



Appendix D Adoption Resolution

Note to Reviewers: When this plan has been reviewed and approved pending adoption by FEMA Region IX, the adoption resolutions will be signed by each participating jurisdiction and added to this appendix. Three model resolutions are provided below. For the County and incorporated communities this adoption resolution also includes compliance with AB 2140 requiring adoption by reference or incorporation into the Safety Element of the General Plan.

Three resolutions were created – one for the County and incorporated communities, one for the Special Districts, and one for the Tribe.

Sample Incorporated Community Adoption Resolution

(LOCAL GOVERNMENT: County, Incorporated Communities)

RESOLUTION NO.

A RESOLUTION OF (LOCAL GOVERNMENT) ADOPTING THE (TITLE AND DATE OF MITIGATION PLAN).

WHEREAS the (local governing body) recognizes the threat that natural hazards pose to people and property within (local government); and

WHEREAS the (local government) has prepared a multi-hazard mitigation plan, hereby known as (title and date of mitigation plan) in accordance with federal laws, including the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended; the National Flood Insurance Act of 1968, as amended; and the National Dam Safety Program Act, as amended; and

WHEREAS (title and date of mitigation plan) identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in (local government) from the impacts of future hazards and disasters; and

WHEREAS adoption by the (local governing body) demonstrates its commitment to hazard mitigation and achieving the goals outlined in the (title and date of mitigation plan).

WHEREAS, the (local governing body) seeking FEMA approval of hazard mitigation plan desires to comply with the requirements of the Disaster Mitigation Act and to augment its emergency planning efforts by formally adopting the (title and date of mitigation plan) by reference into the Safety Element of the General Plan in accordance with the requirements of AB 2140; and

NOW THEREFORE, BE IT RESOLVED BY THE (LOCAL GOVERNMENT), (STATE), THAT:

In accordance with (local rule for adopting resolutions), the (local governing body) adopts the (title and date of mitigation plan). *While content related to (local government) may require revisions to meet the plan approval requirements, changes occurring after adoption will not require (local government) to re-adopt any further iterations of the plan. Subsequent plan updates following the approval period for this plan will require separate adoption resolutions.*

BE IT RESOLVED, that the (Name of Government/District/Organization seeking FEMA approval of hazard mitigation plan) adopts the (title and date of mitigation plan) by reference into the safety element of their general plan in accordance with the requirements of AB 2140; and

BE IT FURTHER RESOLVED, the (local governing body) will submit this adoption resolution to the California Office of Emergency Services and FEMA Region IX officials to enable the plan's final approval in accordance with the requirements of the Disaster Mitigation Act of 2000 and to establish conformance with the requirement of AB 2140.

ADOPTED by a vote of ____ in favor and ____ against, and ____ abstaining, this ____ day of _____, _____.

By: _____ (print name)

ATTEST: By: _____ (print name)

APPROVED AS TO FORM: By: _____ (print name)

Sample Special District Adoption Resolution

(LOCAL GOVERNMENT: Special Districts)

RESOLUTION NO.

A RESOLUTION OF (LOCAL GOVERNMENT) ADOPTING THE (TITLE AND DATE OF MITIGATION PLAN).

WHEREAS the (local governing body) recognizes the threat that natural hazards pose to people and property within (local government); and

WHEREAS the (local government) has prepared a multi-hazard mitigation plan, hereby known as (title and date of mitigation plan) in accordance with federal laws, including the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended; the National Flood Insurance Act of 1968, as amended; and the National Dam Safety Program Act, as amended; and

WHEREAS (title and date of mitigation plan) identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in (local government) from the impacts of future hazards and disasters; and

WHEREAS adoption by the (local governing body) demonstrates its commitment to hazard mitigation and achieving the goals outlined in the (title and date of mitigation plan).

NOW THEREFORE, BE IT RESOLVED BY THE (LOCAL GOVERNMENT), (STATE), THAT:

In accordance with (local rule for adopting resolutions), the (local governing body) adopts the (title and date of mitigation plan). *While content related to (local government) may require revisions to meet the plan approval requirements, changes occurring after adoption will not require (local government) to re-adopt any further iterations of the plan. Subsequent plan updates following the approval period for this plan will require separate adoption resolutions.*

BE IT FURTHER RESOLVED, the (local governing body) will submit this adoption resolution to the California Office of Emergency Services and FEMA Region IX officials to enable the plan's final approval in accordance with the requirements of the Disaster Mitigation Act of 2000.

ADOPTED by a vote of ____ in favor and ____ against, and ____ abstaining, this ____ day of _____, _____.

By: _____ (print name)

ATTEST: By: _____ (print name)

APPROVED AS TO FORM: By: _____ (print name)

Sample Tribal Adoption Resolution

(Insert name of Tribal Government)

RESOLUTION NO.

[Insert Title and Date of Mitigation Plan]

WHEREAS the [insert Tribal governing body name] recognizes the threat that natural hazards pose to people and property within the [insert Tribe name];

WHEREAS the [insert Tribe name] has prepared a multi-hazard mitigation plan in accordance with the Disaster Mitigation Act of 2000 and the requirements in Title 44 Code of Federal Regulations Section 201.7;

WHEREAS the Plan specifically addresses hazard mitigation strategies and plan maintenance procedures for [insert Tribe name];

WHEREAS the Plan recommends several hazard mitigation actions and projects that will provide mitigation for specific natural hazards that impact [insert Tribe name], with the effect of protecting people and property from loss associated with those hazards;

WHEREAS, adoption of this plan will make the [insert Tribe name] eligible for funding to alleviate the impacts of future hazards on the Reservation,

NOW THEREFORE BE IT RESOLVED by the [insert appropriate official titles] of the [insert Tribe name] that:

1. The Plan is hereby adopted as an official plan of [insert Tribe name].
2. The respective officials identified in the mitigation strategy of the Plan are hereby directed to pursue implementation of the recommended actions assigned to them.
3. Future revisions and plan maintenance required by 44 CFR 201.7 and FEMA are hereby adopted as a part of this resolution for a period of five (5) years from the date of this resolution.
4. An annual report on the progress of the implementation elements of the Plan shall be presented to the [insert appropriate official titles such as Mayor, Governor, Tribal Council, etc.] by [insert date] of each calendar year.
5. The [insert Tribe name] will comply with all applicable Federal statutes and regulations in effect with respect to the periods for which it receives grant funding, including 2 CFR Parts 200 and 3002; and will amend our plan whenever necessary to reflect applicable changes in Tribal or federal laws and statutes.

PASSED by the [insert appropriate title], this ____ day of ____ (month), ____ (year).