

Resolution No. 2016-8

**A RESOLUTION APPROVING A DECLARATION OF VIOLATION TO THE
FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) WITH RESPECT TO
PROPERTY LOCATED AT 18315 BRACKEN DRIVE**

WHEREAS, compliance with the Comal County Flood Damage Prevention Order is required by Comal County and FEMA; and

WHEREAS, the Comal County Floodplain Coordinator has determined that a structure owned by David Stuller located at 18315 Bracken Drive in Comal County, Texas, legally described as Bracken Block 5, Lot 5R, Building 1, Comal County, Texas to be in violation of Article 5, Section G(1)(b) of the Comal County Flood Damage Prevention Order, said structure in violation is identified on the attached Exhibit A; and

WHEREAS, the violations have not been corrected; and

WHEREAS, pursuant to Section 16.315(6) of the Texas Water Code, the Comal County Commissioners Court has the Authority to declare the property to be in violation of the Comal County Flood Damage Prevention Order and forward the declaration to FEMA; and

WHEREAS, both notice of the violations and notice of the prospective denial of insurance have been provided to the property owner; and

WHEREAS, based upon this declaration, FEMA has the authority under Section 1316 of the National Flood Insurance Act, as amended, to deny flood insurance coverage to structures in violation of the above described property.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF COMAL COUNTY, TEXAS, that the Commissioners Court declares the structure on the above described property to be in violation of the Comal County Flood Damage Prevention Order, approves the "1316 Declaration" which is attached hereto and incorporated herein by reference, and authorizes forwarding the Declaration to FEMA.

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE COMMISSIONERS COURT OF COMAL COUNTY, TEXAS, that upon a finding of valid declaration by FEMA, the Commissioners Court hereby directs the Comal County Clerk to record this Resolution of the attached "1316 Declaration" in the Official Public Records of Comal County, Texas.

EFFECTIVE THIS 21st DAY of April, 2016.

SHERMAN KRAUSE, COUNTY JUDGE

DONNA ECCLESTON
COUNTY COMMISSIONER, PCT #1

SCOTT HAAG
COUNTY COMMISSIONER, PCT. #2

KEVIN WEBB
COUNTY COMMISSIONER, PCT #3

JEN CROWNOVER
COUNTY COMMISSIONER, PCT. #4

ATTEST: _____
BOBBIE KOEPP, COUNTY CLERK

DRAFT



Exhibit A

Legend

- Bulverde
- Fair Oaks Ranch
- Garden Ridge
- New Braunfels
- Schertz
- Selma
- Spring Branch
- Addresses
- Parcels
- Comal Roads
- ComalBoundary



Notes

Building 1: Warehouse/Office Space

Stuller Property:
Bracken Block 5, Lot 5R

1: 999



0.0 0 0.02 0.0 Miles

NAD_1983_StatePlane_Texas_South_Central_FIPS_4204_Feet
Comal County GIS

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THIS MAP IS NOT TO BE USED FOR NAVIGATION