



City of Kansas City, Missouri

Docket Memo 230932

Ordinance/Resolution #: [Click or tap here to enter TMP-#.](#)

Submitted Department/Preparer: City Planning

Revised 10/17/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Repealing Chapter 28, Code of Ordinances, Floodplain Management, and enacting in lieu thereof a new chapter of like number and subject matter.

Discussion

The accompanying ordinance language is prescribed by the Federal Emergency Management Agency (FEMA) to comply with their requirements. While Chapter 28 is being replaced in its entirety per FEMA's model there are no changes of impact in the regulations, other than adopting new updated FEMA rate maps and reducing substantial damage/ substantial improvement percentages from 50% to 49% of a structures market value. The FEMA Flood Insurance Rate Maps identify locations that are at risk of flooding, for use by the City for regulation of development in areas that are being identified as being at a high risk of flooding. These maps are also used for determination of flood insurance requirements and rates under the National Flood Insurance Program (NFIP). FEMA requires that these maps be adopted with an effective date no later than December 7, 2023 for the City to continue to participate in the National Flood Insurance Program (NFIP).

The existing City regulations include provisions that exceed FEMA's minimum requirements in a few areas. These above-minimum requirements allow the City to achieve an improved NFIP "Community Rating System" score that provides for discounted flood insurance rates for all Kansas City properties. These include a requirement for one-foot "freeboard" (ie safety factor) above the predicted flood elevation, as well as provisions to address hazardous materials, storage, critical facilities, cumulative improvement and agricultural structures. The updated maps reflect that some properties are no longer identified as being in a high-risk area; while other properties are newly identified as being in a high-risk area. For existing high-risk areas, the maps may also reflect a change flood elevation.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?
Not applicable. Existing floodplain management program required by FEMA will remain.
3. How does the legislation affect the current fiscal year?
Not applicable this fiscal year
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Continuation of existing floodplain management program required by FEMA.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
By regulating the floodplain this legislation simply allows Kansas City, Missouri residents to be able to obtain flood insurance under the National Flood Insurance Program (NFIP).

Office of Management and Budget Review
(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No
2. This fund has a structural imbalance. Yes No
3. Account string has been verified/confirmed. Yes No

Additional Discussion (if needed)

Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth

- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
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Prior Legislation

Ordinance No. 160928 was approved by Council on December 15, 2016

Service Level Impacts

No impact expected

Other Impacts

1. What will be the potential health impacts to any affected groups?
None, authorizing this ordinance is not expected to have any health impacts.
2. How have those groups been engaged and involved in the development of this ordinance?
Not applicable. FEMA model ordinance.
3. How does this legislation contribute to a sustainable Kansas City?
Effective floodplain management should reduce flooding damage to City properties as well as provide life safety.
4. Does this legislation create or preserve new housing units?
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

Click or tap here to enter text.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)