

Chapter 42 FLOODS [11](#)

ARTICLE I. – FLOOD DAMAGE PREVENTION

FOOTNOTE(S):

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Charter reference— General powers of city, § 1.01. [\(Back\)](#)

Cross reference— Buildings and building regulations, ch. 18; streets, sidewalks and other public places, ch. 62; subdivisions and other divisions of land, ch. 66; utilities, ch. 82; waterways, ch. 90; zoning, app. A. [\(Back\)](#)

ARTICLE I. FLOOD DAMAGE PREVENTION

[Sec. 42-31. Purpose of article.](#)

[Sec. 42-32. Basis for establishing areas of special flood hazard.](#)

[Sec. 42-33. Enforcing officer.](#)

[Secs. 42-34—42-60. Reserved.](#)

Sec. 42-31. Purpose of article.

It is the purpose of this article 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 and to designate authorized agents of the City to enforce this article.

Sec. 42-32. Basis for establishing areas of special flood hazard.

The areas of special flood hazard are identified by the Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled "Muskegon County, Michigan (All Jurisdictions)" and dated 10/7/2021 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26121CIND0B, 26121C0019E, 26121C0036E, 26121C0038E dated 10/7/2021 and panel 26121C0020D dated 7/6/2015 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. The flood insurance study is on file at the office of the Zoning Administrator, City Hall, 8778 Ferry Street, Montague, Michigan.

PART II - CODE OF ORDINANCES

Chapter 42 FLOODS

Sec. 42-33. Enforcing officer.

- (a) The authorized agents of the city are hereby appointed to administer and implement this article by granting or denying development permit applications in accordance with its provisions.
 - (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 Zoning Administrator and Building Inspector for the City of Montague are hereby designated as the enforcing agency to discharge the responsibility of the City of Montague under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The City of Montague assumes responsibility for the administration and enforcement of said Act throughout the corporate limits of the community adopting this ordinance.
 - (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.