

**CITY COMMISSION  
CITY OF OTSEGO  
Allegan County, Michigan**

Commissioner Smith, supported by Commissioner Moore, moved the adoption of the following ordinance:

**ORDINANCE NO. 173**

**ORDINANCE ADDRESSING FLOODPLAIN MANAGEMENT PROVISIONS  
OF THE STATE CONSTRUCTION CODE**

An ordinance to designate an enforcing agency to discharge the responsibility of the City of Otsego located in Allegan County, and to designate regulated flood hazard areas under the provisions of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended.

The City of Otsego ordains:

Section 1. **AGENCY DESIGNATED.** Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, the Building Official of the City of Otsego is hereby designated as the enforcing agency to discharge the responsibility of the City of Otsego under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The City of Otsego assumes responsibility for the administration and enforcement of said Act throughout the corporate limits of the community adopting this ordinance.

Section 2. **CODE APPENDIX ENFORCED.** Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the jurisdiction of the community adopting this ordinance.

Section 3. **DESIGNATION OF REGULATED FLOOD PRONE HAZARD AREAS.** The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) entitled “Flood Insurance Study for Allegan County, All Jurisdictions” and dated June 21, 2023 and the Flood Insurance Rate Maps (FIRMs) panel numbers included on Index Panel 26005CIND0A, effective June 21, 2023 are adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the “Flood Hazards” section of Table R301.2(1) of the Michigan Residential Code.

Section 4. **MOST RESTRICTIVE STANDARDS.** If another ordinance contains standards inconsistent with the provisions of this ordinance, the most restrictive standards shall apply.

Section 5. **PUBLICATION.** This ordinance shall be effective after legal publication and in accordance with the provisions of the Act governing same.

YEAS: Commissioners: Stacey Withee, Lauri Krueger, Brent Milhiem, Jason Smith, and Chuck Moore.

NAYS: Commissioners: None.

ABSTAIN: Commissioners: None.

ABSENT: Commissioners: None.

**ORDINANCE DECLARED ADOPTED.**

### **CERTIFICATION**

I certify that this is a true and complete copy of an ordinance adopted by the City Commission of the City of Otsego at a regular meeting held on May 15, 2023.



Dated: May 15, 2023

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Angela Cronen, City Clerk

Introduced: April 17, 2023

Published: April 27, 2023

2<sup>nd</sup> Reading & Adopted: May 15, 2023

Effective: June 4, 2023