

Recorder Use Only



Document 121118

Book 2012 Page 1118 Type 04 099 Pages 3
 Date 3/13/2012 Time 8:59 AM
 Rec Amt \$.00

VERONICA A RARDIN, COUNTY RECORDER
 BOONE IOWA

Ret-Boone Co Auditor

**BOARD OF SUPERVISOR
 BOONE COUNTY, IOWA**

ORDINANCE NO. 113

ORDINANCE AMENDING THE OFFICIAL BOONE COUNTY ZONING MAP

LEGAL DESCRIPTION – PARCEL G

A PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 83 NORTH, RANGE 26 WEST OF THE 5TH P.M., BOONE COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER; THENCE S01°12'54"E, 328.00 FEET ALONG THE EAST LINE OF SAID SECTION 8; THENCE S88°58'50"W, 232.24 FEET; THENCE N01°01'10"W, 328.00 FEET; THENCE N88°58'50"E, 231.12 FEET TO THE POINT OF BEGINNING CONTAINING 1.74 ACRES, PUBLIC RIGHT OF WAY.

WHEREAS, Harold W. Shearer, Property Owner, and Franklin J. Feilmeyer, Legally Designated Agent of Harold W. Shearer, have applied for the re-zoning of Parcel G located in the SE ¼ NE ¼ of Sec 8-83-26 from A-1 (Agricultural Conservation District) to R-1 (Rural Estates Residential District) in order to accommodate a future residential dwelling site.

WHEREAS, at certain times it is necessary to amend the Boone County Official Zoning map and/or the text component which makes up the Boone County Zoning Ordinance. Map amendments become necessary to support and manage land use development as identified in the Boone County Comprehensive Development Plan Future Land Use Map.

WHEREAS, The Director of Planning and Development forwarded a recommendation for approval to the Boone County Zoning Commission. The Zoning Commission held a public hearing on **Monday, January 30, 2012** in accordance with Iowa Code and has forwarded a letter of recommendation of approval to the Boone County Board of Supervisors for the rezoning of the property noted hereinabove. The Zoning Commission, with a unanimous vote, recommends approval of the petition by the Board of Supervisors with no conditions.

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

SECTION ONE: That Boone County shall, and it does hereby, approve an amendment to the Official Zoning Map that the property (See Exhibit A) be rezoned from A-1 Agricultural Conservation District to R-1 Rural Estates Residential District

* As recorded in the Boone County Recorder's Office.

SECTION TWO: Approval with the following conditions:

- 1. None

SECTION THREE: 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: February 22, 2012

Moved by: Lusher

Seconded by: Foster

Discussion:

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

Steve Duffy A Bill Lusher A Tom Foster A

ACTION UPON SECOND READING

DATE: February 29, 2012

Moved by: Lusher

Seconded by: Foster

Discussion: The second reading was held and due to lack of opposition the Board approved the second reading and waived the third hearing and adopted Ordinance 113.

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

Steve Duffy A Bill Lusher A Tom Foster A

ACTION UPON FINAL READING

DATE: NOT HELD – Waived third reading. Adopted 2-29-2012

Moved by: _____

Seconded by: _____

Discussion:

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

Steve Duffy Bill Lusher Tom Foster

Steve Duffy
Chairman
Boone County Board of Supervisors

3-7-2012
Date

Philippe E. Meier

2-29-2012
Date

ATTEST: by Heidi Katermiller
Philippe E. Meier, County Auditor Deputy Auditor