

**YELLOWSTONE COUNTY BOARD OF COUNTY COMMISSIONERS**

Resolution No. 13- 77

**Resolution to Adopt Revised Yellowstone County Floodplain Regulations**

WHEREAS, pursuant to Section 76-5-301 of the Montana Code Annotated, a board of county commissioners has the authority to adopt county floodplain regulations. The Montana Code Annotated does not articulate how a county is supposed to adopt county floodplain regulations. To ensure public participation in the process a board should provide the public with notice of its intent to adopt the regulations and provide the public with an opportunity to comment on the regulations. A board should pass a resolution of intent to adopt the regulations, provide notice of a public hearing on the regulations, hold a public hearing on the regulations, receive public comments on the regulations and pass a resolution that adopts the regulations.

WHEREAS, the Yellowstone County Board of County Commissioners had previously adopted Yellowstone County Floodplain Regulations. Recently, the Federal Emergency Management Agency and the Montana Department of Natural Resources and Conservation revised the floodplain maps for Yellowstone County. Based on the revised floodplain maps and applicable statutes and administrative rules, the Board needs to adopt revised Yellowstone County Floodplain Regulations that correlate to these changes. The Yellowstone County Floodplain Administrator has created revised Regulations that correlate to these changes. The Montana Department of Natural Resources has approved the revised Regulations.

WHEREAS, on October 1, 2013, the Yellowstone County Board of County Commissioners passed a resolution of intent to adopt revised Yellowstone County Floodplain Regulations and set a public hearing on the proposed Regulations for October 15, 2013. On October 4, 2013 and October 11, 2013, the Yellowstone County Clerk and Recorder published notice of the public hearing in the *Billings Gazette*. On October 15, 2013, the Board held a public hearing on the proposed Regulations. The Board heard comments on the proposed Regulations. The Board determined that it would be in the best interest of the public to adopt the proposed Regulations.

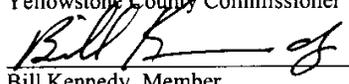
NOW THEREFORE, BE IT RESOLVED,

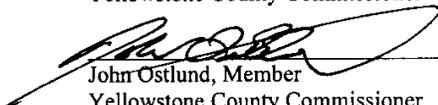
The Yellowstone County Board of County Commissioners adopts revised Yellowstone County Floodplain Regulations effective as of November 6, 2013. Attached is a copy of the Regulations. When these Regulations do become effective, they will supersede all previous Regulations and shall remain effective until superseded by other Regulations.

Passed and Adopted on the 15<sup>th</sup> day of October 2013.

BOARD OF COUNTY COMMISSIONERS  
YELLOWSTONE COUNTY, MONTANA

  
James E. Reno, Chairman  
Yellowstone County Commissioner

  
Bill Kennedy, Member  
Yellowstone County Commissioner

  
John Ostlund, Member  
Yellowstone County Commissioner

Attest:

  
Jeff Martin  
Yellowstone County Clerk and Recorder