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CITY OF SACRAMENTO

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OFFICE OF THE
CITY MANAGER

CITY OF SACRAMENTO
CALIFORNIA

CITY HALL
ROOM 101
915 I STREET
SACRAMENTO, CA
95814-2684

September 27, 1988

City Council
Sacramento, California

Honorable Members in Session:

**SUBJECT: DISCUSSION AND ACTION ON PROPOSED FEMA FLOOD
LEGISLATION**

APPROVED
BY THE CITY COUNCIL

SEP 27 1988

OFFICE OF THE
CITY CLERK

916-449-5704

SUMMARY

The joint City/County Flood Task Force comprised of City Councilmembers Tom Chinn and David Shore and County Supervisors Grantland Johnson and Sandy Smoley have been working with our consultant Pat Fulton of Heron, Burchette, Ruckert and Rothwell as well as the staff of Congressmembers Vic Fazio and Robert Matsui on various aspects of pending legislation relative to flood control issues.

On the national level, Congressmembers Fazio and Matsui have been working on two pieces of legislation. One bill would suspend the FEMA maps for 18 months. Another bill which has two versions would: 1) Indicate that sufficient progress has been made on flood protection to allow the City of Sacramento to participate in the National Flood Insurance Program for approximately three years; and 2) make a finding of adequate progress for the next three years so that provisions of the National Flood Insurance Program will continue to apply in Sacramento on the basis of flood maps currently in effect.

At the state level, SB 1604 (Garamendi) has been passed by the California State Legislature and has been sent to the Governor for consideration. This bill would establish a Sacramento Flood Control District which could serve as a sponsor for a comprehensive flood control project for Sacramento.

Attached are recent letters of support signed by City Councilmembers in support of legislation aimed at suspension of the FEMA maps and supporting HR 5057 (Fazio-Matsui bill).

The task force has recently met with editorial staff from the Sacramento Bee and with Bea Cooley of the Friends of the River organization.

City Council
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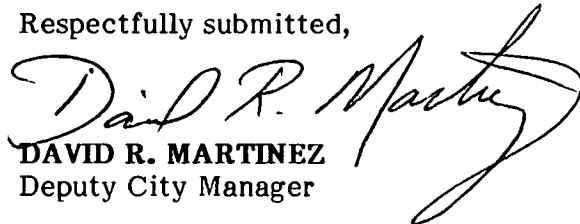
As the issue of possible approval of the national legislation comes to closure, it is important for the City and County to convey that if such legislation is approved, both bodies will act responsibly and reasonably and in the best interest of the health and public safety of local residents.

The attached draft letter and resolution have been developed in order to set parameters under which the City and County would operate should the Fazio-Matsui legislation be approved. As is indicated in the attachments, during this period, there would be no conversion to urban use of any lands which a federal agency may find to be in the 100-year flood plain beyond those lands which have already been designated for urbanization by the City's and County's existing general plan.


RECOMMENDATION

That the City Council approve the proposed draft letter and resolution for transmittal to Congressmembers Vic Fazio and Bob Matsui.

Respectfully submitted,


DAVID R. MARTINEZ
Deputy City Manager

Recommendation Approved:


WALTER J. SIPE
City Manager

All Districts
September 27, 1988

RESOLUTION No. *JJ-836 as amended*

Adopted by The Sacramento City Council on date of

SUPPORTING NATIONAL FLOOD PROTECTION LEGISLATION AND OUTLINING THE POLICY IF THE LEGISLATION IS APPROVED THAT THERE WILL BE NO CONVERSION TO URBAN USE OF ANY LANDS WHICH A FEDERAL AGENCY MAY FIND TO BE IN THE 100-YEAR FLOOD PLAIN BEYOND THOSE LANDS WHICH HAVE ALREADY BEEN DESIGNATED FOR URBANIZATION BY THE CITY'S GENERAL PLAN

APPROVED
BY THE CITY COUNCIL
SEP 27 1998
OFFICE OF THE
CITY CLERK

WHEREAS, the City Council of the City of Sacramento supports the legislative initiatives of Congressmembers Vic Fazio and Bob Matsui in their two pieces of legislation. One bill would suspend the FEMA maps for 18 months. Another bill which has two versions would: 1) Indicate that sufficient progress has been made on flood protection to allow the City of Sacramento to continue to participate in the National Flood Insurance Program for approximately three years; and 2) simply stipulates that the provisions of the National Flood Insurance Program will continue to apply in Sacramento on the basis of the flood maps currently in effect for a period not to exceed three years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

If the special legislation is approved, there will be no conversion to urban use of any lands a federal agency may find as being in the 100-year flood plain except those which have already been designated for urbanization by the City's existing general plan. This exemption applies during the period designated by Congress and shall have the effect of allowing development on the basis of the existing flood maps. In the exercise of this discretion the City will give careful consideration to the following elements: 1) An evacuation/emergency response plan; 2) consideration of mechanisms by which to attempt to provide notice to all buyers of new structures; 3) retain natural floodways; 4) consider recommending all buyers of new structures to purchase flood insurance; and 5) during this time period consideration may be given to imposing best available flood data if the facts indicate this is necessary.

ATTEST:

CITY CLERK

MAYOR

CONFIDENTIAL
ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

RESOLUTION No.

Adopted by The Sacramento City Council on date of

SUPPORTING NATIONAL FLOOD PROTECTION LEGISLATION AND OUTLINING THE POLICY IF THE LEGISLATION IS APPROVED THAT THERE WILL BE NO CONVERSION TO URBAN USE OF ANY LANDS WHICH A FEDERAL AGENCY MAY FIND TO BE IN THE 100-YEAR FLOOD PLAIN BEYOND THOSE LANDS WHICH HAVE ALREADY BEEN DESIGNATED FOR URBANIZATION BY THE CITY'S GENERAL PLAN

WHEREAS, the City Council of the City of Sacramento supports the legislative initiatives of Congressmembers Vic Fazio and Bob Matsui in their two pieces of legislation. One bill would suspend the FEMA ~~maps~~ for 18 months. Another bill which has two versions would: 1) Indicate that sufficient progress has been made on flood protection to allow the City of Sacramento to continue to participate in the National Flood Insurance Program for approximately three years; and 2) simply stipulates that the provisions of the National Flood Insurance Program will continue to apply in Sacramento on the basis of the flood maps currently in effect for a period not to exceed three years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

If the special legislation is approved, there will be no conversion to urban use of any lands a federal agency may find maps as being in the 100-year flood plain except those which have already been designated for urbanization by the City's existing general plan. This exemption applies during the period designated by Congress and shall have the effect of allowing development on the basis of the existing flood maps. In the exercise of this discretion the City will give careful consideration to the following elements: 1) An evacuation/emergency response plan; 2) consideration of mechanisms by which to attempt to provide notice to all buyers of new structures; 3) retain natural floodways; 4) consider recommending all buyers of new structures to purchase flood insurance; and 5) during this time period consideration may be given to imposing best available flood data if the facts indicate this is necessary.

ATTEST:

CITY CLERK

MAYOR

RESOLUTION No.

Adopted by The Sacramento City Council on date of

**SUPPORTING NATIONAL FLOOD PROTECTION LEGISLATION
AND OUTLINING THE POLICY IF THE LEGISLATION IS
APPROVED THAT THERE WILL BE NO CONVERSION TO
URBAN USE OF ANY LANDS WHICH A FEDERAL AGENCY
MAY FIND TO BE IN THE 100-YEAR FLOOD PLAIN BEYOND
THOSE LANDS WHICH HAVE ALREADY BEEN DESIGNATED
FOR URBANIZATION BY THE CITY'S GENERAL PLAN**

WHEREAS, the City Council of the City of Sacramento supports the legislative initiatives of Congressmembers Vic Fazio and Bob Matsui in their two pieces of legislation. One bill would suspend the FEMA maps for 18 months. Another bill which has two versions would: 1) Indicate that sufficient progress has been made on flood protection to allow the City of Sacramento to continue to participate in the National Flood Insurance Program for approximately three years; and 2) make a finding of adequate progress for the next three years so that the provisions of the National Flood Insurance Program will continue to apply in Sacramento on the basis of the flood maps currently in effect.

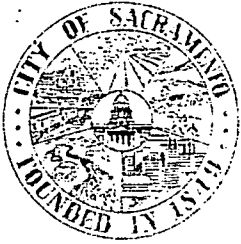
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

If the special legislation is approved, there will be no conversion to urban use of any lands a federal agency may find to be in the 100-year flood plain beyond those which have already been designated for urbanization by the City's existing general plan.

ATTEST:

CITY CLERK

MAYOR



Sacramento City Council

CITY HALL
915 I STREET
SACRAMENTO, CALIFORNIA 95814
PHONE (916) 449-5409

September 6, 1988

The Honorable Alan Cranston
U. S. Senate
Washington, D.C. 20510

Dear Senator Cranston:

We write to respectfully urge that you do all in your power to secure for the Sacramento area temporary release of consequences of a finding by the Federal Emergency Management Agency that Sacramento no longer has adequate flood protection. It is our assessment that such an action by FEMA would actually have counter productive effects on the community. This would make our efforts to secure high level and comprehensive flood protection for our citizens much more difficult. We understand that if Congress gives us sufficient time to complete our flood project feasibility study and to enact legislation pursuant to its findings that responsibility falls on the local jurisdictions to exercise this privilege wisely.

We wish to assure you that we have every intention of doing so. If we did not believe that Sacramento's unusual circumstances warranted this interim relief we would not be requesting your assistance. However we do think temporary relief from FEMA's requirement is necessary to achieve the highest level of public safety in the long run.

Thanks for your consideration.

Sincerely yours,

Anne Rudin
Mayor

Tom Chinn
Councilmember, District 4

Lynn Robie
Councilmember, District 8

David M. Shore
Councilmember, District 1

Joe Serna
Councilmember, District 5

Lyla Ferris
Councilmember, District 2

Kim Mueller
Councilmember, District 6

Douglas N. Pope
Councilmember, District 3

Terry Kastanis
Councilmember, District 7



Sacramento City Council

CITY HALL
915 I STREET
SACRAMENTO, CALIFORNIA 95814
PHONE (916) 449-5407

August 16, 1988

The Honorable Vic Fazio
and
The Honorable Bob Matsui
U.S. House of Representatives
Washington, D.C. 20515

Dear Vic and Bob:

This is to thank you again for your introduction of H.R. 5057 and to inform you of our intention of joining with the County Board of Supervisors in a resolution formally endorsing its provisions as representing the most balanced approach possible to Sacramento's very urgent flood control problem.

We recognize that there are many different views on this matter in Sacramento. Some would prefer that there be no flood control facility at Auburn; others that there be no facility unless it is the large, multi-purpose structure which has been traditionally conceived for that location. Some oppose further development in certain areas of the town, and others believe it might be simpler to provide flood insurance protection in those areas without linkage to improving protection with a facility on the North fork of the American River.

Looking at the problem as a whole, however, we believe that Sacramento can most efficiently be provided a high level of protection by implementing the comprehensive plan in your bill. Besides fulfilling Sacramento's immediate requirement for flood protection it preserves as many options for the future as can be preserved at this time.

Sincerely,

Anne Rudin
Mayor

David Shore
Councilmember, District 1


Lyla Ferris
Councilmember, District 2

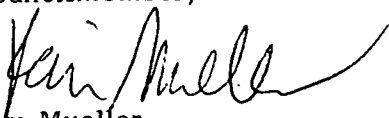
Tom Chinn
Councilmember District 4


Terry Kastanis
Councilmember, District 7

Lynn Robie
Councilmember, District 8

The Honorable Vic Fazio and
The Honorable Bob Matsui
Page 2
August 16, 1988


Doug Pope
Councilmember, District 3


Kim Mueller
Councilmember, District 6


Joe Serna
Councilmember, District 5

41-1

September 27, 1988

The Honorable Vic Fazio
The Honorable Robert T. Matsui
United States House of Representatives
Washington, D.C. 20515

Dear Congressmembers Fazio and Matsui:

This is to express our mutual support for Congressional passage of a provision to ensure that federal flood insurance requirements for the Sacramento area will not be changed to reflect revised flood plain elevations. This provision would be in effect for a period of time to extend two years beyond the Corps of Engineers Lower American River Feasibility Study and not longer than 4 years from the time of Congressional passage and authorization of a comprehensive flood protection program for Sacramento.

We take this position in view of adequate assurances from the governments of the City and County of Sacramento that no urbanization of land not now designated for urban uses by their general plans will be converted to urban uses during the period of the exemption unless there is adequate assurance that it will not be in the 100-year flood plain determined by the federal government. During this period, Sacramento County has already determined it would not accept new applications to amend its current general plan to convert agricultural areas to urban uses, as described in its general plan.

The City and County of Sacramento establish their general plans as the outside parameter for future development authorized during the suspension period. However, within the general plan, the City and County of Sacramento will exercise discretion and in the exercise of that discretion will give careful consideration to the following elements: 1) An evacuation/emergency response plan; 2) consideration of mechanisms by which to attempt to provide notice



The Honorable Vic Fazio and
The Honorable Robert T. Matsui
September 27, 1988
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to all buyers of new structures; 3) retain natural floodways; 4) consider recommending all buyers of new structures to purchase flood insurance; and 5) during this time period consideration may be given to imposing best available flood data if the facts indicate this is necessary.

Sincerely yours,

Anne Rudin
Mayor

David M. Shore
Councilmember, District 1

Lyla Ferris
Councilmember, District 2

Douglas N. Pope
Councilmember, District 3

Tom Chinn
Councilmember, District 4

Joe Serna
Councilmember, District 5

Kim Mueller
Councilmember, District 6

Terry Kastanis
Councilmember, District 7

Lynn Robie
Councilmember, District 8

Bea Cooley
Friends of the River

**SACRAMENTO CITY COUNCIL AND
SACRAMENTO COUNTY BOARD OF SUPERVISORS**

September 26, 1988

The Honorable Vic Fazio
and
The Honorable Robert T. Matsui
United States House of Representatives
Washington, D. C. 20515

Dear Congressmembers Fazio and Matsui:

The members of the City Council and the Board of Supervisors have unanimously supported Congressional passage of a provision to insure that the federal flood insurance requirements now in effect for the Sacramento area will not be changed to reflect revised flood plain elevations. This provision would be in effect for only the minimum time necessary to complete feasibility studies on and to obtain Congressional authorization of a comprehensive project to provide high level flood protection for the entire Sacramento region.

As elected public officials with responsibility for land use policy we hereby indicate our belief that it would be inappropriate during this period to convert to urban use any lands which a federal agency may find to be in the 100-year flood plain beyond those lands which have already been designated for urbanization by the City's and County's existing general plan. Further, we are committed to obtaining a formal resolution by the City Council as soon as possible which adopts such a policy of no urbanization on lands other than those already designated for such uses by the City's and County's general plan. Sacramento County has already determined it would not accept new applications to amend its current general plan to convert agriculture and agriculture-residential areas to urban uses, as described in its general plan.

Sincerely yours,

Anne Rudin
Mayor

David M. Shore
Councilmember, District 1

Lyla Ferris
Councilmember, District 2

Douglas N. Pope
Councilmember, District 3

Tom Chinn
Councilmember, District 4

Joe Serna
Councilmember, District 5

The Honorable Vic Fazio and
The Honorable Robert T. Matsui
September 26, 1988
Page 2

Kim Mueller
Councilmember, District 6

Terry Kastanis
Councilmember, District 7

Lynn Robie
Councilmember, District 8

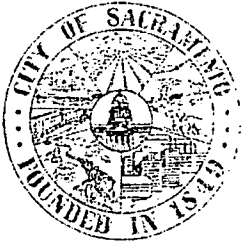
Grantland Johnson
County Supervisor, District 1

Illa Collin
County Supervisor, District 2

Sandra R. Smoley
County Supervisor, District 3

Jim Streng
County Supervisor, District 4

C. Tobias (Toby) Johnson
County Supervisor, District 5



Sacramento City Council

CITY HALL
915 I STREET
SACRAMENTO, CALIFORNIA 95814
PHONE (916) 449-5409

September 29, 1988

The Honorable Vic Fazio
The Honorable Robert T. Matsui
United States House of Representatives
Washington, D.C. 20515

Dear Congressmembers Fazio and Matsui:

This is to express our mutual support for Congressional passage of a provision to ensure that federal flood insurance requirements for the Sacramento area will not be changed to reflect revised flood plain elevations. This provision would be in effect for a period of time to extend two years after the date on which the Secretary of the Army submits to Congress the report on the feasibility study on Northern California Streams, American River Watershed, but not later than four years after the date of the Congressional enactment.

In taking this position the governments of the City and County of Sacramento have provided, through resolution, assurances that there will be no urbanization of land not now designated for urban uses by their respective general plans during the period of the above mentioned exemption unless such land is determined by the federal government not to be within the 100-year flood plain. During this period (January 1991 or until the general plan update is adopted), Sacramento County has determined and assured by resolution that it would not accept new applications to amend its current general plan to convert agricultural areas to urban uses, as described in its general plan.

The City and County of Sacramento establish their general plans as the outside parameter for future development authorized during the suspension period. However, within the general plan, the City and County of Sacramento will exercise discretion and in the exercise of that discretion will give careful consideration to the following elements: 1) An evacuation/emergency response plan; 2) consideration of mechanisms by which to attempt to provide notice

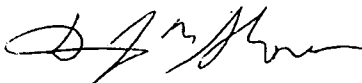
The Honorable Vic Fazio and
The Honorable Robert T. Matsui
September 29, 1988
Page 2

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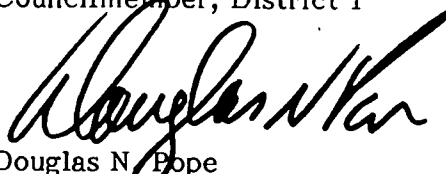
Anne Rudin
Mayor



David M. Shore
Councilmember, District 1



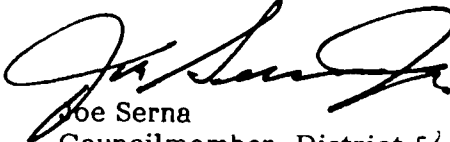
Lyla Ferris
Councilmember, District 2



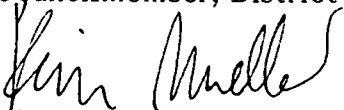
Douglas N. Pope
Councilmember, District 3



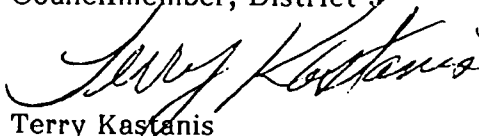
Tom Chinn
Councilmember, District 4



Joe Serna
Councilmember, District 5



Kim Mueller
Councilmember, District 6



Terry Kastanis
Councilmember, District 7



Lynn Robie
Councilmember, District 8