

LINN COUNTY RESOLUTION # 2018-9-139

A RESOLUTION FORWARDING AN ADOPTED RECOMMENDATION TO THE IOWA DEPARTMENT OF NATURAL RESOURCES

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

WHEREAS, the Patricia A. Webster Living Trust has submitted to the Linn County Board of Supervisors an application for a construction permit to expand an existing confinement animal feeding operation located at 5558 Alice Road in the NE ¼ of the NE ¼ and the SE¼ of the NE¼ of Section 18-86-7;

AND WHEREAS, the Board of Supervisors held a public hearing on September 17, 2018 to review the application, public notice of which was published on September 11, 2018;

AND WHEREAS, the purpose of the public hearing is to receive public comments regarding the application, including but not limited to all of the following:

- (1) The existence of an object or location not included in the application that benefits from a separation distance requirement as provided in section 459.202 or 459.204 or 459.310 of the Code of Iowa;
- (2) The suitability of soils and the hydrology of the site where construction of a confinement feeding operation structure is proposed;
- (3) The availability of land for the application of manure originating from the confinement feeding operation;
- (4) Whether the construction of a proposed confinement feeding operation structure will impede drainage through established tile lines, laterals, or other improvements which are constructed to facilitate the drainage of land not owned by the person applying for the construction permit.

AND WHEREAS, the Board finds the following:

- (1) The minimum Master Matrix scores appear to have been achieved;
- (2) There do not appear to be any "objects or locations" not identified in the application that would benefit from the separation requirements;
- (3) The location of the proposed facility appears to be in an area with adequate load bearing capacity of soils;
- (4) There appears to be adequate land under easement for the application of manure, and;
- (5) There are no apparent county drain tile lines in the area of the proposed confinement feeding operation structures.

NOW, THEREFORE, BE IT RESOLVED by the Linn County Board of Supervisors that the Board recommends to the Department of Natural Resources approval of the proposed application based on the above findings.

Passed and approved this 24th day of September, 2018.

Voting AYE:

Harris, Rogers, Hansen, Webster & Olson

Voting NAY:

none

Abstain:

none

Absent:

none

LINN COUNTY BOARD OF SUPERVISORS

John Harris
Chairperson

9/24/18
Date

ATTEST

Joel Miller
Joel Miller, Linn County Auditor

Rhonda Sharp
Deputy