

Prepared by and to be returned to: Mike Tertinger, 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 # 2018-8-101

WHEREAS, Karl Haible, owner; West Linn Community Group c/o Delmar Jellison, petitioner, Case JTU18-0004, has requested the Linn County Board of Supervisors' permission to operate a portion of Palo Fun Days located at 812 Iowa Ave, Palo, Iowa, located within the SW ¼ SW ¼ and the SE ¼ SW ¼ of 21-84-8.

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

1. The outdoor event will be held on August 18<sup>th</sup>, 2018 at 812 Iowa Avenue, Palo, Iowa.
2. Events will include: mud racing, beer tent, fireworks, and tents to be used as the security office and first aid station.
3. The outdoor event will be held between the hours of 6:00 AM and 12:00 AM on August 18<sup>th</sup>.
4. The event will host approximately 2000 people.
5. The applicant will provide parking signs, 10 regular and 2 handicapped portable toilets, and 2 hand washing stations in addition to the restrooms at the ball field.
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) and CNR (Critical Natural Resources), containing 38.82 acres, with approximately 21.4 acres of the two parcels to be used for the temporary use activity.
8. The subject parcel has a Rural Land Use Map designation of NMUSA (Non-Metro Service Area) and CNRA (Critical Natural Resources Area).
9. Estimated number of vehicles for the one day event is 500-1000.
10. Parking for all vehicles will be provided on site. The applicant will provide two uniformed Linn County Sheriff deputies for security throughout event location on Saturday, August 18<sup>th</sup> from 6:00 AM to 12:00 AM.

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 July 30, 2018, 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. \$1,000,000 insurance coverage is required for the events.
3. Signage shall conform to Article 107.94, § (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.
4. Restroom facilities will be provided as portable units brought to the site. Restrooms are required to be available during the hours of operation.
5. Parking of all vehicles will be provided on site in accordance with the approved site plan.
6. A minimum of 3 parking attendants shall be provided to direct on-site event parking at all times during the event.
7. The applicant will provide 2 Linn County Sheriff deputies on Saturday and parking attendants to direct traffic and provide security.

**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**

1. Access shall be from existing entrances within the city limits of Palo.
2. No parking is allowed on Blairs Ferry Road.
3. Signs shall be placed in the city limits or on private property.

**IOWA DEPARTMENT OF TRANSPORTATION**

1. No conditions to be met.

**LINN COUNTY HEALTH DEPARTMENT**

1. Contact Linn County Public Health if selling food at the event.
2. Obtain required temporary food licenses from Linn County Public Health Dept. for the sale of food.
3. Continuously maintain all requirements of the Health Department throughout the event.
4. If a private well is used, it must be tested for coliform bacteria and nitrates.

**LINN COUNTY SHERIFF'S OFFICE**

1. An after-hour's call list shall be supplied to the Linn County Sheriff's Office for emergency situations.
2. If a traffic problem would occur, contact shall be made to the Linn County Sheriff's Office to help alleviate the problem.
3. Traffic control is to be provided by the applicant during operation. Traffic shall be maintained on Blairs Ferry Road at all times.

**LINN COUNTY EMERGENCY MANAGEMENT**

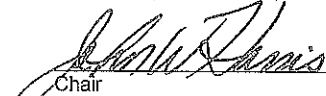
1. A tone alert weather radio is required to be available on site and in use at any time the public is using the facility.
2. The applicant shall submit a Severe Weather Plan for approval by the Linn Co. Emergency Management Agency.

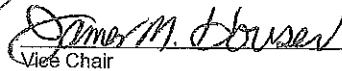
WHEREAS, failure to submit and/or comply with any of the conditions in a timely manner will revoke this Temporary Use Permit.


NOW, THEREFORE, BE IT RESOLVED, by the Linn County Board of Supervisors that said temporary use is hereby approved.

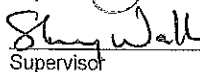
Passed and approved this 1<sup>st</sup> day of August, 2018.

Linn County Board of Supervisors

  
Chair

  
Vice Chair

  
Supervisor

  
Supervisor

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Supervisor

Aye: 4  
Nay: 0  
Abstain: 0  
Absent: 1

Attest:

Joel Miller by Rebecca Sharp, 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:

4 Aye 0 Nay 0 Abstain and 1 Absent from voting.

Joel Miller by Rebecca Sharp, Deputy  
Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, on this 1<sup>st</sup> day of August, 2018.

Amanda Hoy  
Notary Public State of Iowa

