

Original Section	New Section Number	Description of Changes
<b>1.0 Statutory Authorization, Findings of Fact, and Purposes</b>		
1.1 Statutory Authorization		
		Addition of "Be it ordained by the [Community Chief Executive Officer] of [Community], Nebraska as follows:
		Reworded by NeDNR Legal Counsel to better reference Nebraska statutes.
1.2 Findings of Fact		
1.3 Statement of Purpose		
1.4 Adherence to Regulations		
		Added statement requiring ordinance review by NeDNR.
<b>2.0 General Provisions</b>		
2.1 Lands to Which Ordinance Applies	3.1	
		Removed reference to "zoning districts"
		Clarified how to structure adoption language for FIRMs
		Addition of [including the __ mile extraterritorial jurisdiction] for communities with floodplain/zoning authority with their ETJ.
2.2 Rules for Interpretation of District Boundaries		
		Added "floodplain". Previously just stated "flood fringe and floodway"
2.3 Compliance		
		Changed "floodplain" to "special flood hazard areas"
2.4 Abrogation and Greater Restrictions		
2.5 Interpretation		
		Removed reference to "zoning districts"
2.6 Warning and Disclaimer of Liability		
2.7 Severability		
<b>3.0 Establishment of Zoning Districts</b>		
		Moved "Lands to Which Ordinance Applies" to section 3.0.
		Establishment of Flood Hazard Area Boundaries, rather than zoning districts
	3.3	Floodway area now identified in this section
	3.3	Floodway area adoption has been expanded to clarify the designation of the floodway. Pulled line regarding "low-damage potential uses" into the same paragraph.
		Removed reference to "zoning districts"
		Removed line about A zones needed to obtain additional studies. Is already established elsewhere.
	3.4	Relocated "Rules for Interpretation of Boundaries" to this section
	3.5	Relocated "Flood Data Required" to this section
	3.6	Relocated language for alterations or LOMR-CLOMRs to this section, created new section title called "Alteration of a Regulated Flood Hazard Area"
	3.5	Rule for Interpretation of Boundaries, added all statute references.

		3.6 Expanded section to follow the CFR and lay out the process for CLOMR applications line by line. Designates the FPA as the local authority for permitting and concurrence.
		3.5 Changed title to "Interpretation of Regulated Flood Hazard Area Boundaries"
<b>4.0 Floodplain Management Administration</b>		
4.1 Designation of Floodplain Administrator		Capitalized "floodplain administrator"
		Specified "position title" rather than just the blank that said "floodplain administrator"
		Added language requiring the FPA to uphold NFIP standards to remain eligible for insurability.
4.2 Permits Required		
4.3 Duties of the Floodplain Administrator		Changed fillable field to just state "floodplain administrator"
		Added responsibility to determine the elevation of the base flood.
		Added tracking costs of repairs, not just improvements.
		Added line after "enforcement responsibilities" identifying the location of the enforcement language in the ordinance.
NEW SECTION		Added full paragraph creating a responsibility for determining repair costs and calculating "substantial damage"
NEW SECTION		Added full paragraph creating a responsibility for determining improvement costs and calculating "substantial improvement"
4.4 Application for Permit and Demonstration of Compliance		
		For description of land language, added "is to occur"
		For construction materials, changed language from "flood resistant" to "resistant to flood damage"
		For demonstrating compliance for floodproofing, specified only applies to non-residential structures.
		Added paragraph requiring proof of compliance for stored materials.
		Added paragraph requiring proof of compliance for recreational vehicles
		Improved language allowing the FPA to ask for additional information.
		Modified 4.43 to say: For all new construction, substantial improvements, or repairs to substantial damage
		Added "or architect" to "Such certification shall be completed by a licensed professional engineer"
4.5 Flood Data Required	3.4	
	3.42	Addition of language stating NeDNR may provide BFEs in A zones.
	3.43	Addition of language requiring FIS usage in AE zones.
4.6 Variance and Appeals Procedures	8.0	
4.7 Conditions for Variances	8.0	

		Specified that notices must be provided by a community official. Previously just said community.
		Split language for notices into three listed parts. Previously was in paragraph format.
4.8 Enforcement	7.0	
Violations	7.1	Added that "any person, firm, corporation, government agency, or other entity" to align with permit application language.
Violations	7.1	Clarified that enforcement applies to "floodplain" development. Previously just said development.
Violations	7.1	Split into three listed parts. Was just in paragraph format.
Notices	7.2	Specified "alleged" in front of the word "violator"
Notices	7.2	Added line requiring the notice to include a location and development description
Notices	7.2	Added line requiring a warning of the penalty that may ensue
Notices	7.2	Added line requiring the contact information of the FPA or their representative.
<b>5.0 Standards for Floodplain Development</b>		
5.1 General Provisions		
Floodway Standards	3.3	Added introductory paragraph introducing floodway areas.
Floodway Standards	3.3	Expanded "New structures for human habitation are prohibited" to include SD/SI requirements.
Floodway Standards	3.3	Added encroachment language for floodways specifying the need for a CLOMR should development cause rise.
Floodway Standards	3.3	Removed "examples" of acceptable floodway uses.
Encroachments	3.62	In parenthesis (CLOMR) after Conditional Letter of Map Revision
Encroachments	3.62	Revised wording of 3.62(A)
NEW SECTION	3.7	Added an Annexation or Detachment section for notifying FEMA and NeDNR of jurisdiction changes.
Floodway Standards	5.0	Relocated to be its own section, mimicking the format of the "Standards for Flood Fringe Development"
5.2 Elevation and Floodproofing Requirements		
	5.1	Added that requirements apply to substantially damaged structures. Previously just said "new construction or substantial improvements". Change is throughout Section 5.1.
	5.1	Added line requiring elevations of the lowest floor to be provided by a licensed land surveyor or engineer. Change is throughout Section 5.1.
Residential Structures	5.11	Expanded "New structures for human habitation are prohibited" to include SD/SI requirements.
Nonresidential Structures	5.12	Corrected previously noncompliant language to require that floodproofing measures apply below one foot above BFE, not just below BFE.

Nonresidential Structures	5.12	Corrected previously noncompliant language to require that floodproofing measures in AO zones apply to the correct flood protection elevation.
Space Below Lowest Floor	5.13	Corrected previously noncompliance language to require that spaces below the lowest floor be protected to one foot above BFE, not just BFE.
Space Below Lowest Floor	5.13	Clarified that the calculation of openings needed to be net total "open" area.
Space Below Lowest Floor	5.13	Clarified that the determination for open area needed to include the reduced area caused by covers, screens and louvres.
Space Below Lowest Floor	5.13	Changed "Spaces Below Lowest Floor" to "Enclosures Below Lowest Floor" to align with CFR and State standards.
Manufactured Homes	5.14	Added that manufactured homes includes mobile homes by adding "...or Mobile Homes" to title
Manufactured Homes	5.14	Added that requirements apply to substantially damaged structures.
Residential Structures, Nonresidential structures	6.11	Added "professional engineer or architect" to "Such certification shall be completed by a licensed land surveyor"
5.3 Design and Construction Standards		
Anchoring	5.21	Anchoring requirements includes substantial improvements and damage to existing.
Building Materials and Utilities	5.22	Building material requirements include substantial improvements and damage to existing.
Building Materials and Utilities	5.22	Split paragraph for minimizing flood damage and using damage resistant materials.
Drainage	5.23	Included subdivision drainage requirements in this section. Previously only in subdivision language.
Other Utilities	5.25	Included recreational vehicle language requiring quick disconnect utilities. Previously only in recreational vehicle language.
Storage of Materials	5.26	Split paragraph into three listed parts. Previously was in paragraph format.
Storage of Materials	5.26	Added "flood prone" area. Previously just said removal from "area".
Recreational Vehicles	5.27	Split language for ready for highway use into three listed parts. Previously was paragraph format.
Recreational Vehicles	5.27	Added paragraph requiring evidence to support the provisions of the section.
Subdivisions	5.28	Added language that subdivisions partially in the floodplain must also follow these provisions.
Subdivisions	5.28	"Are required to assure" rather than "shall require assurance that"
<b>6.0 Nonconforming Use</b>		
NEW SECTION	6.1	Section for damage to existing structures added.
	6.0	"Existing Structures" previously in "Standards for Floodplain Development" added to this section

NEW SECTION		6.2	Section for improvements to existing structures added.
Damage to Existing or Nonconforming Use Structures		6.1	Realigned introductory language to match "substantial improvements".
Damage to Existing or Nonconforming Use Structures		6.1	Clarified damage costs to mean "returning the structure to pre-damaged condition".
Damage to Existing or Nonconforming Use Structures		6.1	Clarified that additional improvements must be included in addition to repair costs
Damage to Existing or Nonconforming Use Structures		6.1	Added language referencing floodway section and regulations for new construction
Damage to Existing or Nonconforming Use Structures		6.1	Split language into listed parts rather than paragraph format.
		6.1	Referenced definition of substantial damage.
Improvements to Existing or Nonconforming Use Structures		6.2	Clarified that cost estimates must include repairs.
Improvements to Existing or Nonconforming Use Structures		6.2	Clarified that the structure AND additions that are SI must comply with regulations. Previously was worded in a way that only the addition needed to comply.
Improvements to Existing or Nonconforming Use Structures		6.2	Adjusted list level for provisions beneath "A" in Existing Structures to be one level down. Were previously at same level.
Discontinued Use of Existing or Nonconforming Use Structures		6.3	Aligned with zoning regulations establishing a 12 month period. Was just a blank.
Enclosures		6.13	Added "For all new construction, substantially improved, or substantially damaged structures..."
<b>7.0 Amendments</b>	9.0		Split into two paragraphs.
<b>8.0 Definitions</b>	10.0		
			Added definition for "1% annual chance flood hazard"
			Added definition for "addition" (Building Code)
			Added definition for "alteration" (Building Code)
			Added definition for "Appeal" (CFR)
			Added definition for "Base Flood Elevation Determination"
			Added definition for "Community"
			Added definition for "Drainway"
			Added definition for "Existing construction"
			Expanded definition for "Flood or Flooding" to align with CFR language
			Adjusted definition for "Flood Fringe" to align with CFR language.
			Adjusted definition for "Flood Insurance Rate Map" to align with CFR language.
			Adjusted definition for "Flood Insurance Study" to align with CFR language.
			Added definition for "Floodplain Management"
			Added definition for "Floodplain Management Regulations"
			Added definitions for Letters of Map Change.
			Added definition for "mobile home"
			Corrected definition for "New Construction" to include "developments", not just "structures"
			Added definition for "Nonresidential Structure"
			Split definition for "Recreational Vehicle" into listed parts to align with CFR structure
			Added definition for "Residential Structure"

		Corrected definition for "Start of Construction" to state "building" permit following CFR and State standards. Previously said "Floodplain Development Permit"
		Corrected definition for "Variance" to require "exceptional" hardship. Previously said "unnecessary"
		Corrected typos in "state of construction"
		Defining repetitive loss.
<b>NEW SECTION</b>	<b>11</b>	<b>Ordinance Adoption</b>
		Created line allowing for separate effective date from adoption date.
		Created line for "Attesting" signature
		Created line for "Date of Publication"