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Prepared by and to be returned to: Stephanie Lientz, Linn County Planning & Development  
935 2<sup>nd</sup> Street S.W., Cedar Rapids, Iowa 52404-2100 (319) 892-5130

RESOLUTION APPROVING A TEMPORARY USE

RESOLUTION # 2021-9-147

**WHEREAS**, Tom & Robin (Pavik) Brown – Brown Farms, owners; Row Crop, LLC, petitioner, Case JTU21-0012, has requested the Linn County Board of Supervisors' permission to hold the Luke Bryan Farm Tour country music concert, located at 10301 C St Rd SW, Cedar Rapids, Iowa.

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

1. The outdoor event will be held on Friday, September 10, 2021.
2. Parking areas will be open starting at 2:00 p.m., and the event will be open to the public between the hours of 5:00 p.m. and 11:00 p.m. on September 10. Set up will begin on September 9, with tear down continuing on September 11.
3. The event will host approximately 12,000 people, not including event staff.
4. The applicant will provide parking signs, regular and handicapped portable toilets, and hand washing stations.
5. Food vendors will be on site. Appropriate licensing, permits and insurance are required by various departments.
6. The number of vehicles estimated to travel to this location for the event is approximately 7,000.
7. Parking for all vehicles will be provided on site and on nearby properties as shown on the site plan for the event. The applicant will provide staff to direct traffic on site and within the designated parking area(s).
8. The subject properties include GPNs 19-26-326-002-0000, 19-26-301-001-00000, 19-26-351-001-00000, 19-26-451-001-00000, 19-26-476-001-00000, and 19-26-476-002-00000, containing 152.06 acres, with approximately 90 acres of the two parcels to be used for the temporary use activity.
9. The subject properties are located in the AG (Agricultural) zoning district.
10. The subject parcel has a Rural Land Use Map designation of AA (Agricultural).

**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 September 7, 2021, all interested persons having been heard;

**NOW THEREFORE, BE IT RESOLVED**, that the Linn County Board of Supervisors approve the application, Case JTU21-0012, 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. All building, electrical, mechanical, plumbing and zoning permits will be obtained as necessary.
3. Adhere to the operating hours indicated in the temporary use application.
4. The temporary use permit period will begin September 9, 2021 and expire no later than September 11, 2021.
5. Parking for 7,000+ vehicles as indicated on the application shall be provided.
6. Restrooms are required to be available during the hours of operation.
7. The applicant or owner shall obtain and submit proof of a liability insurance policy prior to Board of Supervisors approval.
8. The 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.
9. Temporary off site signs may be allowed, provided that:
  - a. Temporary signs shall not exceed 32 square feet in surface area or exceed 12 feet in height or eight feet in width on a lot in any zoning district. There shall be no more than five such signs for each lot street frontage, and such signs shall be removed no later than 30 days following the accomplishment of activities indicated by such sign.
  - b. Temporary signs shall not be illuminated.
  - c. Temporary signs shall not be allowed on any road, street, or highway right-of-way.

**LINN COUNTY PLANNING & DEVELOPMENT – (Building Division)**

1. An electrical permit may be obtained by a licensed electrical contractor at Linn County Planning and Development.
2. Platforms or structures planned for this event are required to meet building code requirements.

**LINN COUNTY ENGINEERING DEPARTMENT**

1. No parking on county roadways including C Street and Spanish Road
2. Applicant is responsible for coordinating with local law enforcement, who will manage traffic control.
3. Applicant is responsible for dust control on C Street and Spanish Road from the southernmost entrances for the venue to Wright Brothers Boulevard. Dust control permit is required from the Secondary Road Department.
4. Entrances used for access to the venue shall be permitted. Entrance permits to be obtained from the Secondary Road Department.
5. Work within right-of-way permit shall be obtained for any work completed in the right-of-way for the venue

**IOWA DEPARTMENT OF TRANSPORTATION**

1. No conditions to be met.

**LINN COUNTY HEALTH DEPARTMENT**

1. Linn County Public Health recommends not holding this event due to concerns over the COVID-19 pandemic spreading in the community.
2. Below is a list of the conditions should the Board of Supervisors approve the event:

- Rules sign(s) at the main event entrance(s) with rules and recommendations for the event (to include social distancing of at least 6', encouraging mask usage, encouraging good personal hygiene – covering coughs/sneezes, washing hands more frequently, etc.).
- Implement disinfection process for common touch surfaces throughout the grounds (portable toilets, sinks, tables, chairs, etc.)
- All vendors offering food or beverages must contact Linn County Public Health for requirements on temporary food licensing.

**NATURAL RESOURCE CONSERVATION SERVICE**

1. Advise no parking of catering or other heavy vehicles within 8 feet of the centerline of natural drainageways.
2. Advise applicant that the proposed stage location is located within a drainageway, which has a contributing drainage area of approximately 10 acres; locating stage slightly to the west may be beneficial.
3. Drainageway within the east parking area (along Spanish Road) is approximately 1,200 feet in length, with contributing drainage of about 100 acres. Vehicles should not be parked within 16 feet of the approximate centerline of this natural drainageway, unless provisions are made to prevent damage to the low flow area of this waterway.

**LINN COUNTY SHERIFF'S OFFICE**

1. The applicant will work with the Linn County Sheriff's Office to ensure proper security staffing is hired for the event and traffic control points will be established for before and after the event as determined by the Linn County Sheriff's Office.

**LINN COUNTY EMERGENCY MANAGEMENT**

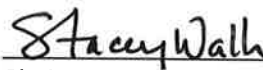
1. A tone alert weather radio is required to be on site.
2. Procedures to provide shelter for event attendees during severe weather shall be identified in a Severe Weather Plan.

**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 8<sup>th</sup> day of September, 2021.**

Linn County Board of Supervisors

  
\_\_\_\_\_

Chair

  
\_\_\_\_\_

Vice Chair

  
\_\_\_\_\_

Supervisor

Aye: **3**  
Nay: **0**  
Abstain: **0**  
Absent: **0**

Attest:

*Joel Miller by Rebecca Shoop, Deputy*  
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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 8<sup>th</sup> day of September, 2021.

*Amanda Hoy*  
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Notary Public State of Iowa

