

BOARD OF SUPERVISORSDistrict 1 | **Stacey Walker**District 2 | **Ben Rogers**District 3 | **Louis J. Zumbach****JEAN OXLEY LINN COUNTY PUBLIC SERVICE CENTER**

935 2ND ST. SW

CEDAR RAPIDS, IA 52404

PH: 319-892-5000 | FAX: 319-892-5009

LinnCounty.org

****Amended******LINN COUNTY BOARD OF SUPERVISORS
MEETING AGENDA**

Wednesday, January 27, 2021

11 a.m.

Formal Board Room—Jean Oxley Public Service Center
935 2nd St. SW, Cedar Rapids, IA**Call to Order****Pledge of Allegiance****Public Comment: Five Minute Limit per Speaker**

This comment period is for the public to address topics on today's agenda.

Consent Agenda

Items listed on the consent agenda are routine and will be considered by one motion without individual discussion unless the Board removes an item for separate consideration.

Reports**Resolutions**

Resolution to approve Residential Parcel Split for Cress Addition, Case JPS20-0014

Resolution to approve Final Plat for Mroch Village Case JF20-0014

Resolution to approve Final Plat for Rambo Addition, Case JF20-0009

Contract and Agreements

Award bid and approve purchase order PO37 for street signs to Hall Signs in the amount of \$5,694.54 for the Secondary Road Department

****Award bids and authorize Chair to sign contracts for Maintenance Rock as follows:**

- Alice Shop to Wendling Quarries, Inc. in the amount of \$231,937.50
- Drexler Shop to Weber Stone Co. in the amount of \$140,875.00
- Main Shop to Wendling Quarries, Inc. in the amount of \$70,687.50
- Morgan Creek Shop to Crawford Quarry Co., Inc. in the amount of \$112,750.00
- Mount Vernon Shop to Martin Marietta Aggregates in the amount of \$110,775.00
- Toddville Shop to Wendling Quarries, Inc. in the amount of \$115,875.00
- Walford Shop to Martin Marietta Aggregates in the amount of \$39,937.50
- Whittier Shop to Weber Stone Co. in the amount of \$113,887.50

Approve purchase order PO38 to Insight Public Sector for additional storage space for the It Department in the amount of \$145,000.

Licenses & Permits

Regular Agenda

Discuss and Decide on Consent Agenda

Minutes

Discuss and decide on meeting minutes.

Claims

Discuss and decide on claims.

Update on Linn County's response to COVID-19

Third and final consideration on an ordinance amending the Code of Ordinances, Linn County, Iowa, by amending provisions in Chapter 107, Unified Development Code.

****Third and final consideration of Ordinance Amendment, rezoning case JR20-0012, request of Alan & Julia Mroch Joint Revocable Trust, owner, and Tim Mroch, petitioner, to rezone 22.71 acres located at 111 Rosedale Road from AG (Agricultural) zoning district to the RR2 (Rural Residential 2-Acre) zoning district.**

Public Comment: Five Minute Limit per Speaker

This is an opportunity for the public to address the board on any subject pertaining to board business.

Board Member Reports

Legislative Update

Correspondence

Appointments

**1:30
Formal Board Room**

Updates on Information Technology, Emergency Management Agency and Board Other

Review of proposed Fiscal Year 2022 budget discussions for follow up

Other budget discussions if necessary.

Adjournment

To adhere to social distancing requirements, Linn County employees and the public may participate in this meeting as follows:

- 1) Conference call—telephone number 1-800-945-0974, access code 501116
- 2) Email questions or comments prior to or during the meeting to: bd-supervisors@linncounty.org

For questions about meeting accessibility or to request accommodations to attend or to participate in a meeting due to a disability, please contact the Board of Supervisors office at 319-892-5000 or at bd-supervisors@linncounty.org.

LINN COUNTY BOARD OF SUPERVISORS

RESOLUTION # _____

APPROVING RESIDENTIAL PARCEL SPLIT

WHEREAS, a Residential Parcel Split of (Case # JPS20-0014) to Linn County, Iowa, containing two (2) lots, numbered lot 1 and lettered lot A has been filed for approval, a subdivision of real estate located in the NWSW of Section 23, Township 85 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing at the West ¼ Corner of said Section 23;
Thence N88°29'31"E 1134.65 feet along the north line of the SW ¼ of said Section 23 to the point of beginning;
Thence N88°29'31"E 334.95 feet along said north line of the SW ¼;
Thence S01°30'29"W 327.05 feet;
Thence N85°52'40"W 336.58 feet,
Thence N01°30'29"W 294.03 feet to the point of beginning.

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and

WHEREAS, said plat and its attachments thereto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and

WHEREAS, the following conditions as listed on the Planning and Development Staff Report of August 19, 2020 as last amended on SEPTEMBER 21, 2020 have been addressed:

LINN COUNTY SECONDARY ROAD DEPARTMENT

1. Entrance permit required for new entrances and existing unpermitted entrances, County Standard Specifications, Section 11 and the Unified Development Code, Article IV, Sec. 107-72 § 2 (h)(5). All approved entrances shall be brought into conformance with County standards. One entrance per parcel is allowed. An additional access may be allowed with justification and permit.
2. Dedication of road rights-of-way, County Standard Specifications, Section 5. Forty feet of right-of-way on Cummings Ford Road adjacent to development shall be dedicated to the County for road purposes. Decorative rocks, walls, or other items that may identify the owner or address of the property, are not allowed within the road right-of-way.
3. Road agreement with conditions applicable to residential parcel split cases. County Standard Specifications, Section 1.

IOWA DEPARTMENT OF TRANSPORTATION

1. Not within the jurisdiction of the Iowa Department of Transportation.

LINN COUNTY PUBLIC HEALTH DEPARTMENT

1. No conditions to be met.

NATURAL RESOURCES CONSERVATION SERVICE

1. Land disturbance greater than 1 acre in size, not associated with agricultural crop production, will require a NPDES permit granted by the Iowa Department of Natural Resources.
2. Submit site plan showing potential location of home and septic and water well on lots.

3. Wet soils may adversely impact possible home and septic site(s). Clarify plans for subsurface drainage with USDA Natural Resources Conservation Service (NRCS).

LINN COUNTY CONSERVATION DEPARTMENT

1. No conditions to be met.

LINN COUNTY EMERGENCY MANAGEMENT

1. No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT – ZONING DIVISION

1. All side and rear yard setbacks must be met for all structures involved in this proposal.
2. Various revisions to the site plan and final plat.
3. Prior to approval of the final plat, the owner must sign an "Acceptance of Conditions" form. The "Acceptance of Conditions" form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report.
4. This plat lies within the 2-mile jurisdiction of the City of Center Point. As per Chapter 354 of the Code of Iowa, a certified resolution by any municipality that has authority to review the plat to either approve the plat or waive its right to review must be provided.
5. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.
6. The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor's office prior to approval of the final plat.
7. One original and 3 complete copies of the final plat bound documents that must include the following:
 - (i) Owner's certificate and dedication certificate executed in the form provided by the laws of Iowa, dedicating to Linn County title to all property intended for public use, including public roads
 - (ii) Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located
 - (iii) Surveyor's certificate
 - (iv) Auditor's certificate
 - (v) Resolution of the Planning and Zoning Commission
 - (vi) Resolution of the Board of Supervisors
 - (vii) Resolution of approval or waiver of review by applicable municipalities
 - (viii) Treasurer's certificate
 - (ix) Agricultural Land Use Notification. The landowner shall ensure that such notification shall be attached to the deed and shall become a separate entry on the abstract of title for all the property that is subject of the permit or development as per Article V, Section 107-91, § (h) of the Unified Development Code.
 - (x) Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument
 - (xi) Three (3) copies of the surveyor's drawing
 - (xii) A covenant for a secondary road assessment
8. Final plat bound copies must be approved by the Linn County Board of Supervisors on or before as per Article IV, Section 107-72, § (1)(g), and shall be recorded within 1 year of that approval, as per Article IV, Section 107-72, § (2)(f), of the Unified Development Code.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter

approval upon the final plat resolution. The Board of Supervisors' Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded by **January 27, 2022** to be valid.

Passed and approved this 27 day of January 2021.

Linn County Board of Supervisors

Chair

Vice Chair

Supervisor

Aye:

Nay:

Abstain:

Absent:

Attest:

Joel Miller, Linn County Auditor

Linn County Board of Supervisors

Resolution # _____

JPS20-0014

January 27, 2021

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Linn County Engineer

Brad Ketels, Engineer

State of Iowa)
) SS
County of Linn)

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

___ Aye ___ Nay ___ Abstain ___ Absent

Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, _____,

on this _____ day of _____, 2020.

Notary Public State of Iowa

LINN COUNTY BOARD OF SUPERVISORS

RESOLUTION # _____

APPROVING A FINAL PLAT

WHEREAS, a final plat of MROCH VILLAGE (Case #JF20-0014) to Linn County, Iowa, containing three (3) lots, numbered Lot 1 (one), Lot 2 (two), & Lot 3 (three) has been filed for approval, a subdivision of real estate located in the NENE of Section 18, Township 83 North, Range 06 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing at the Northeast Corner of Section 18, Township 83 North, Range 6 West, of the Fifth Principal Meridian, Linn County, Iowa; Thence S89°11'13"E, along the North Line of the Northeast Quarter of said Section 18, a distance of 40.01 feet, to its intersection with the Northerly Projection of the East Line of Lot 1 of Auditor's Plat No. 54, in accordance with the Plat thereof Recorded in Book 1863 at Page 386 of the Records of the Linn County Recorder's Office; Thence S00°14'27"E, along said Northerly Projection, 70.59 feet, to its intersection with the South Line of Acquisition Parcel No. 4, in accordance with the Plat thereof Recorded in Book 2087 at Page 688 of the Records of the Linn County Recorder's Office; Thence S00°14'27"E, along the East Line of said Lot 1, a distance of 432.45 feet; Thence Southeasterly, 498.97 feet, along said East Line on a 758.11 foot radius curve, concave Northeasterly, whose 490.01 foot chord bears S19°05'46"E; Thence S73°51'41"W, along said East Line, 123.07 feet; Thence S00°14'27"E, along said East Line, 156.57 feet, to the Southeast Corner thereof; Thence S89°20'16"E, along the South Line of said Lot 1, a distance of 529.67 feet; Thence N00°16'36"W, along said South Line, 497.12 feet; Thence N89°17'36"W, along said South Line, 728.90 feet, to the Southwest Corner thereof; Thence N00°21'12"W, along the West Line of said Lot 1, a distance of 553.15 feet, to its intersection with the South Line of said Acquisition Parcel No. 4; Thence N79°52'56"E, along said South Line, 172.49 feet; Thence N89°58'03"E, along said South Line, 399.31 feet; Thence S87°09'48"E, along said South Line, 200.59 feet; Thence N89°57'42"E, along said South Line, 450.26 feet, to the Point of Beginning. Said Tract of Land contains 22.71 Acres, and is subject to easements and restrictions of record.

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and

WHEREAS, said plat and its attachments thereto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and

WHEREAS, the following conditions as listed on the Planning and Development Staff Report of November 16, 2020 as last amended on DECEMBER 21, 2020 have been addressed:

LINN COUNTY SECONDARY ROAD DEPARTMENT

1. Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article IV, Sec. 107-72 § 2 (h)(5). All approved entrances shall be brought into conformance with County standards. Lot 1 shall be limited to a single access onto Lakeside Road. Lot 2 and Lot 3 shall be limited to a single shared access onto Rosedale Road.

January 27, 2021

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2. Road agreement with conditions similar to final plat cases. County Standard Specifications, Section 1.
3. E-911 address sign is required to be located at new residential driveway entrance. Contract the Linn County Secondary Road Department at 319-892-6400 for E-911 and entrance permits.

IOWA DEPARTMENT OF TRANSPORTATION

1. Not within the jurisdiction of the Iowa Department of Transportation.

LINN COUNTY PUBLIC HEALTH DEPARTMENT

1. No conditions to be met.

NATURAL RESOURCES CONSERVATION SERVICE

1. Show approximate location of natural drainage ways and a note restricting building within the natural drainage way should be shown on the final plat. Contact the NRCS office for widths and building restriction requirements.
2. Land disturbance greater than 1 acre in size, not associated with agricultural crop production, will require a NPDES permit granted by the Iowa Department of Natural Resources.
3. A site plan showing the footprint of proposed structures and septic systems and wells shall be submitted and accepted by the NRCS office prior to plat approval.
4. Submit storm water pollution prevention plan for review and acceptance prior to any site grading activities.

LINN COUNTY CONSERVATION DEPARTMENT

1. No conditions to be met.

LINN COUNTY EMERGENCY MANAGEMENT

1. No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION

1. Various revisions to the site plan and final plat.
2. Prior to approval of the final plat, the owner must sign an "Acceptance of Conditions" form. The "Acceptance of Conditions" form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report.
3. This plat lies within the 2 mile jurisdiction of the City of Cedar Rapids and as per the 28E Agreement between the City and the County, will require City approval or a waiver of the right to review.
4. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.
5. The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor's office prior to approval of the final plat.
6. The final plat bound documents must be approved by the Linn County Board of Supervisors on or before **DECEMBER 21, 2021** as per Article IV, Section 107-72, § (1)(g), and shall be recorded within 1 year of that approval, as per Article IV, Section 107-72, § (2)(f) of the UDC.
7. One original and 3 complete copies of the final plat bound documents that must include the following:
 - i. Owner's certificate and dedication certificate executed in the form provided by the laws of Iowa, dedicating to Linn County title to all property intended for public use, including public roads
 - ii. Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located
 - iii. Surveyor's certificate
 - iv. Auditor's certificate

- v. Resolution of the Planning and Zoning Commission
- vi. Resolution of the Board of Supervisors
- vii. Resolution of approval or waiver of review by applicable municipalities
- viii. Treasurer's certificate
- i. Agricultural Land Use Notification. The landowner shall ensure that such notification shall be attached to the deed and shall become a separate entry on the abstract of title for all the property that is subject of the permit or development as per Article V, Section 107-91, § (h) of the UDC.
- ii. Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument
- iii. Three (3) copies of the surveyor's drawing
- iv. A covenant for a secondary road assessment

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter approval upon the final plat resolution. The Board of Supervisors' Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded January 27, 2022 to be valid.

Passed and approved this 27th day of January, 2021

Linn County Board of Supervisors

Chair

Vice Chair

Supervisor

Linn County Board of Supervisors
January 27, 2021
Resolution # _____
JF20-0014
Page 4 of 4

Aye:

Nay:

Abstain:

Absent:

Attest:

Joel Miller, Linn County Auditor

Linn County Engineer

Brad Ketels, Engineer

State of Iowa)
) SS
County of Linn)

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

___ Aye ___ Nay ___ Abstain ___ Absent

Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, _____

on this _____ day of _____, 2021.

Notary Public State of Iowa

LINN COUNTY BOARD OF SUPERVISORS

RESOLUTION # _____

APPROVING A FINAL PLAT

WHEREAS, a final plat of RAMBO ADDITION (Case #JF20-0009) to Linn County, Iowa, containing three (3) lots, numbered Lot 1 (one), Lot 2 (two) and Lot A has been filed for approval, a subdivision of real estate located in the SWSW of Section 26, Township 85 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Beginning at the Southwest Corner of the Northwest Quarter of the Southwest Quarter of Section 26, Township 85 North, Range 8 West of the Fifth Principal Meridian; thence N0°17'43"W along the west line of the Southwest Quarter of said Section 26, a distance of 262.22 feet; thence N88°37'45"E along the north line of the south 4 acres of the West Half of the Northwest Quarter of said Southwest Quarter, 664.90 feet to the east line of said West Half of the Northwest Quarter of the Southwest Quarter; thence S0°11'47"E along said east line and the east line of the Northwest Quarter of the Southwest Quarter of said Southwest Quarter, 593.50 feet; thence S88°39'20"W along the south line of the North Half of said Northwest Quarter of the Southwest Quarter of the Southwest Quarter, 664.68 feet to the west line of said Southwest Quarter; thence N0°09'17"W along said west line, 330.97 feet to the point of beginning.

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and

WHEREAS, said plat and its attachments thereto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and

WHEREAS, the following conditions as listed on the Planning and Development Staff Report of July 15, 2020 as last amended on AUGUST 17, 2020 have been addressed:

LINN COUNTY SECONDARY ROAD DEPARTMENT

1. Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article IV, Sec. 107-72 § 2 (h)(5). All approved entrances shall be brought into conformance with County standards. One entrance per parcel is allowed. An additional access may be allowed with justification and permit.
2. Dedication of road rights-of-way, County Standard Specifications, Section 5. Forty feet of right-of-way on Quail Ridge Road (each side) and a minimum of forty feet of right-of-way on Ashlock Road adjacent to development shall be dedicated to the County for road purposes.
3. Road agreement with conditions similar to final plat cases. County Standard Specifications, Section 1.

IOWA DEPARTMENT OF TRANSPORTATION

1. Not within the jurisdiction of the Iowa Department of Transportation.

LINN COUNTY PUBLIC HEALTH DEPARTMENT

1. No conditions to be met.

NATURAL RESOURCES CONSERVATION SERVICE

1. Land disturbance greater than 1 acre in size, not associated with agricultural crop production, will require a NPDES permit granted by the Iowa Department of Natural Resources.

LINN COUNTY CONSERVATION DEPARTMENT

1. No conditions or comments.

LINN COUNTY EMERGENCY MANAGEMENT

1. No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION

1. Various revisions to the site plan and final plat.
2. Prior to approval of the final plat, the owner must sign an "Acceptance of Conditions" form. The "Acceptance of Conditions" form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report.
3. This plat lies within the 2-mile jurisdiction of the City of Center Point. As per Chapter 354 of the Code of Iowa, a certified resolution by any municipality that has authority to review the plat to either approve the plat or waive its right to review must be provided.
4. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.
5. The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor's office prior to approval of the final plat.
6. The final plat bound documents must be approved by the Linn County Board of Supervisors on or before **AUGUST 17, 2021** as per Article IV, Section 107-72, § (1)(g), and shall be recorded within 1 year of that approval, as per Article IV, Section 107-72, § (2)(f) of the UDC.
7. One original and 3 complete copies of the final plat bound documents that must include the following:
 - i. Owner's certificate and dedication certificate executed in the form provided by the laws of Iowa, dedicating to Linn County title to all property intended for public use, including public roads
 - ii. Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located
 - iii. Surveyor's certificate
 - iv. Auditor's certificate
 - v. Resolution of the Planning and Zoning Commission
 - vi. Resolution of the Board of Supervisors
 - vii. Resolution of approval or waiver of review by applicable municipalities
 - viii. Treasurer's certificate
 - i. Agricultural Land Use Notification. The landowner shall ensure that such notification shall be attached to the deed and shall become a separate entry on the abstract of title for all the property that is subject of the permit or development as per Article V, Section 107-91, § (h) of the UDC.
 - ii. Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument
 - iii. Three (3) copies of the surveyor's drawing
 - iv. A covenant for a secondary road assessment

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter approval upon the final plat resolution. The Board of Supervisors' Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

Resolution # _____
February 27, 2021
JF20-0009
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NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded **February 27, 2022** to be valid.

Passed and approved this 27 day of February , 2021

Linn County Board of Supervisors

Chair

Vice Chair

Supervisor

Aye:

Nay:

Abstain:

Absent:

Attest:

Joel Miller, Linn County Auditor

Linn County Engineer

Brad Ketels, Engineer

Resolution # _____
February 27, 2021
JF20-0009
Page 4 of 4

State of Iowa)
) SS
County of Linn)

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

___ Aye ___ Nay ___ Abstain ___ Absent

Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, _____

on this _____ day of _____, 2021.

Notary Public State of Iowa

LINN COUNTY SECONDARY ROAD DEPARTMENT
1888 COUNTY HOME ROAD
MARION, IA 52302

Street Signs For Derecho Damage Repairs

1/15/2021

Iowa Prison Industries
406 N High St.
Anamosa, IA 52205
(515) 725-8706
sara.schnotala@iowa.gov

Hall Signs
4495 W Vernal Pike
Bloomington, IN 47404
(812) 331-6508
lisad@hallsigns.com

No.	Type of Sign	Size	MUTCD code	Sheeting type	Color Notes	Thickness	Unit Price	Total Price	Unit Price	Total Price
1	Street Name Sign	24"x 10"	D3-1	HIP	White/Green	.080"	\$ 26.20	\$ 471.60	\$ 21.20	\$ 169.60
2	Street Name Sign	30" x 10"	D3-1	HIP	White/Green	.080"	\$ 32.80	\$ 1,115.20	\$ 24.64	\$ 689.92
3	Street Name Sign	36" x 10"	D3-1	HIP	White/Green	.080"	\$ 39.25	\$ 863.50	\$ 28.22	\$ 903.04
4	Street Name Sign	42" x 10"	D3-1	HIP	White/Green	.080"	\$ 45.85	\$ 1,558.90	\$ 31.60	\$ 1,327.20
5	Street Name Sign	48" x 10"	D3-1	HIP	White/Green	.080"	\$ 52.40	\$ 1,362.40	\$ 34.93	\$ 1,047.90
6	Street Name Sign	54" x 10"	D3-1	HIP	White/Green	.080"	\$ 58.85	\$ 706.20	\$ 38.36	\$ 690.48
7	Street Name Sign	60" x 10"	D3-1	HIP	White/Green	.080"	\$ 58.85	\$ -	\$ 41.82	\$ 250.92
8										
9	Shipping							\$ -		\$ 209.84

*Awarded by sign price.

Road names provided to vendor. Vendors didn't use same length of signs so can't compare with quantity and total.

Linn County Secondary Roads

Sign Order

Date: 1/25/2021

Contact: Gary Franck 319-892-6423
 Deliver To: Linn County Secondary Rd Dept
 1944 County Home Rd
 Marion, IA 52302

# of Blades	Thickness	Road Name	Special Inst.	Size (inches)	Totals to Order	\$\$ Order	Hall Signs	
							Size (inches)	Price/Sign
2	0.08	Ellis Rd	white/green	24	8	\$ 169.60	24	\$ 21.20
2	0.08	Hwy 1	white/green	24			30	\$ 24.64
2	0.08	Rose St	white/green	24			36	\$ 28.22
2	0.08	Lilly St	white/green	24			42	\$ 31.60
4	0.08	68th Ave	white/green	30	30	\$ 739.20	48	\$ 34.93
2	0.08	16th Ave	white/green	30			54	\$ 38.36
2	0.08	80th St	white/green	30			60	\$ 41.82
4	0.08	Young Rd	white/green	30			Shipping: \$ 209.84	
2	0.08	Gibney Rd	white/green	30				
2	0.08	Otter Rd	white/green	30				
4	0.08	Wilder Dr	white/green	30				
2	0.08	Marak Ln	white/green	30				
2	0.08	Secrist Rd	white/green	30				
2	0.08	Paris Rd	white/green	30				
2	0.08	Wileys Rd	white/green	30				
2	0.08	C Ave Ext	white/green	30				
2	0.08	E Knoll Dr	white/green	36				
4	0.08	Clinton Rd	white/green	36				
4	0.08	Fletcher Rd	white/green	36				
2	0.08	Cora Mae Ln	white/green	36				
2	0.08	Wubbens Rd	white/green	36				
2	0.08	Martelle Rd	white/green	36				
4	0.08	Abbott Ave	white/green	36				
2	0.08	Paralta Rd	white/green	36				
2	0.08	Urbana Rd	white/green	36				
2	0.08	Cupola Rd	white/green	36				
2	0.08	Bowers Rd	white/green	36				
2	0.08	Walker Rd	white/green	36				
2	0.08	Reamer Rd	white/green	36	32	\$ 903.04		
2	0.08	Old Bridge Rd	white/green	42	44	\$ 1,390.40		
2	0.08	High Woods Rd	white/green	42				
2	0.08	Lone Tree Rd	white/green	42				
2	0.08	Old Ferry Rd	white/green	42				
2	0.08	Worcester Rd	white/green	42				
2	0.08	White Gate Ct	white/green	42				
4	0.08	Deer View Rd	white/green	42				
2	0.08	River Run Ct	white/green	42				
4	0.08	Linn Ridge Rd	white/green	42				
2	0.08	Hickory Blvd	white/green	42				
10	0.08	Mt Vernon Rd	white/green	42				
4	0.08	Troy Mills Rd	white/green	42				
2	0.08	Roseberry Rd	white/green	42				
2	0.08	Wapsie Y Rd	white/green	42				
2	0.08	Campfire Rd	white/green	42				
4	0.08	County Home Rd	white/green	48	34	\$ 1,187.62		
4	0.08	Tissel Hollow Rd	white/green	48				
2	0.08	Morgan Bridge Rd	white/green	48				
2	0.08	Stoney Point Rd	white/green	48				
4	0.08	Timber View Dr	white/green	48				
2	0.08	Power Plant Rd	white/green	48				
2	0.08	Chain Lakes Rd	white/green	48				
2	0.08	Elbow Creek Rd	white/green	48				
2	0.08	30th Street Dr	white/green	48				
2	0.08	Linn Grove Rd	white/green	48				
6	0.08	Old Center Rd	white/green	48				
2	0.08	Blue Creek Rd	white/green	48				
2	0.08	Pleasant Creek Rd	white/green	54				
2	0.08	Lewis Bottoms Trl	white/green	54				
2	0.08	Williams Lake Rd	white/green	54				
4	0.08	Vernon Hill Blvd	white/green	54				
2	0.08	Marion Airport Rd	white/green	54				
2	0.08	Bolton Manor Rd	white/green	54				
2	0.08	Bettys Grove Rd	white/green	54				
2	0.08	Rolling Acres Rd	white/green	54				
2	0.08	Forest Edge Rd	white/green	54				
2	0.08	Hickory Valley Rd	white/green	54	22	\$ 843.92		
2	0.08	Wright Brothers Blvd	white/green	60	6	\$ 250.92		
2	0.08	Lincoln Heights Dr	white/green	60				
2	0.08	N Center Point Rd	white/green	60				

Note: Upper and Lower Case

176 signs

\$ 5,484.70
 Shipping \$ 209.84
Total \$ 5,694.54

LINN COUNTY ROAD STONE RESULTS
General Maintenance January 2021

NAME OF CONTRACTOR	Crawford Quarry Co, Inc	Martin Marietta Aggregates	Weber Stone Co	Moyna Materials	Wendling Quarries, Inc
ADDRESS	PO Box 1027 Cedar Rapids, IA 52406	1636 Marietta Rd Ely, IA 52227	12791 Stone City Road Anamosa, IA 52205	8710 Earhart Lane CR IA 52402	605 N Mentzer Rd Robins, IA 52328

Location: Alice Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT
1	Class A	16,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 5.00	\$ 252,000.00	\$ -	\$ -	\$ -	\$ 11.25	\$ 3.00	\$ 228,000.00
2	Modified Subbase	16,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 5.00	\$ 252,000.00	\$ -	\$ -	\$ -	\$ 12.00	\$ 3.00	\$ 240,000.00
3	Macadam	250	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 12.55	\$ 5.00	\$ 4,387.50	\$ -	\$ -	\$ -	\$ 12.75	\$ 3.00	\$ 3,937.50
TOTAL						\$ -	TOTAL \$ -			TOTAL \$ 508,387.50			TOTAL \$ -			TOTAL \$ 471,937.50		

\$ 231,937.50

Troy Mills, Sweeting, Cook

Location: Drexler Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT				
1	Class A	10,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 2.95	\$ 137,000.00	\$ -	\$ -	\$ -	\$ 11.25	\$ 2.50	\$ 137,500.00				
2	Modified Subbase	10,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 2.95	\$ 137,000.00	\$ -	\$ -	\$ -	\$ 12.00	\$ 2.50	\$ 145,000.00				
3	Macadam	250	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 12.55	\$ 2.95	\$ 3,875.00	\$ -	\$ -	\$ -	\$ 12.75	\$ 2.50	\$ 3,812.50				
TOTAL						\$ -	TOTAL			\$ -	TOTAL			\$ 277,875.00	TOTAL			\$ -	TOTAL			\$ 286,312.50

\$ 140,875.00

Plower

Location: Main Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT				
1	Class A	6,000	Tons	\$ -	\$ -	\$ -			\$ -	\$ 10.75	\$ 4.00	\$ 88,500.00	\$ -	\$ -	\$ -	\$ 11.25	\$ 4.00	\$ 91,500.00				
2	Modified Subbase	6,000	Tons	\$ -	\$ -	\$ -			\$ -	\$ 10.75	\$ 4.00	\$ 88,500.00	\$ -	\$ -	\$ -	\$ 12.00	\$ 4.00	\$ 96,000.00				
3	Macadam	250	Tons	\$ -	\$ -	\$ -			\$ -	\$ 12.55	\$ 4.00	\$ 4,137.50	\$ -	\$ -	\$ -	\$ 12.75	\$ 4.00	\$ 4,187.50				
				TOTAL \$ -				TOTAL \$ -				TOTAL \$ 181,137.50				TOTAL \$ -				TOTAL \$ 191,687.50		

\$ 92,637.50

No haul rate
\$ 70,687.50

Robins

Location: Morgan Creek Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT					
1	Class A	10,000	Tons	\$ 11.00	\$ 2.00	\$ 130,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 9.45	\$ 4.75	\$ 142,000.00	\$ 11.25	\$ 3.45	\$ 147,000.00					
2	Modified Subbase	10,000	Tons	\$ 11.00	\$ 2.00	\$ 130,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 9.45	\$ 4.75	\$ 142,000.00	\$ 12.00	\$ 3.45	\$ 154,500.00					
3	Macadam	250	Tons	\$ 11.00	\$ 2.00	\$ 3,250.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 11.45	\$ 4.75	\$ 4,050.00	\$ 12.75	\$ 3.45	\$ 4,050.00					
				TOTAL			\$ 263,250.00	TOTAL			\$ -	TOTAL			\$ -	TOTAL			\$ 288,050.00	TOTAL			\$ 305,550.00

\$ 133,250.00

No haul rate
\$ 112,750.00

CR South

Location: Mt. Vernon Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT					
1	Class A	10,000	Tons	\$ -	\$ -	\$ -	\$ 7.70	\$ 3.00	\$ 107,000.00	\$ 10.75	\$ 4.00	\$ 147,500.00	\$ 9.45	\$ 3.50	\$ 129,500.00	\$ 11.25	\$ 3.00	\$ 142,500.00					
2	Modified Subbase	10,000	Tons	\$ -	\$ -	\$ -	\$ 7.70	\$ 3.00	\$ 107,000.00	\$ 10.75	\$ 4.00	\$ 147,500.00	\$ 9.45	\$ 3.50	\$ 129,500.00	\$ 12.00	\$ 3.00	\$ 150,000.00					
3	Macadam	250	Tons	\$ -	\$ -	\$ -	\$ 12.10	\$ 3.00	\$ 3,775.00	\$ 12.55	\$ 4.00	\$ 4,137.50	\$ 11.45	\$ 3.50	\$ 3,737.50	\$ 12.75	\$ 3.00	\$ 3,937.50					
				TOTAL			\$ -	TOTAL			\$ 217,775.00	TOTAL			\$ 299,137.50	TOTAL			\$ 262,737.50	TOTAL			\$ 296,437.50

\$ 110,775.00

Tricon

Location: Toddville Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT					
1	Class A	8,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 5.00	\$ 126,000.00	\$ -	\$ -	\$ -	\$ 11.25	\$ 2.75	\$ 112,000.00					
2	Modified Subbase	8,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 5.00	\$ 126,000.00	\$ -	\$ -	\$ -	\$ 12.00	\$ 2.75	\$ 118,000.00					
3	Macadam	250	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 12.55	\$ 5.00	\$ 4,387.50	\$ -	\$ -	\$ -	\$ 12.75	\$ 2.75	\$ 3,875.00					
				TOTAL			\$ -	TOTAL			\$ -	TOTAL			\$ 256,387.50	TOTAL			\$ -	TOTAL			\$ 233,875.00

\$ 115,875.00

Robins

Location: Walford Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT									
1	Class A	3,000	Tons	\$ -	\$ -	\$ -	\$ 7.70	\$ 4.25	\$ 35,850.00	\$ -	\$ -	\$ -	\$ 9.45	\$ 4.95	\$ 43,200.00	\$ 11.25	\$ 3.45	\$ 44,100.00									
2	Modified Subbase	3,000	Tons	\$ -	\$ -	\$ -	\$ 7.70	\$ 4.25	\$ 35,850.00	\$ -	\$ -	\$ -	\$ 9.45	\$ 4.95	\$ 43,200.00	\$ 12.00	\$ 3.45	\$ 46,350.00									
3	Macadam	250	Tons	\$ -	\$ -	\$ -	\$ 12.10	\$ 4.25	\$ 4,087.50	\$ -	\$ -	\$ -	\$ 11.45	\$ 4.95	\$ 4,100.00	\$ 12.75	\$ 3.45	\$ 4,050.00									
				TOTAL			\$ -			TOTAL			\$ 75,787.50			TOTAL			\$ 90,500.00			TOTAL			\$ 94,500.00		

\$ 39,937.50

Four County

Location: Whittier Shop

NO.	ITEM	QUANTITY	UNIT	UNIT PRICE	HAUL PRICE	TOTAL AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT	UNIT PRICE	HAUL PRICE	AMOUNT					
1	Class A	8,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 3.00	\$ 110,000.00	\$ -	\$ -	\$ -	\$ 11.25	\$ 3.50	\$ 118,000.00					
2	Modified Subbase	8,000	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10.75	\$ 3.00	\$ 110,000.00	\$ -	\$ -	\$ -	\$ 12.00	\$ 3.50	\$ 124,000.00					
3	Macadam	250	Tons	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 12.55	\$ 3.00	\$ 3,887.50	\$ -	\$ -	\$ -	\$ 12.75	\$ 3.50	\$ 4,062.50					
					TOTAL		\$ -	TOTAL			\$ -	TOTAL			\$ 223,887.50	TOTAL			\$ -	TOTAL			\$ 246,062.50

\$ 113,887.50

Bowser

All o.k.

1/25/2021

Prepared by Charlie Nichols
Linn County Planning & Development
935 2nd Street S.W., Cedar Rapids, Iowa 52404-2100
(319) 892-5130
Return to Becky Shoop, Auditor's Office

LINN COUNTY ORDINANCE # _____

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES, LINN COUNTY, IOWA
BY AMENDING PROVISIONS IN CHAPTER 107**

BE IT ENACTED by the Board of Supervisors, Linn County, Iowa:

SECTION 1. SEE ATTACHMENT A

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 3. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 5. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 19TH day of January, 2021

Second consideration on the 20TH day of January, 2021

Third and final passage on the 27TH day of January, 2021.

Published in the Gazette on the _____ of January, 2021.

LINN COUNTY BOARD OF SUPERVISORS

Chairperson

Supervisor

Supervisor

ATTEST:

Joel D. Miller, Linn County Auditor

STATE OF IOWA)
)SS
COUNTY OF LINN)

I, _____, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on _____, 2021 and published as provided by law on _____, 2021.

Linn County Auditor

Subscribed and sworn to me this _____ day of _____, 2021.

Notary Public, State of Iowa

ATTACHMENT A

Language that is added to the section will be displayed as underlined text and deleted language will be represented as ~~striketrough~~ text.

1. Article IV Development Review Processes and Requirements, Section 107-71 Site plans, Subsection (3) Major site plan requirements

- (3) *Major site plan requirements.* Whenever this chapter requires submission of a major site plan, the applicant shall submit ~~six one copies~~ electronic copy and one paper copy of a site plan prepared by an engineer, landscape architect, architect or similar licensed professional. A major site plan shall meet the following specifications and show the data listed:

2. Article IV Development Review Processes and Requirements, Section 107-72 Land division processes and requirements, Subsection (2) Major subdivision

(2) Major Subdivision.

- f. *Process for review of major subdivision applications.* The process below shall be followed in reviewing applications for major subdivisions:

11. *Final plat filing requirements.* Four copies of the final plat, together with copies of forms and certificates as specified in subsection (2)g of this section, shall be submitted to the planning and development department in bound form, together with an additional two unbound copies of the final plat. Bound copies shall be backed with ~~a nine-inch by 15½-inch~~ blue, top-fold manuscript cover. To be considered by the board of supervisors, a final plat clearly marked "Final Plat" shall meet all of the following requirements:

- g. *Required recording of final plat.* The final plat with all required documents shall be entered in the proper record books in the office of the county recorder. When so entered, the plat only shall also be entered in the records of the county auditor and the plat shall be of no validity until so filed in both offices. Approval of the final plat by the board of supervisors shall be void if the plat and its proceedings are not recorded by the owner in the office of the county recorder within one year after date of approval, unless, within that time, an extension based upon unusual circumstances is granted by the board of supervisors.

1. *Filing document requirements.* Required filings with the county recorder shall include all of the following documents:

- (i) Owner's certificate and dedication certificate executed in the form provided by state law, dedicating to the county the title to all property intended for public use, including public roads.
- (ii) Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located.
- (iii) Surveyor's certificate.
- (iv) Auditor's certificate.
- (v) Resolution of the planning and zoning commission.
- (vi) Resolution of the board of supervisors.

- (vii) Resolution of approval or waiver of review by applicable municipalities.
- (viii) Treasurer's certificate.
- (ix) Agricultural land use notification.
- (x) Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument.
- (xi) ~~Three copies of the surveyor's~~ Twelve original signed plat drawings.
- (xii) Covenant for a secondary road assessment.

3. Article IV Development Review Processes and Requirements, Section 107-72 Land division processes and requirements, Subsection (5) Minor boundary change

(5) *Minor boundary change.*

- a. *Purpose.* The purpose of this subsection is to prescribe uniform procedures for review of an adjustment to a common boundary between no more than two adjacent parcels or tracts of land.
- b. *Conditions.*
 - 1. A minor boundary change shall not create any additional parcels or tracts, and shall not result in the creation of any additional buildable parcels or tracts. A parcel or tract is considered non-buildable if it cannot comply with the provisions of this chapter, including but not limited to the provisions for nonconforming lots and legal lots of record in section 107-49.
 - 2. No new violations of this chapter shall be created by the action.
 - 3. Such division of land shall not be in conflict with any other state or lawful municipal regulations regarding division of land.
 - 4. ~~Any minor boundary change that requires a rezoning or land use map amendment shall go through the minor subdivision process described in subsection (3) of this section.~~

4. Article V General Regulations, Section 107-94 General regulations for structures, Subsection (c) Accessory structures

- (c) *Accessory structures.* Accessory structures shall meet the following requirements:
 - (1) *Attached.* Attached accessory structures shall meet all the requirements of this chapter which apply to the principal structure to which they are attached.
 - (2) *Detached.* Detached accessory structures shall meet all of the following requirements:
 - a. Detached structures shall not exceed the size limitations as per Table 107-94(b)(2).

Table 107-94 Accessory Structure Limitations

Lot Size in Acres	All districts except AG, CNR and MH
<u>1.00 or less</u>	<u>1,200 square feet of floor area</u>

1.01 to 1.99 or less	1,200 <u>1,500</u> square feet <u>of floor area</u>
2.00 to 4.99	1,800 <u>2,000</u> square feet <u>of floor area</u>
5.00 to 9.99	2,400 <u>2,800</u> square feet <u>of floor area</u>
10.00 or greater	3,600 <u>4,200</u> square feet <u>of floor area</u>

1. Ground mounted solar panels are exempt from Table 107-94(b)(2) size limitations.

b. In agricultural, CNR and residential zoning districts, and for agricultural and residential uses in the VM Village Mixed-Use District:

1. Maintain corner side yard requirements.
2. Maintain ten feet to any side lot line when the accessory structure is located beside the principal structure; when located behind the principal structure the setback may be reduced to no less than three feet from any side or rear lot line with any overhang not closer than one foot from the lot line.
3. Detached accessory structures may be allowed to the front of the principal structure provided the detached accessory structure maintains the front yard, side yard and corner side yard setbacks for the zoning district where the structure is located. An accessory structure shall be considered to be located in front of the principal structure if any portion of the exterior wall of the accessory structure is closer to the front lot line than the exterior wall of the principal structure.

c. In residential zoning districts, and for agricultural and residential uses in the VM Village Mixed-Use District:

1. On parcels smaller than ~~three~~ one acres in area, no more than one accessory structure may be located in front of the principal structure. Such accessory structure shall not exceed ~~720~~ 864 square feet in size of floor area. This restriction shall not apply to ground mounted solar panels and arrays.

ed. In all other districts. Detached accessory buildings located in any zoning district except residential or agricultural, shall meet all the requirements of this chapter which apply to principal structures in such zoning district.

5. Article VI Specific Development Standards, Section 107-112 Standards for agricultural uses, Subsection (a) Horses and non-commercial livestock on lots in VR, VM, RR or USR zoning districts

(a) ~~Agriculture, h~~Horses and other non-commercial livestock on lots in VR, VM, RR or USR zoning districts. On parcels with zoning classifications of VR Village Residential District, VM Village Mixed District, RR1, RR2 or RR3 Rural Residential Districts, or USR Urban Services Residential District, the following standards shall apply to the keeping of horses and other non-commercial livestock:

- (1) Number of animals per lot. Horses and Non-commercial livestock are limited to the maximum animal densities as shown in Table 107-112 below. Density ratios shall not exceed the limits of any single category or any combination thereof. Waste disposal shall comply with state waste

disposal requirements. ~~Further, no nuisance conditions shall be created for neighboring land uses.~~

- (2) *Juvenile animals.* The number of juvenile animals less than six months of age is not limited provided they are offspring to the allowed adult animals.

Table 107-112 Maximum animal densities in VR, VM, RR or USR districts

Size and Type of Animals	VR , RR1/RR2/RR3 District	<u>VR, VM, USR</u> and USR-MF District
Large animals: horses, cattle, llamas, elk, deer, and other similar animals	One per acre	One per acre only on lots of three acres or larger
Intermediate animals: sheep, swine, goats, <u>geese, turkeys, pea fowl</u> , and other similar animals	Three per acre	Three per acre only on lots of three acres or larger and excluding swine
<u>Small animals: domestic fowl, rabbits, chinchillas, and other similar size animals</u>	<u>Twelve (12) per acre. For parcels less than one (1) acre in size, no more than twelve total</u>	<u>Twelve (12) per acre. For parcels less than one (1) acre in size, no more than twelve total</u>

6. Article VI Specific Development Standards, Section 107-115, Standards for retail, service and commercial uses, Subsection (z) Commercial uses, all types

- (z) *Commercial uses, all use types.* All commercial uses listed in Table 107-147-1 shall meet the following standards:
 - (1) *Major site plan required.* A major site plan shall be submitted and reviewed prior to the approval of any commercial use.
 - (2) *Street access.* The site shall have access to a hard surfaced road of sufficient capacity to accommodate the traffic that the use will generate, with continuous hard surfaced connection to a county arterial, or state or federal highway.
 - (3) *Access.* Vehicular access points shall create a minimum of conflict with through traffic movement.
 - (4) *Parking.* Parking and loading shall meet the standards in section 107-93(e).

- (5) ~~Size limited, VM Village Mixed-Use District.~~ In the VM Village Mixed-Use District, commercial uses shall be limited to a maximum floor area of 10,000 square feet, unless otherwise specified below, and outdoor storage area shall not exceed 5,000 square feet in size and shall be screened from adjacent residences and public roads by a solid fence six feet in height.
- (6) *Buffers.* Buffers shall be installed meeting the standards in section 107-93(d) or section 107-136(f)(4), depending on the applicable zoning district.
- (7) *Lighting.* Any lighting used for outdoor illumination on a commercial property shall be installed to deflect light away from adjoining property and public streets. The sources of light shall be hooded or controlled so light does not shine upward nor light adjoining property.

7. Article VI Specific Development Standards, Section 107-115, Standards for retail, service and commercial uses, Buffers

All uses, except Vehicle Services, in Section 107-115 containing a provision regarding “Buffers” is amended as follows:

Buffers. Buffers shall be installed meeting the standards in section 107-93(d) or section 107-136(f)(4), depending on the applicable zoning district.

8. Article VII Zoning Classifications, Density, Dimensional Standards and Allowed Uses, Table 107-147-1 Use Table

Table 107-147-1 Use Table

Retail, Service and Commercial Uses		STD	AG	RR 1/2/3	VR	VM	USR	USR- MF	HC	GC	I	CNR	MH
Business and Household Services	Building maintenance or cleaning services	107-115(j)				C			P	P	P		
	Contractor's yard or outdoor storage					C			C	C	P		
	Copying, printing, mailing and packaging services					P			P	P	P		
	Lawn, garden and yard maintenance services	107-115(k)	C			C			C	P	P		
	Small appliance and household equipment repair					P			P	P	P		
	Well-drilling or septic tank cleaning	107-115(l)	C			C			C	C	P		

9. Article XI Definitions, Section 107-180 Definitions

Domestic fowl means and includes ducks, quail, pheasants, and female chickens (excludes roosters). Geese, turkeys, and pea fowl are not considered domestic fowl for the purposes of this ordinance.

Floor area means the sum of the gross horizontal areas of ~~several~~ one or more floors of a building or structure from the exterior face of exterior walls. Floor area shall also include all overhangs more than 2' from the exterior walls as measured horizontally from the exterior of the wall face. For rooms with sloped ceilings, the area having a ceiling height of less than 5 feet shall not count towards the total floor area.

Livestock means and includes, but ~~shall~~ not be limited to, animals or domestic fowl which are being produced primarily for sale or use as food or food products, such as: cattle, pigs, sheep, goats, poultry, birds, fish, horses, donkeys, mules, and farm deer as defined in I.C.A. ~~§ 481A.1~~ Iowa Code.

Prepared by Jessie Black
Linn County Planning & Development
935 2nd Street S.W., Cedar Rapids, Iowa 52404-2100
(319) 892-5130
Return to Becky Shoop, Auditor's Office

LINN COUNTY ORDINANCE No. - - 2021

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LINN COUNTY, IOWA BY REZONING AND CHANGING THE DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 111 ROSEDALE RD, IOWA FROM THE "AG" AGRICULTURAL DISTRICT TO THE "RR2" RURAL RESIDENTIAL 2 ACRE DISTRICT

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, as follows:

SECTION 1. ZONING DISTRICT CHANGED. The zoning of property located at 111 ROSEDALE RD, Iowa legally described as:

Commencing at the Northeast Corner of Section 18, Township 83 North, Range 6 West, of the Fifth Principal Meridian, Linn County, Iowa; Thence S89°11'13"E, along the North Line of the Northeast Quarter of said Section 18, a distance of 40.01 feet, to its intersection with the Northerly Projection of the East Line of Lot 1 of Auditor's Plat No. 504, in accordance with the Plat thereof Recorded in Book 1863 at Page 386 of the Records of the Linn County Recorder's Office; Thence S00°14'27"E, along said Northerly Projection, 70.59 feet, to its intersection with the South Line of Acquisition Parcel No. 4, in accordance with the Plat thereof Recorded in Book 2087 at Page 688 of the Records of the Linn County Recorder's Office; Thence S00°14'27"E, along the East Line of said Lot 1, a distance of 432.45 feet; Thence Southeasterly, 498.97 feet, along said East Line on a 758.11 foot radius curve, concave Northeasterly, whose 490.01 foot chord bears S19°05'46"E; Thence S73°51'41"W, along said East Line, 123.07 feet; Thence S00°14'27"E, along said East Line, 156.57 feet, to the Southeast Corner thereof; Thence S89°20'16"E, along the South Line of said Lot 1, a distance of 529.67 feet; Thence N00°16'36"W, along said South Line, 497.12 feet; Thence N89°17'36"W, along said South Line, 728.90 feet, to the Southwest Corner thereof; Thence N00°21'12"W, along the West Line of said Lot 1, a distance of 553.15 feet, to its intersection with the South Line of said Acquisition Parcel No. 4; Thence N79°52'56"E, along said South Line, 172.49 feet; Thence N89°58'03"E, along said South Line, 399.31 feet; Thence S87°09'48"E, along said South Line, 200.59 feet; Thence N89°57'42"E, along said South Line, 450.26 feet, to the Point of Beginning. Said Tract of Land contains 22.71 Acres, and is subject to easements and restrictions of record is hereby changed from the "AG" Agricultural District to the "RR2" Rural Residential District.

SECTION 2. ZONING MAP AMENDED. The Planning and Development Director, or his/her designee, is instructed to modify the Official Zoning Map of Linn County, Iowa to reflect the district classification change described in Section 1.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 4. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 4th day of January, 2021

Second consideration on the 6th day of January, 2021

Third and final passage on the 27th day of January, 2021.

Published in the Gazette on the ____ day of _____, 2021.

LINN COUNTY BOARD OF SUPERVISORS

Chairperson

Supervisor

Supervisor

ATTEST:

Joel D. Miller, Linn County Auditor

STATE OF IOWA)
)SS
COUNTY OF LINN)

I, _____, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on _____, 2021 and published as provided by law on _____, 2021.

Linn County Auditor

Subscribed and sworn to me this _____ day of _____, 2021.

Notary Public, State of Iowa