Table 6-4: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	This exists in a way in the code. Within special flood hazard areas, construction or improvements are prohibited without a valid floodplain development permit. For encroachments, assessments and/or a technical evaluation is required and when the Village agrees to apply to FEMA for conditional Firm and floodway revision and approval is received, only then can construction or substantial improvements move forward.
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☐ ✓	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☑	☐	☐	The Code requires water supply systems to minimize or eliminate infiltration of floodwaters into the system.
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures and substantial improvements as well as the use of materials, utility equipment, and methods and practices that are resistant to flood damage and that minimize flood damage. Utilities must be at least 2' above BFE. Water supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flood events.
Prohibit new development unless effect on flooding is minimal or zero.	☑	☐	☐	Code prohibits development encroachment if increases base flood by >1 foot (see encroachment note above). The code requires a details of any watercourse alteration or relocation. There are detailed permit application requirements including a technical analysis to determine whether or not proposed development will result in physical damage to any other property.
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☐	☐	☐	
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The Flood Damage Prevention Ordinance requires subdivisions to be consistent with the need to minimize flood damage, utilities and facilities must be located and constructed to minimize flood damage, and adequate drainage needs to be provided to reduce exposure to flood damage. There are code requirements that only a percentage of land underwater count toward minimum lot area. When no based flood elevation data are available from other sources, the permit applicant for a subdivision or other development shall provide the data for projects greater than 5 acres or 50 lots.

Table 6-4: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100′ to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☐	☐	☐	
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☑	☐	☐	The Sketch Plat requirements don't specifically state that floodplain areas need to be shown but it appears to be implied and consistent with the requirements of the code and flooding is noted as an element of the character of a parcel that is of importance to the Village.
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Pollution Prevention Plan (SWPPP) requirements.
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Flood Damage Prevention - Chapter 154

Subdivision of Land - Chapter 255

Stormwater Management and Erosion and Sediment Control - Chapter 245

Freshwater Wetlands - Chapter 159

Table 6-5: Flood Resiliency Best Practices Code Audit Checklist

Village of West Haverstraw, NY Preliminary Audit	*In Existing Code*	*Consider for Implementation*	*N/A*	*Notes*
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☑	☐	☐	The code includes general design standards which discuss land subdivision being used safely without danger from flood, but no specific standards are found within the Design Standards section.
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☑	☐	☐	The code restricts the lowest floor in certain zones to parking, access or storage and to automatically equalize hydrostatic flood forces.
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3’ of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18” of freeboard in the “shaded X” area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24”. This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☑	☐	☐	The code includes residential and non-residential structure coastal high-hazard area construction standards. Standards are included that require between 2' and 3' above BFE in certain zones as well as requirements for drainage paths in other zones for residential structures. For non-high hazard areas, the lowest floor should be elevated 2' above BFE.
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-5: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	This exists in a way in the code. Within special flood hazard areas, construction or improvements are prohibited without a valid floodplain development permit. For encroachments, assessments and/or a technical evaluation is conducted and the Village applies to FEMA for conditional Firm and floodway revision and approval is received.
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☑	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☑	☐	☐	The Code requires water supply systems to minimize or eliminate infiltration of floodwaters into the system.
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures and substantial improvements as well as the use of materials, utility equipment, and methods and practices that are resistant to flood damage and that minimize flood damage. Utilities must be at least 2' above BFE. Water supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flood events.
Prohibit new development unless effect on flooding is minimal or zero.	☑	☐	☐	Code prohibits development encroachment if increases base flood by >1 foot (see encroachment note above). The code requires a details of any watercourse alteration or relocation. There are detailed permit application requirements including a technical analysis to determine whether or not proposed development will result in physical damage to any other property. Waterbodies are excluded are excluded from buildable lot area calculations.
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☑	☐	☐	
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The Flood Damage Prevention Ordinance requires subdivisions to be consistent with the need to minimize flood damage, utilities and facilities must be located and constructed to minimize flood damage, and adequate drainage needs to be provided to reduce exposure to flood damage. The code Design Standards state that no area of the lot required under zoning provisions may be satisfied by land that is under water. When no based flood elevation data are available from other sources, the permit applicant for a subdivision or other development shall provide the data for projects greater than 5 acres or 50 lots.

Table 6-5: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100′ to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☐	☐	☐	
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☐	☐	☐	
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Pollution Prevention Plan (SWPPP) requirements.
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Flood Damage Prevention - Chapter 112

Subdivision of Land - Chapter 250, Article XVII

Stormwater Management - Chapter 202

Design Standards - Article XIX

Table 6-6: Flood Resiliency Best Practices Code Audit Checklist				
Town of Haverstraw, NY Preliminary Audit	***In Existing Code***	***Consider for Implementation***	***N/A***	***Notes***
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☑	☐	☐	All multifamily housing developments in the WRD must provide permanent public access to the Hudson Riverfront.
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☑	☐	☐	The code restricts the lowest floor in certain zones to parking, access or storage and to automatically equalize hydrostatic flood forces.
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3’ of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18” of freeboard in the “shaded X” area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24”. This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☑	☐	☐	Standards are included that require between 2' and 3' above BFE in certain zones as well as requirements for drainage paths in other zones for residential structures. Multi-family housing in the WRD district has a 2' above floodplain limitation adjusted for wave action. For non-residential structures, the lowest floor should be elevated 2' above BFE if no FIRM number is specified. Structures are to be floodproofed so that the structure is watertight below two feet above the base flood elevation, including utilities and sanitary facilities. Within the A, when no base flood data are available, the lowest floor (including basement) shall be elevated at least 3' above the highest adjacent grade.
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-6: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	This exists in a way in the code. Within special flood hazard areas, construction or improvements are prohibited without a valid floodplain development permit. For encroachments, assessments and/or a technical evaluation is conducted and the Village applies to FEMA for conditional Firm and floodway revision and approval is received.
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☑	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☑	☐	☐	The Code requires water supply systems to minimize or eliminate infiltration of floodwaters into the system.
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures and substantial improvements as well as the use of materials, utility equipment, and methods and practices that are resistant to flood damage and that minimize flood damage. Utilities must be at least 2' above BFE. Water supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flood events.
Prohibit new development unless effect on flooding is minimal or zero.	☑	☐	☐	Code prohibits development encroachment if increases base flood by >1 foot (see encroachment note above). The code requires a details of any watercourse alteration or relocation. There are detailed permit application requirements including a technical analysis to determine whether or not proposed development will result in physical damage to any other property. Waterbodies are excluded are excluded from buildable lot area calculations.
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☑	☐	☐	The code states that the Planning Board can modify provisions to enable and encourage flexibility of design nd development of land in such a manner as to promote the most appropriate use of land.
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The Flood Damage Prevention Ordinance requires subdivisions to be consistent with the need to minimize flood damage, utilities and facilities must be located and constructed to minimize flood damage, and adequate drainage needs to be provided to reduce exposure to flood damage. There are code requirements that only a percentage of land underwater count toward minimum lot area. When no based flood elevation data are available from other sources, the permit applicant for a subdivision or other development shall provide the data for projects greater than 2 acres or 5 lots.

Table 6-6: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100′ to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☐	☐	☐	
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☐	☐	☐	
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Pollution Prevention Plan (SWPPP) requirements.
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Flood Damage Prevention - Chapter 87

Subdivision of Land - Chapter A176

Stormwater Management - Part 3

Freshwater Wetlands - Chapter 90

Special Permit Uses (Multifamily in WRD) - Article 5

Table 6-7: Flood Resiliency Best Practices Code Audit Checklist				
Village of New Square, NY Preliminary Audit	***In Existing Code***	***Consider for Implementation***	***N/A***	***Notes***
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☐	☐	☐	
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☐	☐	☐	
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3' of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18" of freeboard in the "shaded X" area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24". This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☐	☐	☐	
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-7: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☐	☐	☐	
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☐	☐	☐	
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☐	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	Based on a review of available information, no standards related to best practices were identified. However, as noted in the write-up, the Hazard Mitigation Plan referenced a Flood Damage Prevention Ordinance and a Stormwater Management Plan. These two items likely contain several best practices as detailed herein, if said codes are still in effect.
Ensure that well heads are above the BFE.	☐	☐	☐	
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☐	☐	☐	
Prohibit new development unless effect on flooding is minimal or zero.	☐	☐	☐	
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☐	☐	☐	
Prohibit subdivisions in floodprone areas.	☐	☐	☐	
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	

Table 6-7: Flood Resiliency Best Practices Code Audit Checklist				
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100' to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☐	☐	☐	
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☐	☐	☐	
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☐	☐	☐	
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Draft Zoning Code - Local Law No. 1 of 2019

Table 6-8: Flood Resiliency Best Practices Code Audit Checklist				
Village of Spring Valley Preliminary Audit	***In Existing Code***	***Consider for Implementation***	***N/A***	***Notes***
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☐	☐	☐	
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☑	☐	☐	The code restricts the lowest floor, including basement or cellar, to be elevated to or above the base flood elevation.
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3' of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18" of freeboard in the "shaded X" area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24". This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☑	☐	☐	A development permit must be obtained before the start of construction or any other development within the area of special flood hazard. Standards are included that require the lowest floor (including the basement) of structures to be elevated at least 2 feet above the highest adjacent grade next to the proposed foundation of teh structure.
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-8: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	This exists in a way in the code. Within special flood hazard areas, construction projects must meeting the terms of the regulations which vary depending on the location.
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☑	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☐	☐	☐	
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures and substantial improvements and the use of materials, utility equipment, and methods and practices that are resistant to flood damage and that minimize flood damage. Water supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flood events.
Prohibit new development unless effect on flooding is minimal or zero.	☑	☐	☐	Code prohibits development encroachment if it increases base flood by >1 foot (see encroachment note above). The code requires details of any watercourse alteration or relocation. There are detailed permit application requirements including a technical analysis to determine whether or not proposed development will result in physical damage to any other property.
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☐	☐	☐	
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The Flood Damage Prevention Ordinance requires subdivisions to be consistent with the need to minimize flood damage, utilities and facilities must be located and constructed to minimize flood damage, and adequate drainage needs to be provided to reduce exposure to flood damage. Base flood elevation data shall be provided for projects greater than 5 acres or 50 lots.

Table 6-8: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100′ to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☑	☐	☐	The code includes a Streams and Watercourses section prohibiting certain actions along these features. The Village also has a wetlands code.
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☐	☐	☐	
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Pollution Prevention Plan (SWPPP) requirements.
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Flood Damage Prevention - Chapter 126

Subdivision of Land - Chapter 237-21

Stormwater Management - Chapter 222-7

Zoning - Chapter 376

Freshwater Wetlands - Chapter 130

Table 6-9: Flood Resiliency Best Practices Code Audit Checklist				
Village of Chestnut Ridge, NY Preliminary Audit	***In Existing Code***	***Consider for Implementation***	***N/A***	***Notes***
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☐	☐	☐	
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☑	☐	☐	The code restricts the lowest floor in certain zones to parking, access or storage and to automatically equalize hydrostatic flood forces.
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3’ of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18” of freeboard in the “shaded X” area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24”. This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☑	☐	☐	Standards are included that require between 2' and 3' above BFE in certain zones as well as requirements for drainage paths in other zones for residential structures. For non-residential structures, the lowest floor should be elevated 2' above BFE. or be floodproofed so that the structure is watertight below two feet above the base flood elevation, including utilities and sanitary facilities. Within the A, when no base flood data are available, the lowest floor (including basement) shall be elevated at least 3' above the highest adjacent grade.
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-9: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	This exists in a way in the code. Within special flood hazard areas, construction or improvements are prohibited without a meeting the terms of the regulations. For encroachments, assessments and/or a technical evaluation is required and when the Village agrees to apply to FEMA for conditional Firm and floodway revision and approval is received, only then can construction or substantial improvements move forward.
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☑	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☐	☐	☐	
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures and substantial improvements as well as the use of materials, utility equipment, and methods and practices that are resistant to flood damage and that minimize flood damage. Utilities must be designed and/or located so as to prevent water from entering or accummulating within the components during conditions of flooding. be at least 2' above BFE. Water and sanitary sewage supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flooding.
Prohibit new development unless effect on flooding is minimal or zero.	☑	☐	☐	Code prohibits development encroachment if increases base flood by >1 foot (see encroachment note above). The code requires details of any watercourse alteration or relocation. There are detailed permit application requirements including a technical analysis to determine whether or not proposed development will result in physical damage to any other property.
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☐	☐	☐	
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The Flood Damage Prevention Ordinance requires subdivisions to be consistent with the need to minimize flood damage, utilities and facilities must be located and constructed to minimize flood damage, and adequate drainage needs to be provided to reduce exposure to flood damage. There are code requirements that a lot not contain more than certain percentage of land under water. Base flood elevation data shall be provided for subdivision proposals and other proposed developments greater than 5 acres or 50 lots.

Table 6-9: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100′ to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☐	☐	☐	
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☐	☐	☐	
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Pollution Prevention Plan (SWPPP) requirements.
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Flood Damage Prevention - Chapter 158

Subdivision of Land - Chapter 254

Stormwater Management - Chapter 243

Wetlands - Chapter 277

Zoning - Local Law No. 1 of 2021

Table 6-10: Flood Resiliency Best Practices Code Audit Checklist				
Village of Upper Nyack Preliminary Audit	***In Existing Code***	***Consider for Implementation***	***N/A***	***Notes***
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☐	☐	☐	
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☐	☐	☐	
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3' of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18" of freeboard in the "shaded X" area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24". This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☐	☐	☐	
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-10: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	This exists in a way in the code. The building inspector is tasked with reviewing all building permit applications for new construction or substantial improvements to determine whether proposed building sites will be reasonably safe from flooding. See design requirements note below regarding methods and practices to minimize or eliminate flood damage.
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☑	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☐	☐	☐	
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures or structures undergoing substantial improvements, use of construction materials that are resistent to flood damage, and use of methods and practices that will minimize flood damage. utility equipment, and methods and practices need to locate, elevate, and be constructed to minimize or eliminate flood damage. Water supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flood events.
Prohibit new development unless effect on flooding is minimal or zero.	☐	☐	☐	
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☑	☐	☐	Cluster development is in the permitted by the Zoning Ordinance.
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The code requires proposals to minimize flood-related damage. For minimum lot area requirements, no portion of any land under water can be counted toward the minimum lot area.

Table 6-10: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100' to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☐	☐	☐	
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☑	☐	☐	Floodplain information is required for subdivisions and new developments
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Management, Sedimentation and Erosion regulations and Stormwater Pollution Prevention Plan Requirements (SWPPP).
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Stream Conservation Ordinance - Ordinance 8.5

Subdivision of Land - Chapter 163

Zoning Ordinance of 1961, with amendments

Flood Control - Article V: 16e of the Zoning Ordinance

Stormwater Control - Article VIII of the Zoning Ordinance

Table 6-11: Flood Resiliency Best Practices Code Audit Checklist				
Village of Nyack, NY Preliminary Audit	*In Existing Code*	*Consider for Implementation*	*N/A*	*Notes*
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☐	☐	☐	
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☑	☐	☐	The code restricts the lowest floor in certain zones to parking, access or storage and to automatically equalize hydrostatic flood forces.
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3’ of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18” of freeboard in the “shaded X” area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24”. This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☑	☐	☐	Standards are included that require between 2' and 3' above BFE in certain zones as well as requirements for drainage paths in other zones for residential structures. For non-residential structures, the lowest floor should be elevated 2' above BFE or be floodproofed so the structure is watertight below two feet above the BFE, including utilities and sanitary facilities, with walls substantially impermeable to the passage of water. Within the AO, non-residential must be completely floodproofed to 2' above BFE.
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-11: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	This exists in a way in the code. This exists in a way in the code. Within special flood hazard areas, construction or improvements are prohibited without a meeting the terms of the regulations. For encroachments, assessments and/or a technical evaluation is required and when the Village agrees to apply to FEMA for conditional Firm and floodway revision and approval is received, only then can construction or substantial improvements move forward.
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☑	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☐	☐	☐	
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures and substantial improvements as well as the use of materials, utility equipment, and methods and practices that are resistant to flood damage and that minimize flood damage. Utilities must be at least 2' above BFE. Water supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flood events.
Prohibit new development unless effect on flooding is minimal or zero.	☑	☐	☐	Code prohibits development encroachment if it increases base flood levels (see encroachment note above). The code requires details of any watercourse alteration or relocation. There are detailed permit application requirements including a technical analysis to determine whether or not proposed development will result in physical damage to any other property.
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☑	☐	☐	Cluster development is permitted.
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The Flood Damage Prevention Ordinance requires subdivisions to be consistent with the need to minimize flood damage, utilities and facilities must be located and constructed to minimize flood damage, and adequate drainage needs to be provided to reduce exposure to flood damage. When no based flood elevation data are available from other sources, the permit applicant for a subdivision or other development shall provide the data for projects greater than 5 acres or 50 lots.

Table 6-11: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100′ to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☑	☐	☐	No construction within 100 ft of upland boundary of a freshwater or tidal wetland.
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☐	☐	☐	
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☑	☐	☐	The code has natural and scenic resource protection standards.
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Pollution Prevention Plan (SWPPP) requirements.
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Flood Damage Prevention - Chapter 205

Stormwater Management - Chapter 295

Subdivision - Chapter 360

Watercourses and Ponds - Chapter 338

Waterfront Consistency Review - Chapter 342

Zoning - Chapter 360

Table 6-12: Flood Resiliency Best Practices Code Audit Checklist				
Village of South Nyack, NY Preliminary Audit	*In Existing Code*	*Consider for Implementation*	*N/A*	*Notes*
Note the Village is undergoing a dissolution process and will be a part of the Town of Orangetown in 2022.				
Zoning Code Ordinance Best Practices				
Elevation Design & Screening				
Require design interventions to screen and mitigate elevation impacts on the streetscape for elevated buildings.	☐	☐	☐	
Use hedges and fencing to separate private and public realms. Screen on-site parking located beneath a structure with foundation plantings and vegetative screening. Screen piers and columns that have been used to raise structures.	☐	☐	☐	
Building entries must face the street on which the building fronts, and walkways should provide direct access from the sidewalk to the front door.	☐	☐	☐	
Building fronts, entry porches and similar features must use materials, colors and proportions appropriate for the local architectural context. Large and multi-family building should use treatments similar to ensure local architectural consistency.	☐	☐	☐	
Guidelines for specific design elements such as canopies, galleries, and local significant materials, colors and design strategies to mitigate height and size perceptions are encouraged.	☐	☐	☐	
Bulk & Area Requirements				
Ensure that uses below the building Base Flood Elevation are restricted to access, parking and storage.	☑	☐	☐	The code restricts the lowest floor in certain zones to parking, access or storage and to automatically equalize hydrostatic flood forces.
Permit relief from height limits where possible for developers and property owners who wish to go above the Design Flood Elevation.	☐	☐	☐	
Enact new height limits where possible that are based on the new local design flood elevation (one to two feet over the BFE) where side and rear yard relief is possible.	☐	☐	☐	
Given the increased height of buildings due to elevation, turrets, towers and cupolas, ensure total building height does not exceed maximum height(s) desired, but also ensure that maximum building height requirements allow for building elevations without the need for a variance.	☐	☐	☐	
Require an additional 3' of freeboard above the base flood elevation for buildings within the Special Flood Hazard Area and 18" of freeboard in the "shaded X" area, which includes buildings between the 100-year and 500-year floodplains. All new single family detached dwellings outside of defined flood hazard areas need to be elevated 16-24". This approach acknowledges the likelihood of more extreme flooding inside of and more extensive flooding outside of the FEMA-defined flood hazard area (based on historic flooding and not sea-level rise).	☑	☐	☐	Standards are included that require between 2' and 3' above BFE in certain zones as well as requirements for drainage paths in other zones for residential structures. For non-residential structures, the lowest floor should be elevated 2' above BFE or be floodproofed so the structure is watertight below two feet above the BFE, including utilities and sanitary facilities, with walls substantially impermeable to the passage of water. Within the AO, non-residential must be completely floodproofed to 2' above BFE. When no base flood data are available, the lowest floor (including basement) shall be elevated at least 3' above the highest adjacent grade.
Permit reduced side or rear yards relative to overall height to allow squatter and more proportional buildings.	☐	☐	☐	
Require riparian and/or floodplain buffers - See also Subdivision Regulations.	☐	☐	☐	
Utilize net density calculations that exclude wetland and floodplain areas in a developable area.	☐	☐	☐	
Establish a maximum percentage of impermeable surface coverage on a lot which limits the density of development and addressing stormwater runoff.	☐	☐	☐	

Table 6-12: Flood Resiliency Best Practices Code Audit Checklist				
Other Code Revisions				
Coastal Resilience Overlays could be applied to areas with the highest flood risk. These areas require higher elevations of the first floor, limit parking and hard pavement, and require additional landscaping and open space.	☑	☐	☐	This exists in a way in the code.This exists in a way in the code. Within special flood hazard areas, construction or improvements are prohibited without a meeting the terms of the regulations. For encroachments, assessments and/or a technical evaluation is conducted and the Village applies to FEMA for conditional Firm and floodway revision and approval is received.
Upland Resilience Overlays could be applied to lower-risk areas capable of accommodating growth. New construction within an Upland Resilience Overlay is also permitted to reduce its own resilience requirements in exchange for placing conservation easements on higher-risk properties.	☑	☐	☐	
Neighborhood Resilience Overlays could be applied to lower-risk areas, and are intended for more typical cases. They allow for customized design standards that are appropriate to the local context.	☑	☐	☐	
Permit property owners to reallocate lost floor area from the ground floor and sub-grade spaces to elsewhere in the structure.	☐	☐	☐	
Ensure that well heads are above the BFE.	☐	☐	☐	
Add flood resistant construction (flood-proofing) standards such as ensuring buildings are watertight, utilities and sanitary facilities are above the BFE, enclosed within the building's watertight walls, or made watertight and resistance. Standards should also ensure that the building's structural components are also flood resistant.	☑	☐	☐	The Code requires anchoring of new structures and substantial improvements as well as the use of materials, utility equipment, and methods and practices that are resistant to flood damage and that minimize flood damage. Utilities must be at least 2' above BFE. Water supply systems must minimize or eliminate infiltration of floodwaters. On-site waste disposal systems must be located to avoid impairment to them, or contamination from them, during flood events.
Prohibit new development unless effect on flooding is minimal or zero.	☑	☐	☐	Code prohibits development encroachment if it increases base flood by >1 foot (see encroachment note above). The code requires details of any watercourse alteration or relocation. There are detailed permit application requirements including a technical analysis to determine whether or not proposed development will result in physical damage to any other property.
Prohibit substantial improvements to nonconforming uses or structures in flood prone areas.	☐	☐	☐	
Consider acquisition of flood-prone lands, particularly where they include vital riparian areas and/or could provide a public benefit such as a park or passive open space.	☐	☐	☐	
Subdivision Ordinance Best Practices				
Subdivision Ordinance				
Conservation subdivision (cluster development) to encourage development be built in suitable areas of development that protects important natural features.	☐	☐	☐	
Prohibit subdivisions in floodprone areas.	☑	☐	☐	The Flood Damage Prevention Ordinance requires subdivisions to be consistent with the need to minimize flood damage, utilities and facilities must be located and constructed to minimize flood damage, and adequate drainage needs to be provided to reduce exposure to flood damage. When no based flood elevation data are available from other sources, the permit applicant for a subdivision or other development shall provide the data for projects greater than 5 acres or 50 lots. The Subdivision regulations, Floodplains (Section 288-20) states that development within floodprone areas shall be subject to regulations of the NFIP and Chapter 172.

Table 6-12: Flood Resiliency Best Practices Code Audit Checklist				
Require and maximize the width of riparian buffers. Provide riparian buffer requirements for the following:	☐	☐	☐	
Stream stabilization - A few dozen feet to a few hundred feet.	☐	☐	☐	
Water quality protection – A few dozen to a few hundred feet (a longer distance if sediment removal is desired)	☐	☐	☐	
Flood attenuation – A few dozen to several hundred feet	☐	☐	☐	
Riparian & wildlife habitat – A few dozen feet up to a mile, though the average minimum is approximately 100′ to several hundred or a few thousand feet.	☐	☐	☐	
Protection of cold water fisheries – A few dozen feet to a few hundred feet	☐	☐	☐	
Prohibit development immediately adjacent to streams, rivers, lakes, wetlands and other water bodies.	☐	☐	☐	
Inventory riparian areas as part of the subdivision process and preserve unimpaired riparian areas in natural conditions.	☐	☐	☐	
Require restoration of impaired riparian zones as a condition of subdivision approval.	☐	☐	☐	
Restrict potentially problematic uses (Hazardous materials uses, for example)	☐	☐	☐	
Dedicate land for public facilities and services.	☐	☐	☐	
Require adequate access where evacuation may be necessary or where emergency vehicle access may be required.	☐	☐	☐	
Ensure utilities such as electric, natural gas, water and wastewater are hardened. Require electrical components to be mounted above flood levels. Major utility equipment should be considered a critical facility and be required to be located outside of the 500 year floodplain.	☐	☐	☐	
Consider the long-term needs of the community when discussing the potential for a homeowner's association to operate and/or maintain an area prone to flooding.	☐	☐	☐	
Require flood hazard information to be provided on a subdivision plat. Require the 100-year floodplain elevation to be shown on all subdivision plats. Information such as finished building pad elevation or proposed lowest finished floor elevation can also be detailed.	☐	☐	☐	
Any property with a floodplain should be required to show such information on the plan.	☐	☐	☐	
Require conservation easements around flood-prone areas or floodplains.	☐	☐	☐	
Require green infrastructure or low-impact development techniques, where feasible	☑	☐	☐	The code includes Stormwater Pollution Prevention Plan (SWPPP) requirements.
Each proposed lot must have a designated buildable site above the special flood hazard area (SFHA) as shown on the most current Flood Insurance Rate Map.	☐	☐	☐	

Code Sections Reviewed:

Flood Damage Prevention - Chapter 172

Ponds and Reservoirs - Chapter 237

Subdivision of Land - Chapter 288

Watercourses - Chapter 323

Zoning - Chapter 330

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