

**AMENDMENT BY THE MACON COUNTY BOARD OF COMMISSIONERS TO THE  
“MACON COUNTY FLOOD PREVENTION ORDINANCE”**

**WHEREAS**, the Macon County Board of Commissioners adopted the Restated and Amended Flood Damage Prevention Ordinance on December 14, 2021; and

**WHEREAS**, the Board of Commissioners wishes to make certain amendments to the Ordinance in order to allow limited fill and development within the flood fringe or flood plain not in the floodway, provided that such fill is not more than 25% of the total of the flood fringe area contained in each parcel, and if fill in excess of the 25% is sought, that such application be accompanied by a Certification of No Adverse Impact from a North Carolina licensed Civil Engineer; and

**WHEREAS**, the Board of Commissioners has the authority to make such amendments to the Ordinance pursuant to Chapter 601 of Chapter 160D and Article 4 of Chapter 113A of the North Carolina General Statutes; and

**WHEREAS**, the required Notice of Public Hearing has been duly given and duly published in accordance with the law and the required Public Hearing in connection with such amendments has been duly held in accordance with law.

**NOW, THEREFORE, BE IT ORDAINED** by the Macon County Board of Commissioners that:

The Macon County Flood Prevention Ordinance is hereby amended and restated so that the same will hereafter read as follows:

See Exhibit A attached hereto which is incorporated herein by reference as if more fully set forth herein. The revisions include:

- Definition of “Flood Fringe” in Article 2, on p. 5;
- Definition of “No Adverse Impact” in Article 2, on p. 10;
- Certification of “No Adverse Impact” in Article 4, Section B(2)(b), on p. 17;
- Fill permit for no more than 25% of the total fringe area contained in a parcel, and if fill in excess of the 25% is sought, that such application be accompanied by a Certification of No Adverse Impact from a North Carolina license Civil Engineer. Article 5, Section A(17) on p. 26;
- No Adverse Use Impact necessary findings of fact, burden of proof and information required in the Engineer’s Certification. Article 5, Section C (New) p. 34 and 35.

This the \_\_\_\_ day of July, 2024.

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Chairman, Macon County Board of Commissioners

ATTEST:

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Clerk to the Macon County Board of Commissioners