

HB 1413 - H AMD 137

By Representative Eddy

ADOPTED 3/9/2007

1 On page 4, line 1, after "(g)" strike all material through
2 "state" on line 17 and insert the following:

3 "Floodway" means the area, as identified in a master program, that
4 either: (i) Has been established in federal emergency management
5 agency flood insurance rate maps or floodway maps; or (ii) consists
6 of those portions of ((the area of)) a river valley lying
7 streamward from the outer limits of a watercourse upon which flood
8 waters are carried during periods of flooding that occur with
9 reasonable regularity, although not necessarily annually, said
10 floodway being identified, under normal condition, by changes in
11 surface soil conditions or changes in types or quality of
12 vegetative ground cover condition, topography or other indicators
13 of past flooding. Regardless of the method used to identify the
14 floodway, the floodway shall not include those lands that can
15 reasonably be expected to be protected from flood waters by flood
16 control devices maintained by or maintained under license from the
17 federal government, the state, or a political subdivision of the
18 state"

EFFECT: Amends the Shoreline Management Act definition of
"floodway."