

**ORDINANCE NO. 210**

An Ordinance amending Various Sections of Chapter 18  
(Floodplain Ordinance) of the Municipal Code of the City of Markesan.

The Common Council of the City of Markesan in session duly begun on the 12th day of January, 20 10, hereby amends Chapter 18 of the City of Markesan Municipal Code to read as follows:

Section One: Section 18.01(5)(b) of Chapter 18 of the Municipal Code of the City of Markesan is hereby amended to read as follows:

(b) OFFICIAL MAPS & REVISIONS

The boundaries of all floodplain districts are designated as floodplains or A-Zones on the maps listed below and the revisions in the City of Markesan Floodplain Appendix. Any change to the base flood elevations (BFE) in the Flood Insurance Study (FIS) or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA before it is effective. No changes to regional flood elevations (RFE's) on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of the City Clerk, City of Markesan. If more than one map or revision is referenced, the most restrictive information shall apply.

1. OFFICIAL MAPS: Based on the Green Lake Flood Insurance Study (FIS), dated February 3, 2010, volume number 55047CV000A.

Green Lake County Flood Insurance Rate Map (FIRM), panel numbers **55047C0184C** and **55047C0203C** dated February 3, 2010; with corresponding profiles that are based on the FIS.

Section Two: Section 18.02(4)(a) of Chapter 18 of the Municipal Code of the City of Markesan is hereby amended to read as follows:

- (a) The campground is approved by the Department of Health Services.

Section Three: Section 18.02(4)(e) of Chapter 18 of the Municipal Code of the City of Markesan is hereby amended to read as follows:

- (e) This agreement shall be for no more than one calendar year, at which time the agreement shall be reviewed and updated - by the officials identified in sub. (d) - to remain in compliance with all applicable regulations, including those of the state department of health services and all other applicable regulations.

Section Four: Section 18.06(1)(b)(4) of Chapter 18 of the Municipal Code of the City of Markesan is hereby amended to read as follows:

4. No modification or addition to any nonconforming structure or any structure with a nonconforming use, which over the life of the structure equals or exceeds 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable

requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with Section 18.04(3)(a). The costs of elevating a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the 50% provisions of this paragraph;

Section Five: Section 18.06(1)(b)5.1. of Chapter 18 of the Municipal Code of the City of Markesan is hereby amended to read as follows:

1. Except as provided in subd. 2, if any nonconforming structure or any structure with a nonconforming use is destroyed or is substantially damaged, it cannot be replaced, reconstructed or rebuilt unless the use and the structure meet the current ordinance requirements. A structure is considered substantially damaged if the total costs to restore the structure to its pre-damaged condition equals or exceeds 50% of the structure's present equalized assessed value.

Section Six: Section 18.06(3)(b)6. of Chapter 18 of the Municipal Code of the City of Markesan is hereby amended to read as follow:

6. The structure will not be used for storage of materials as described in s. 18.04(3)(e).

Section Seven: Section 18.06(3)(c)3. of Chapter 18 of the Municipal Code of the City of Markesan is hereby amended to read as follows:

3. In combination with other previous modifications or additions to the building, does not equal or exceed 50% of the present equalized assessed value of the building.

Section Seven: This ordinance shall be in full force and effect upon passage and publication.

ROLL CALL: Ayes 6 Nays 0 Absent 0 Abstained 0

APPROVED this 12th day of January, 2010.

CITY OF MARKESAN

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RICH SLATE, Mayor

ATTEST:

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PATRICIA PRILL, Clerk-Treasurer

APPROVED AS TO FORM:

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DANIEL D. SONDALLE, City Attorney