

ORDINANCE NO. 3913

AN ORDINANCE OF THE CITY OF NORTH RICHLAND HILLS, TEXAS, AMENDING IN ITS ENTIRETY CHAPTER 102 (FLOODS AND STORMWATER MANAGEMENT), ARTICLE II (FLOOD DAMAGE PREVENTION) OF THE CODE OF ORDINANCES, CITY OF NORTH RICHLAND HILLS, TEXAS, THROUGH THE ADOPTION OF A REVISED CHAPTER 102 (FLOODS AND STORMWATER MANAGEMENT), ARTICLE II (FLOOD DAMAGE PREVENTION) CONSISTING OF DIVISION 1 ENTITLED “GENERALLY”; DIVISION 2 ENTITLED “ADMINISTRATION”; AND DIVISION 3 ENTITLED “PROVISIONS OF FLOOD HAZARD REDUCTION”; PROVIDING A PENALTY; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of North Richland Hills, Texas (“the City”) is a home rule city acting under its power adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City of North Richland Hills participates in the National Flood Insurance Program (NFIP) and has adopted floodplain management measures in accordance with federal and state law to protect public health, safety, and welfare; and

WHEREAS, in 2021, the Federal Emergency Management Agency (FEMA) revised its Community Rating System (CRS) Class 8 prerequisites to include more stringent standards for the elevation of structures and mechanical equipment located within Special Flood Hazard Areas (SFHAs), including a requirement for freeboard (elevation above the base flood elevation); and

WHEREAS, these updated requirements are intended to reduce future flood damage, enhance life safety, and improve resilience within flood-prone areas of the community; and

WHEREAS, the City Council finds it necessary and in the public interest to amend and replace Chapter 102 (Floods and Stormwater Management), Article II (Flood Damage Prevention) of the Code of Ordinances, City of North Richland Hills, Texas, in its entirety to incorporate these FEMA-mandated standards and ensure continue compliance with NFIP and CRS requirements.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH RICHLAND HILLS, TEXAS, THAT:

- SECTION 1:** The City Council hereby finds the recitals above to be true and correct, and such recitals are hereby incorporated into this Ordinance as if written herein.
- SECTION 2:** Chapter 102 (Floods and Stormwater Management), Article II (Flood Damage Prevention) of the Code of Ordinances, City of North Richland Hills, Texas, is hereby amended in its entirety and restated as set forth in **Exhibit “A,”** which exhibit is incorporated herein by reference for all purposes as if set forth in its entirety at this point.
- SECTION 3:** Any person intentionally, knowingly, recklessly, or with criminal negligence violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined an amount not to exceed Five Hundred dollars (\$500). Each day any such violation shall be allowed to continue shall constitute a separate violation and be punishable hereunder.
- SECTION 4:** This Ordinance shall be cumulative of all provisions of the Code of Ordinances, City of North Richland Hills, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such code, in which even conflicting provisions of such ordinances and such code are hereby repealed.
- SECTION 5:** All rights and remedies of the City of North Richland Hills are expressly saved as to any and all violations of the provisions of any ordinances in the Code of Ordinances of the City of North Richland Hills that have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.
- SECTION 6:** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.
- SECTION 7:** This Ordinance shall be in full force and effect from and after its passage and publication as required by law.

AND IT IS SO ORDAINED.

PASSED AND APPROVED on this 23rd day of June, 2025.

CITY OF NORTH RICHLAND HILLS

Jack McCarty, Mayor

ATTEST:

Alicia Richardson
City Secretary/Chief Governance Officer

APPROVED AS TO FORM AND LEGALITY:

Bradley A. Anderle, City Attorney

APPROVED AS TO CONTENT:

Boe Blankenship, Director of Public Works