
Prepared by and to be returned to: CHARLIE NICHOLS, Linn County Planning & Development
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RESOLUTION APPROVING A TEMPORARY USE

RESOLUTION # 2019-8-123

WHEREAS, Cindy and Kevin Burke, owners; Iowa Natural Heritage Foundation-, petitioner, Case JPTU19-0008, has requested the Linn County Board of Supervisors' permission to operate "Iowa Natural Heritage Foundation's 40th Anniversary Celebration Event", an outdoor event, located at 3540 Weber Lane, Central City, Iowa.

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

1. The outdoor event will be held on August 28th, 2019 at 3540 Weber Lane, Central City Iowa.
2. Events will include: ticketed celebration dinner, 40' x 60' tent, and hay rides.
3. The outdoor event will be held between the hours of 3:00 PM and 10:00 PM on August 28th. The tent set-up will occur on August 27th, 2019, and tear down will occur on August 29th, 2019.
4. The event will host approximately 150 people.
5. The applicant will provide parking signs, 3 regular portable toilets.
6. Food and beer will be available. Appropriate licensing, permits and insurance are required by various departments.
7. The property is currently zoned AG (Agricultural), containing 70.76 acres, with approximately 2 acres to be used for the celebration dinner, and hay rides across the remainder.
8. The subject parcel has a Rural Land Use Map designation AA (Agricultural Area).
9. Estimated number of vehicles for the event is 75.
10. Parking for all vehicles will be provided on site. The applicant will provide 2-3 parking attendants to direct traffic, and provide security.

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 August 19th, 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. The outdoor event is approved for operation Wednesday, August 28 2019, from 3:00 p.m. – 10:00 p.m.
3. Onsite buildings will be used for the event, as well as a 40' x 60' tent.
4. Restroom facilities will be provided through the onsite buildings.
5. Estimated number of customer vehicles is 75. Parking of all vehicles will be provided on site in accordance with the approved site plan.
6. \$1,000,000 insurance coverage is provided for the event date.
7. 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.
8. 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. Platforms or structures planned for this event are required to meet building code requirements.
3. Accessible parking and access to the event site shall be provided.

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 Weber Lane at all times.
3. No parking is allowed on Weber Lane.

LINN COUNTY HEALTH DEPARTMENT

1. Contact Dustin Hinrichs at Linn County Public Health (892-6000) if selling food at the event.
2. Non-profit organizations are exempt from obtaining a Food Service Establishment (FSE) license if they sell food only one day per week. However, if an event is held on a Saturday and Sunday (two consecutive days), a FSE license is required.
3. Continuously maintain all requirements of the Health Department throughout the event.

4. Recommend following the Food Code and practicing safe food handling.
5. Require food license if preparing food for sale.
6. Portable toilets are required, and hand washing stations are strongly recommended.
7. 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 Sawyer Road 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 21st day of August, 2019.

Linn County Board of Supervisors


Chair


Vice Chair


Supervisor

Aye: 3

Nay: 0

Abstain: 0

Absent: 0

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:

3 Aye 0 Nay 0 Abstain and 0 Absent from voting.

Joel Miller by Rebecca Shoop, Deputy
Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, on this 21st day of August, 2019.

Amanda Hoy
Notary Public State of Iowa

