ordinance already. The county manager continued by saying that the only time the Flood Damage Prevention Ordinance is redone is when the flood maps are redrawn for the county and that not many changes have been made to the ordinance and that the ordinance incorporates the bare minimum allowed by FEMA. Chairman Savage then opened the floor to any public comments.

Bill Grover was recognized by Chairman Savage. Mr. Grover read the headings of the ordinance and asked if the regulations in section "G" have been in effect for years? County Manager Bennett replied that the regulations had been in effect for years and that when the County took money from FEMA in 2004 that the maps had to be redone and then the ordinance had to be redone and without the ordinance being redone then people in Yancey County would not be able to obtain or renew their flood insurance. Mr. Grover asked where the changes were at and that he was looking for the stick, that the flood insurance was the carrot and he wanted to find the stick. County Manager Bennett said one change was in shallow flooding. Mr. Grover read another part of the ordinance and asked how "The Cove" would affect this ordinance? Mr. Bennett stated that he wasn't an engineer and couldn't really answer a technical question. Mr. Grover then stated that he was just wanting to ask an intelligent question and that people haven't got enough knowledge to ask intelligent questions. Mr. Grover then asked for more specific changes to the ordinance. Mr. Bennett responded that only minor changes to some words were made. Mr. Grover stated that he was concerned about the changing of adjectives and adverbs. At this point another member of the audience, Tamera Frank, asked if there was a copy of the old ordinance for Mr. Grover to compare the two ordinances. Mr. Bennett stated that the old ordinance was on file with the Register of Deeds in the County's ordinance book.

Having no further comment Chairman Savage asked for a motion to adjourn the public hearing. Commissioner Storie made the motion to adjourn and it was seconded by Commissioner Riddle. The vote to adjourn was unanimous.

Approved and authenticated on this the 7th day of July 2009.

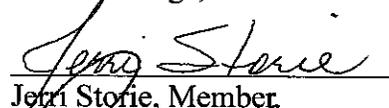
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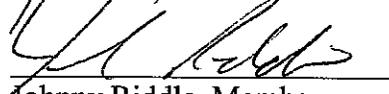


Jason Robinson
Clerk to the Board

(county seal)



Walter Savage, Chairman


Jerri Storie, Member


Johnny Riddle, Member



YANCEY COUNTY

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Nathan Bennett, *County Manager*

Walter Savage, *Chairman*

Jerri Storie, *Commissioner*

Johnny Riddle, *Commissioner*

AGENDA YANCEY COUNTY BOARD OF COMMISSIONERS

PUBLIC HEARING

YANCEY COUNTY FLOOD DAMAGE PREVENTION ORDINANCE

JUNE 2, 2009

6:30 P.M.

- I. Call to Order—Chairman Savage
 - II. Approval of Agenda
 - III. Yancey County Flood Damage Prevention Ordinance Review—Nathan Bennett, County Manager
 - IV. Opening of Floor for Public Comment regarding Yancey County Flood Damage Prevention Ordinance
 - V. Close Public Comment Period (Action by the Board will be considered during the Regular Business Meeting commencing at 7:00p.m, June 2, 2009)
 - VI. Adjourn—Chairman Savage
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AFFIDAVIT OF PUBLICATION

**Clipping of Advertisement
Attached Here**

LEGAL NOTICE

Notice of Public Hearing

Notice is hereby given to the public that the Yancey County Board of Commissioners will hold a public hearing at 6:30 p.m., Tuesday, June 2, 2009. The hearing will be in the Commissioners Boardroom in the Yancey County Courthouse, 110 Town Square, Burnsville, NC

Purpose of this hearing is to consider the adoption of a proposed Flood Damage Prevention Ordinance and Maps that meet National Flood Insurance Program (NFIP) requirements.

J. Jason Robinson

Clerk to the Yancey County Board of Commissioners

Published May 20, 27, 2009

**NORTH CAROLINA
YANCEY COUNTY**

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified, and authorized by law to administer oaths, personally appeared

Anna Webb

who being first duly sworn, deposes and says: that

he (she) is Business Manager

(Owner, partner, publisher, or other office or employee authorized to make this affidavit)

of The Yancey Common Times Journal (The Yancey Journal Inc.) published, issued, and entered as second class mail in the Town of Burnsville in said County and State; that he (she) is authorized to make this affidavit and sworn statement; that the notice or other advertisement, a true copy of which is attached hereto, was published in The Yancey Common Times Journal (The Yancey Journal Inc.) on the following dates:

May 20, 27, 2009

and that the said newspaper in which such notice, paper, document, or advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 2 day of June, 2009

Anna Webb

(Signature of person making affidavit)

Sworn to and subscribed before me, this 2nd

day of June, 2009

Gate Wards

Notary Public

My Commission expires: May 1, 2010