EXECUTIVE ORDER

No. 77 - 6

FLOODPLAIN MANAGEMENT

WHEREAS, there is a need that the State of Arizona comply with the floodplain management provisions contained in Section 1910.12 of the National Flood Insurance Program; and

WHEREAS, the communities of the State of Arizona with 100% enrollment in the program, and the State Legislature with the enactment of Article 4, Floodplain Management, A.R.S. § 45-231–2346, have recognized the need for, and their responsibility for floodplain management in Arizona; and

WHEREAS, the Federal Insurance Administration, Department of Housing and Urban Development has indicated that there is additional need for a commitment for the State and its agencies to comply with the intent of the National Flood Insurance Act of 1968, as amended; and

WHEREAS, the Federal Insurance Administration has indicated that the issuance of an executive order would be acceptable to the Federal Insurance Administration as an interim measure of the State's management of its flood plains; and

WHEREAS, it is the intent of the State of Arizona to comply with the floodplain management provisions contained in the National Flood Insurance Program;

NOW, THEREFORE, I, Raul H. Castro, Governor of the State of Arizona, by virtue of the powers and authority vested in me by the Constitution and laws of this State as Chief Executive Officer do hereby order and direct that:

In furtherance of the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4001 et seq.), and the Flood Disaster Protection Act of 1973 (Public Law 93-234, 87 Stat. 975), in order to avoid to the extent possible the long and short term adverse impacts associated with the occupancy and modification of floodplains and to avoid direct or indirect support of the floodplain development wherever there is a practicable alternative, it is hereby ordered as follows:

SECTION 1. Each Arizona State agency shall provide leadership and shall take action to reduce the risk of flood loss, to minimize the impact of floods on human safety, health and welfare and to restore and preserve the natural and beneficial values served by floodplains in carrying out its responsibilities for

(a) acquiring, managing and disposing of State lands and facilities;

(b) providing state–undertaken, –financed, or –assisted construction and improvement; and

(c) conducting state activities affecting land use, including but not limited to water and related land resource planning, regulating, and licensing activities.

SECTION 2. In carrying out the activities described in Section 1 of the order, each state agency has the responsibility to evaluate the potential effects of any actions it may take in a floodplain; to ensure that its planning programs and budget requests reflect consideration for flood hazards and floodplain management; and to prescribe procedures to implement the policies and requirements of this order following the rules and regulations of the local floodplain board authorized under A.R.S. §45-2343(C)(1-4) and following the intent of the National Flood Insurance Act of 1968, and amended and the Flood Protection Act of 1973.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

GOVERNOR

DONE at the Capitol in Phoenix this twenty-seventh day of September in the Year of Our Lord One Thousand Nine Hundred and Seventy-seven and of the Independence of the United States the Two Hundred and Second.