

MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN OF SLAUGHTER BEACH AND THE COUNTY COUNCIL OF SUSSEX COUNTY REGARDING ENFORCEMENT OF THE “FLOOD DAMAGE REDUCTION ORDINANCE OF THE TOWN OF SLAUGHTER BEACH”

WHEREAS, the Town Council of the Town of Slaughter Beach has authority under Section 4.5.2 of the Town Charter to adopt ordinances “relating to any subject within the powers and functions of the Town, or relating to the government of the Town, its peace and order, its sanitation, beauty, health, safety, convenience and property”;

WHEREAS, the Town of Slaughter Beach has adopted floodplain regulations as required for the Town to participate in the National Flood Insurance Program;

WHEREAS, pursuant to a resolution dated November 12, 2002, signed by both the Town of Slaughter Beach and Sussex County, enforcement of the Town’s floodplain regulations has been delegated by the Town of Slaughter Beach to Sussex County;

WHEREAS, the Town updated and revised its floodplain regulations by adopting the “Flood Damage Reduction Ordinance of the Town of Slaughter Beach” on January 19, 2014; and

WHEREAS, the Town of Slaughter Beach and Sussex County both desire that Sussex County will continue to enforce the Town’s floodplain regulations identified in the “Flood Damage Reduction Ordinance of the Town of Slaughter Beach.”

NOW, THEREFORE, IT IS HEREBY AGREED AND UNDERSTOOD by and between the Town of Slaughter Beach, Delaware and Sussex County, Delaware as follows:

1. By signing this Memorandum of Understanding, the Town Council of the Town of Slaughter Beach duly authorizes Sussex County to administer and enforce the “Flood Damage Reduction Ordinance of the Town of Slaughter Beach”;
2. The authority to administer and enforce the “Flood Damage Reduction Ordinance of the Town of Slaughter Beach” be, and hereby is, delegated to Sussex County, its agents and/or employees;
3. Sussex County, its agents and/or employees, shall have all authority granted to the Floodplain Administrator under the “Flood Damage Reduction Ordinance of the Town of Slaughter Beach”;
4. Sussex County hereby agrees to administer and enforce the “Flood Damage Reduction Ordinance of the Town of Slaughter Beach” within the Town of Slaughter Beach;
5. The Town of Slaughter Beach shall, as soon as reasonably possible after its adoption, provide the Sussex County Planning and Zoning Office with a signed copy of the “Flood

Damage Reduction Ordinance of the Town of Slaughter Beach,” and the Town of Slaughter Beach shall thereafter provide Sussex County with any subsequent amendments thereto;

6. This Memorandum of Understanding may be revised at any time, as circumstances warrant, only with the concurrence of both the Town of Slaughter Beach and Sussex County;
7. Either the Town of Slaughter Beach or Sussex County may terminate this Memorandum of Understanding provided written notice is given to the other party within sixty (60) days of the termination date;
8. The effective date of this Memorandum of Understanding shall be the date the “Flood Damage Reduction Ordinance of the Town of Slaughter Beach” was adopted.

Michael H. Vincent
Council President
Sussex County Council
Sussex County, Delaware

Bill Krause
Mayor
Slaughter Beach, Delaware

Date

Date