


Recorder Use Only



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VERONICA A RARDIN, COUNTY RECORDER
 BOONE IOWA

Ret- Auditor's Office
**BOARD OF SUPERVISOR
 BOONE COUNTY, IOWA**

ORDINANCE No. 109

**ORDINANCE TO RESCIND SECTION 4.13 CO CONSERVATION OVERLAY FROM THE
 BOONE COUNTY ZONING ORDINANCE NO. 88, ADOPTED JULY 1, 2008**

WHEREAS, at certain times it is necessary to amend the text component and official map component of the Boone County Zoning Ordinance when addressing issues of growth, farmland preservation, conservation, and desires of the property owner and citizens.

WHEREAS, Iowa Chapter 335 County Zoning, Section 335.6 Procedure – Hearing – Notice states that regulation, restriction, or boundary shall *not* become effective until after a public hearing, at which parties in interest and citizens shall have an opportunity to be heard.

WHEREAS, the Board of Supervisors shall *not* hold its public hearings or take action until it has received the Final Report from the Planning and Zoning Commission per Chapter 335 County Zoning, Section 335.8 Commission appointed-powers and duties.

WHEREAS, the Planning and Zoning Commission did, with due diligence, hold a public hearing on Monday, February 28, 2011 to consider Petition 30 November 2010 to have Section 4.13 CO Conservation Overlay District rescinded/removed from Zoning Ordinance No. 88, passed and adopted July 1, 2008.

WHEREAS, the Final Report to the Boone County Board of Supervisors recommending that Section 4.13 CO Conservation Overlay be rescinded/removed was submitted by Chairman of the Boone County Zoning Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BOONE COUNTY, IOWA AS FOLLOWS:

SECTION ONE:

That the Boone County Board of Supervisors shall and it does hereby rescind Section 4.13 CO Conservation Overlay from Boone County Zoning Ordinance No. 88, passed and adopted July 1, 2008.

SECTION TWO: That this amendment shall be in full force and effect from and after its passage and approval in the manner provided by law.

ACTION UPON FIRST READING

DATE: March 23, 2011

Moved by: Lusher

Seconded

by: Duffy

Discussion:

AYES (A), NAYES (N), ABSENT (X):

Bill Lusher Steve Duffy Tom Foster

ACTION UPON SECOND READING

DATE: March 30, 2011

Moved by: Duffy

Seconded

by: Lusher

Discussion:

AYES (A), NAYES (N), ABSENT (X):

Bill Lusher Steve Duffy Tom Foster

ACTION ON WAIVING FINAL READING AND APPROVE ADOPTION

DATE: March 30, 2011

Moved by: Lusher

Seconded

by: Duffy

Discussion:

AYES (A), NAYES (N), ABSENT (X):

Bill Lusher Steve Duffy Tom Foster

Thomas S. Foster
Chairman
Boone County Board of Supervisors

March 30, 2011
Date

Philippe E. Meier

March 30, 2011
Date

ATTEST:
Philippe E. Meier, County Auditor

