
Prepared by and to be returned to: CHARLIE NICHOLS, Linn County Planning & Development
935 2nd Street S.W., Cedar Rapids, Iowa 52404-2100 (319) 892-5130

RESOLUTION APPROVING A TEMPORARY USE

RESOLUTION # 2019-10-137

WHEREAS, Scott & Pia Ervin, owners; Case JTU19-0009, have requested the Linn County Board of Supervisors' permission to operate a wedding, fundraising, and live music venue located at 382 Sutliff Road, Lisbon, Iowa.

WHEREAS, said temporary use request and attachments thereto have been examined by the Linn County Board of Supervisors and approval of the request is subject to the following conditions:

WHEREAS, the Board of Supervisors makes the following Findings of Facts:

1. The outdoor events will be held on Saturdays and Sundays, from October 11th through November 1, 2019, at 382 Sutliff Road, Lisbon, IA.
2. The events will be held from 12:00 p.m. until 12:00 a.m., which includes time for set-up and tear-down.
3. The event will host approximately 225 people at each event.
4. The applicant will provide restroom facilities in the existing buildings on the property.
5. Appropriate licensing, permits and insurance are required by various departments.
6. The property is currently zoned AG (Agricultural), containing 30 acres, with approximately 3.5 acres to be used for events.
7. The subject parcel has a Rural Land Use Map designation of AA (Agricultural Area).
8. Estimated number of vehicles for each event is 50 to 100.
9. Parking for all vehicles will be provided on site.

AND WHEREAS, the Linn County Technical Review Committee has examined the application and all conditions of approval are listed as part of this Resolution;

AND WHEREAS, the temporary use application has been examined by the Linn County Board of Supervisors at a public meeting on October 7th, 2019, all interested persons having been heard;

WHEREAS, said temporary use request and attachments thereto have been examined by the Linn County Board of Supervisors and approval of the request is subject to the following conditions:

LINN COUNTY PLANNING & DEVELOPMENT – Zoning Division

1. The Temporary Use may be reviewed at any time during the duration of the permit to ensure that all conditions have been or are being met.

2. \$1,000,000 insurance coverage is provided for the event dates.
3. Electrified music shall not be played past 10 p.m.
4. Parking of all vehicles will be provided on site in accordance with the approved site plan.
5. No more than 99 people shall occupy the tasting room building at any one time. Signage shall be posted on the building stating the maximum occupancy.
6. Signage shall conform to Article V, Section 107-94, subsection (j). Temporary off site signs may be allowed, provided that:
 - a. No sign is placed on public property, or within a road right-of-way.
 - b. Sign size shall not exceed 16 sq. ft., or 6' in width, nor 5' in height.
 - c. All temporary signs are required to be removed on the day following the final event date.
7. The owner and petitioner shall sign an "Acceptance of Conditions" form which provides assurance that all conditions will be met prior to the Board of Supervisors Resolution of Approval, and specifically agrees to hold Linn County harmless from any and all damages or claims for damages that might arise or accrue by reason of approval of the Temporary Use permit by the Linn County Board of Supervisors. Further, by signing the "Acceptance of Conditions" form, the petitioner shall agree to allow employees of the County reasonable access to the property for inspection and for submission of documents to verify any additional information.

LINN COUNTY PLANNING & DEVELOPMENT – Building Division

1. All electrical wiring shall be in compliance with the National Electrical Code.
2. Install an accessible route to required accessible parking spaces.
3. Four accessible parking spaces shall be designated and installed per according to section 1106 of the 2018 International Building code.
4. Additional temporary restroom facilities shall be provided for outdoor events to meet requirements of section 2902 of the 2018 International Building Code.
5. Additional exits shall be installed as submitted in building permit PB19-0345
6. Fire Extinguishers shall be installed per section 906 of the 2018 International Building Code.
7. Illuminated Exit signs and emergency lighting shall be installed per sections 1013 and 1008 of the 2018 International Building Code.
8. All required permits shall be obtained from the Linn County Building Division.

LINN COUNTY ENGINEERING DEPARTMENT

1. Access to be in compliance with Linn County Secondary Road Department current standards prior event.
2. Traffic control is to be provided by the property owner during operation. Traffic shall be maintained on Sutliff Road at all times.

3. No parking is allowed on Sutliff Road.

IOWA DEPARTMENT OF TRANSPORTATION

1. No conditions to be met.

LINN COUNTY HEALTH DEPARTMENT

1. Contact Linn County Public Health (892-6000) if selling food at the events.
2. Continuously maintain all requirements of the Health Department throughout the events.
3. Portable toilets are required, and hand washing stations are strongly recommended.
4. Recommend hand washing facilities for toilet area and the food prep areas.

LINN COUNTY SHERIFF'S OFFICE

1. An after hours call list shall be supplied to the Linn County Sheriffs Office for emergency situations.
2. If a traffic problem would occur, contact shall be made to the Linn County Sheriffs Office to help alleviate the problem.
3. Traffic control is to be provided by the applicant during operation. Traffic shall be maintained on Sutliff Road at all times.

LINN COUNTY EMERGENCY MANAGEMENT

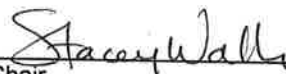
1. A tone alert weather radio is required to be available on site and in use at any time the public is using the facility.
2. The applicant shall submit a Severe Weather Plan for approval by the Linn Co. Emergency Management Agency.


WHEREAS, failure to submit and/or comply with any of the conditions in a timely manner will revoke this Temporary Use Permit.

NOW, THEREFORE, BE IT RESOLVED, by the Linn County Board of Supervisors that said temporary use is hereby approved.

Passed and approved this 9th day of October, 2019.

Linn County Board of Supervisors


Chair

Vice Chair

Supervisor

Aye: 2

Nay: 0

Abstain: 0

Absent: 1

Attest:

Joel Miller by Rebecca Shoop, Deputy
Joel Miller, Linn County Auditor

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:

2 Aye 0 Nay 0 Abstain and 1 Absent from voting.

Joel Miller by Rebecca Shoop, Deputy
Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, on this ^{9th} ~~10th~~ day of October, 2019.

Amanda Hoy
Notary Public State of Iowa

