WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM

Date:	Weekly Agenda Date:									
ELECTED OFFICIAL / DEPA WORDING FOR AGENDA IT										
ACTION REQUIRED:										
Approve Ordinance	Approve Resolution \Box	Approve Motion								
Public Hearing	Other: Informational \Box	Attachments								

EXECUTIVE SUMMARY:

BACKGROUND:

FINANCIAL IMPACT:

IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?

Yes 🛛 No 🗆

RECOMMENDATION:

ACTION REQUIRED / PROPOSED MOTION:

SOODBURY COUNTY	WOODBURY C COMMUNITY & ECONOI	A second second second second second second second
	620 DOUGLAS STREET – SI	
	Dan Priestley · Zoning Coordinator · dprie	the second s
And the second s	Dawn Norton · Sr. Clerk · dnorton	
IOWA	Telephone (712) 279-6609	Fax (712) 279-6530
ZAHNI EV EIRS	T ADDITION, MINOR SUBDIVIS	
	FINAL REPORT – 12/1/22	
APPLICATION DETAILS	PROPERTY DETAILS	TABLE OF CONTENTS
Owner(s): Phirman E. Zahnley	Parcel(s): 894227200001	Summary, Aerial & Plat Excerpt, Recommendation
Application Type: Minor Subdivision (1 Lot)	Township: T89N R42W (Union)	Application
Subdivision Name: Zahnley First Addition	Section: 27	Final Plat
Application Date: October 31, 2022	Quarter: NW ¼ of the NE ¼	Review Criteria
Subdivision Area: 2.43 Total Acres	Zoning District: Agricultural Preservation (AP)	Extraterritorial Review
Legal Notice Date: November 12, 2022	Floodplain District: Zone X (Not in SFHA)	Legal Notification
Stakeholders (1000') Letter Date: November 9, 2022	Address: 1414 Osceola Ave., Correctionville IA 51016	Adjacent Owners' Notification
Zoning Commission Public Hearing Date: November 28,		Stakeholder Comments
2022		Supporting Documentation
	SUMMARY	

Phirman E. Zahnley has filed for a one-lot minor subdivision including Parcel #894227200001 as referenced above. The purpose is to spill the house from the farm ground. This proposal has been properly noticed in the Sioux City Journal Legals Section on **November 12, 2022**. The neighbors within 1000 FT have been duly notified via a **November 9, 2022** letter about the **November 28, 2022** Zoning Commission Public Hearing. Appropriate stakeholders including government agencies, utilities, and organizations have been notified and have been requested to comment. The Woodbury County Engineer found the proposal in compliance with Iowa Code closure requirements and found that the lot has adequate access to the road system. Extraterritorial review, as required by Iowa Code 354.9, was completed by the City of Correctionville on October 10, 2022. The property is not located in the floodplain. The proposed lot contains both the well and septic system. Based on the information received and the requirements set forth in the Zoning and Subdivision Ordinance, the proposal meets the appropriate criteria for approval. It is the recommendation of staff to approve this proposal as proposed. The Woodbury County Zoning Commission voted 5-0 to recommend approval of the Zahnley First Addition to the Woodbury County Board of Supervisors as proposed.



ZONING COMMISSION AND STAFF RECOMMENDATION

The Woodbury County Zoning Commission voted 5-0 to recommend approval of the Zahnley First Addition to the Woodbury County Board of Supervisors as proposed.

Staff recommends approval of this minor subdivision proposal as it meets the requirements of the zoning and subdivision ordinance.

Minutes - Woodbury County Zoning Commission - November 28, 2022

The Zoning Commission (ZC) meeting convened on the 28th of November at 6:00 PM in the basement of the Woodbury County Courthouse. The meeting location in the Courthouse was moved from the first-floor boardroom to the basement due to limited seating in the first-floor boardroom. The meeting was also made available via teleconference.

ZC Members Present:

County Staff Present: Public Present: Christine Zellmer Zant, Tom Bride, Barb Parker, Jeff O'Tool, Corey Meister Dan Priestley

Carole Hennings, Deb Main, Axel Johnston, Britany Heath, Karen Keath, Vicki Hulse, Jana Martens, Diane Weaver, Sandi Brouwer, Stee Maxwell, Gayle Palmquist, Doyle Turner, Jim Colyer, Renee Colyer, Barb Petersen, Loren Peterson, Luke Grigg, Christine Gant, Kyle Karrer, Ron Karrer, Dennis Karrer, JoAnn Sadler, Brian Sadler, Dan Bittinger, Alan McGaffin, Terri McGaffin, Jody Wilson, Todd Grohs, Curt Grigg

Call to Order

Chair Christine Zellmer Zant formally called the meeting to order at 6:00 PM.

Public Comment on Matters Not on the Agenda

None.

Approval of Previous Meeting Minutes – October 24, 2022 Meeting

Motion by Meister second by Parker to approve the minutes of the October 24, 2022 meeting. Carried 5-0.

PUBLIC HEARING: Zahnley First Addition, Minor Subdivision Proposal

Priestley read the staff report summary into the record. Phirman E. Zahnley has filed for a one-lot minor subdivision including Parcel #894227200001 as referenced above. The purpose is to spilt the house from the farm ground. This proposal has been properly noticed in the Sioux City Journal Legals Section on November 12, 2022. The neighbors within 1000 FT have been duly notified via a November 9, 2022 letter about the November 28, 2022 Zoning Commission Public Hearing. Appropriate stakeholders including government agencies, utilities, and organizations have been notified and have been requested to comment. The Woodbury County Engineer found the proposal in compliance with iowa Code closure requirements and found that the lot has adequate access to the road system. Extraterritorial review, as required by Iowa Code 354.9, was completed by the City of Correctionville on October 10, 2022. The property is not located in the floodplain. The proposed lot contains both the well and septic system. Based on the information received and the requirements set forth in the Zoning and Subdivision Ordinance, the proposal meets the appropriate criteria for approval. It is the recommendation of staff to approve this proposal as proposed. Surveyor Axel Johnston was present on behalf of the applicant and reported that the structure to the north of the property was 22.5 FT from the north property line. Motion by O'Tool second by Bride to close the public hearing. Carried 5-0. Motion by O'Tool second by Meister to recommend approval of the Zahnley First Addition to the Woodbury County Board of Supervisors as proposed. Carried 5-0.

PUBLIC HEARING: Zoning Ordinance Text Amendment for Hazardous Liquid Pipelines

Priestley read the staff report summary into the record. On October 11, 2022, the Woodbury County Board of Supervisors unanimously approved a motion to direct staff and the Zoning Commission to initiate a review process and provide a recommendation of a Zoning Ordinance Text Amendment to the Zoning Ordinance to address the permitting of Hazardous Liquid Pipelines. There is already a process in place to address the permitting of pipelines, however, the intent is to review the current process and consider supplemental language to the ordinance that would account for specific separation distances from occupied structures due to concerns about the health and safety of residents being located in close proximity to pipelines. Priestley referenced a report prepared by staff including a review of literature that considers a series of studies as it relates to the consequences of pipeline failures including the impact to the population as well as measures local communities can employ for mitigation. The report describes the county's existing conditional use permit procedure and makes the recommendation to institute a setback of 330 FT as rooted in the Emergency Response Guidebook (2022) from residential structures or dwellings. The recommendation also includes a 50 FT setback in commercial and industrial zoning districts. It is also recommended to institute 1000 FT planning areas and consultation zones to foster collaboration among landowners, pipeline operators, government officials, and other stakeholders. Priestley stated other counties in lowa such as Shelby County and Story County have passed ordinances for the regulation of hazardous liquid pipelines including the establishment of separation distances. On Monday, November 14, 2022, a federal court case was filed in the United States District Court for the Southern District of lowa Central Division between William Couser and Summit Carbon solutions, LLC (Plaintiffs) v. Story County, lowa: Story County Board of Supervisors...The case considers questi Carole Hennings, 1970 Garner Avenue, Moville, IA; Deborah Main, 1026 Charles Avenue, Sioux City, IA; Alan McGaffin 1122 S. Paxton, St., Sioux City, IA; Gayle Palmquist, 1848 130th St., Lawton, IA; Jana Martens, 2678 110th St., Moville, IA; Karen Heath, 4809 Oxford Drive, Sioux City, IA; Jim Collyer, 1650 Old Hwy 141, Sergeant Bluff, IA; Viki Hulse, 2700 100th Street, Moville, IA; Stee Maxwell, 248 Pearl St. S, Moville, IA; Doyle Turner, 2738 200th St., Moville, IA; Dan Bittinger, 2901 Sunset Circle, Sioux City, IA; Jody Wilson, 1449 Charles, Avenue, Lawton, IA; Todd Grohs, 1661 180th St., Sioux City, IA; Curt Grigg, 1261 Delaware Ave., Lawton, IA addressed the board with concerns regarding the placement of hazardous liquid pipelines and the ordinance proposal.

Motion by Bride second by Meister to receive documents from Deborah Main. Carried 5-0. Copy filed.



Motion by Meister second by O'Tool to receive documents from Gayle Palmquist. Carried 5-0. Copy filed.

Motion by Parker second by Bride to close the public hearing. Carried 5-0.

In consideration of the proposed draft zoning ordinance text amendment, members of the Commission discussed the proposal including the proposed setbacks while taking questions and clarifying information for the public during the executive session. The consequences of the proposed setbacks were referenced including the potential establishment of reverse setbacks thereby establishing a class of legal nonconforming structures along pipeline corridors. The conditional use permit process currently on the books, including the criteria used by the Zoning Commission and Board of Adjustment to make a determination were discussed and shared including the ability to institute conditions as part of the permit application approval. The current criteria was referenced as reviewing applications based on the situation and relevant circumstances as they relate to the ordinance criteria. The options for moving forward with a recommendation were discussed.

Motion by Bride second by Parker to stay with the existing process with the Conditional Use Permit instead of going with the draft amendment ordinance proposal. Carried 5-0.

Meister stated he would like more time to review the case. Priestley responded that the motion passed is sticking with the current process but some questions rooted in the criteria could be formulated to assist with the Conditional Use process.

Bride indicated that he remains open to further guidance from the Board of Supervisors including any language/questions to assist the Zoning Commission and Board of Adjustment in analyzing the Conditional Use Permit criteria in the Zoning Ordinance.

Priestley indicated that the Board of Supervisors, even with the rejection of this draft ordinance amendment by the Zoning Commission, have the ability to consider this ordinance language or adjustments to it. The Board also has the ability to direct the Zoning Commission to look into the issue further.

Priestley stated that this will be brought up as an information item at tomorrow night's Board of Supervisor meeting (11/29/22).

Information / Discussion: Application process for positions on the Board of Adjustment and Zoning Commission Priestley discussed the application process for membership on the Zoning Commission and Board of Adjustment. Applications are due in the Board of Supervisors office before December 15, 2022. The Board of Supervisors make appointments to both boards.

Public Comment on Matters Not on the Agenda None

Commissioner Comment of Inquiry None

Staff Update

The Zoning Commission recommendation on a hazardous liquid pipelines zoning ordinance amendment will be brought to the Board of Supervisors as an information item tomorrow, Tuesday, November 29 to update the Supervisors about tonight's proceedings.

Adjourn

Motion by Meister second by O'Tool to adjourn the meeting. Carried 5-0. Meeting ended at 8:42 PM CST.

ZONING COMMISSION FINAL PLAT RESOLUTION - COPY

RESOLUTION AND CERTIFICATE OF THE WOODBURY COUNTY ZONING COMMISSION OF WOODBURY COUNTY, IOWA

I, CHRIS ZELLMER ZANT, DO HEREBY CERTIFY THAT I AM THE CHAIRMAN OF THE WOODBURY COUNTY ZONING COMMISSION OF WOODBURY COUNTY, IOWA, AND DO FURTHER CERTIFY THAT SAID COMMISSION HAS HERETOFORE TAKEN UNDER ADVISEMENT THE PLAT OF "ZAHNLEY FIRST ADDITION", WOODBURY COUNTY, IOWA, AND THAT SAID WOODBURY COUNTY ZONING COMMISSION OF WOODBURY COUNTY, IOWA DID ON THE Z ST DAY OF 1000, 2022 APPROVE THE SAME AND DOES FURTHER HEREBY RECOMMEND TO THE WOODBURY COUNTY BOARD OF SUPERVISORS, WOODBURY COUNTY, IOWA, THE ACCEPTANCE AND APPROVAL OF SAID PLAT.

(ll g t 10 CHRIS ZELLMER ZANT

CHAIRMAN OF THE WOODBURY COUNTY ZONING COMMISSION WOODBURY COUNTY, IOWA

	DECEIVE
Applicant: Phirm	WOODBURY COUNTY, IOWA MINOR SUBDIVISION APPLICATION Zabrical
	Name of Owner
Mailing Address: 4	14 OS CEDIA Ave, Correction ville, TA 51016 City or Town State and Zip + 4
Property Address:	t City or Town State and Zip + 4
Ph/Cell #: <u>712-870</u>	-4245 E-mail Address: N/A
To subdivide land loca	ted in the <u>NINNE</u> Quarter of Section 27
Civil Township 80	7 North - 42 West GIS Parcel # 894227200001 Union
	Zahnley First Addition
Subdivision Area in Ac	cres
Attachments:	
1. Eight (8) copie	s of grading plans; if required.
2. Eight (8) copie	s of final plats (Complete per Section 4.01 of the Subdivision Ordinance).
3. An attorney's o	opinion of the abstract.
a. Legal b. Plat sh c. A list c proper	stractor's certificate to include: description of proposed subdivision. owing clearly the boundaries of the subdivision. of names, mailing addresses (including the ZIP + 4), and legal descriptions of all ty owners within 1000'.
Attorney:	Ph/Cell: 712-225-2514
I hereby grant permissi conduct on-site inspect	on to the Woodbury County Zoning Staff and elected or appointed officials to ions. Owner's Signature:
For Office Use Only:	Zoning Director:
Zoning District AP	Flood District X Date 10/31/20 No. 6820
Application Fee	4 Lots or less (\$300*+ Additional Fees)
	5 Lots or more (\$300* plus \$5 per lot + Additional Fees)

*Owner(s)/applicant(s) shall pay the additional costs associated with the processing, printing, and the mailing of notifications of the public hearings when the number of mailings required exceeds 30. The owner(s)/applicant(s) shall pay the additional costs of the legal publication notice(s) in newspaper(s) when the fees exceed \$100.00.



PROJECT MAP	INDEX LEGEND	
21 22 22 23 PROJECT LOCATION 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 27 26 26 26 26 26 26 26 26 26 26	Location: Section: 27-89-42 - NW1/4 NE1/4 Requestor: Phirman E. Zahnley Proprietor: Phirman E. Zahnley and Linda K. Zahnley Surveyor: David L. Wilberding, P.L.S. #10315 Surveyor Company: Beck Engineering, Inc. 110 East Indian Street, Cherokee, Iowa 51012 Return To: info@beck-engineering.net - (712)-225-9025	
20 33 20 34 34 35 35 35 35 35 35 35 35 35 35 35 35 35	LOCATION MAP GRAPHIC SCALE 0 75 150 (1" = 150') N BEI PROJECT #: S22233 SURVEY DATE: SEP 2022 BY JB CL OSEST CITY: CITY OF CORRECTIONVILLE (1.4 MILES)	BECK ENGINEERING, INC.

SURVEYOR'S DESCRIPTION:

Being a part of the Northwest Quarter of the Northeast Quarter of Section 27, Township 89 North, Range 42 West of the 5th P.M., Woodbury County, Iowa, more particularly described as follows:

COMMENCING at the North Quarter Corner of said Section 27; thence South 01°29'24" West on the West line of said Northeast Quarter, a distance of 245.80 feet to the POINT OF BEGINNING; thence continuing South 01°29'24" West on said West line, a distance of 301.55 feet to the Southwest Corner of a Parcel of Land described in Warranty Deed filed in Roll 174, Image 1580, located at the Woodbury County Recorder's Office; thence North 88°54'19" East on the South line of said Parcel of Land, a distance of 360.37 feet; thence North 01°29'24" East, a distance of 287.52 feet; thence North 88°51'48" West, a distance of 360.01 feet to the POINT OF BEGINNING, contains a total of 2.43 Acres, inclusive of a Public Roadway Easement of 0.27 Acres. Subject to any and all other Easements be they of Record or not.

For this Survey the West line of the NE1/4 of said Section 27 is assumed to bear South 01°29'24" West (Iowa Regional Coordinate System Zone 4 Sioux City-Iowa Falls).

ZONING DISTRICT DIMENSIONAL STANDARDS:

Current & Proposed Zoning: AP Minimum Lot Area: 2 acres Minimum Lot Width: 200 ft Front Yard Setback: 100 ft Side Yard Setback: 20 ft --Accessory Structures:10 ft Rear Yard Setback: 50 ft --Accessory Structures:10 ft Maximum Height: 45 ft --Accessory Structures:45 ft

RESOLUTION AND CERTIFICATE OF THE WOODBURY COUNTY ZONING COMMISSION OF WOODBURY COUNTY, IOWA

, 2022.

I, CHRIS ZELLMER ZANT, DO HEREBY CERTIFY THAT I AM THE CHAIRMAN OF THE WOODBURY COUNTY ZONING COMMISSION OF WOODBURY COUNTY, IOWA, AND DO FURTHER CERTIFY THAT SAID COMMISSION HAS HERETOFORE TAKEN UNDER ADVISEMENT THE PLAT OF "ZAHNLEY FIRST ADDITION" WOODBURY COUNTY, IOWA, AND THAT SAID WOODBURY COUNTY ZONING COMMISSION OF WOODBURY COUNTY, IOWA DID ON THE , 2022 APPROVE THE SAME AND DOES FURTHER HEREBY RECOMMEND TO THE WOODBURY COUNTY BOARD OF DAY OF SUPERVISORS, WOODBURY COUNTY, IOWA, THE ACCEPTANCE AND APPROVAL OF SAID PLAT.

CHRIS ZELLMER ZANT CHAIRMAN OF THE WOODBURY COUNTY ZONING COMMISSION WOODBURY COUNTY, IOWA

AUDITOR AN	D RECORDER CERTIFICATE OF RECORDING
CERTIFICATE OF RECOR	RDING

STATE OF IOWA :SS COUNTY OF WOODBURY :

DATED

DATED

PATRICK F. GILL

DOCKET NO: _ FILED FOR RECORD, THIS DAY OF , 2022 AT O'CLOCK RECORDED IN PLAT ENVELOPE INDEXED AND DELIVERED TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA.

, 2022.

PATRICK F. GILL AUDITOR AND RECORDER WOODBURY COUNTY, IOWA BY: DIANE SWOBODA PETERSON, DEPUTY

AUDITOR'S APPROVAL OF SUBDIVISION NAME OR TITLE

THE COUNTY AUDITOR HEREBY ACCEPTS AND APPROVES THE NAME OF "ZAHNLEY FIRST ADDITION", WOODBURY COUNTY, IOWA, FOR USE IN WOODBURY COUNTY, IOWA, AS REQUIRED BY IOWA CODE SECTION 354.6(2).

2022

, 2022, A COPY OF THIS PLAT WAS FILED IN THE

AUDITOR WOODBURY COUNTY, IOWA BY: DIANE SWOBODA PETERSON, DEPUTY

TREASURER'S CERTIFICATE OF TAXES AND SPECIAL ASSESSMENTS

I, TINA BERTRAND, TREASURER OF WOODBURY COUNTY, IOWA, DO HEREBY CERTIFY THAT THE LAND DESCRIBED IN THE ATTACHED AND FOREGOING SURVEYOR'S CERTIFICATE IS FREE FROM CERTIFIED TAXES AND CERTIFIED SPECIAL ASSESSMENTS.

DATED

. 2022

TINA BERTRAND TREASURER WOODBURY COUNTY, IOWA

RESOLUTION NUMBER 2022-39

Resolution accepting and approving the Final Plat of Zahnley First Addition to Woodbury County, Iowa.

COUNCILPERSON Petty moved for the adoption of the following resolution:

Whereas, the Planning and Zoning Commission and the City Council of the City of Correctionville, Iowa have reviewed the Final Plat of Zahnley First Addition to Woodbury County, Iowa, and whereas the Final Plat of Zahnley First Addition to Woodbury County, Iowa has been recommended for approval by the Planning and Zoning Commission. Now, therefore be, and it is, resolved by the City Council of the City of Correctionville, Iowa, that said Final Plat of Zahnley First Addition to Woodbury County, Iowa, as hereto attached and forming part of this Resolution be, and the same hereby is, accepted and approved.

COUNCILPERSON **Fox** seconded the motion to adopt the foregoing resolution, and upon the question being put and the roll being called, the following Councilpersons voted:

AYE: Alioth, Beazley, Fox, Petty, Volkert.

NAY: None.

ABSENT: None.

PASSED AND APPROVED THIS 10th DAY OF OCTOBER, 2022.

: : ss

KATHY HOFEMANN, Mayor

ATTEST:

APRIL PUTZIER, City Clerk

APRIL PUTZIER, City Clerk

STATE OF IOWA

COUNTY OF WOODBURY

I, April Putzier, Clerk of the City of Correctionville, Iowa, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution accepting and approving the Final Plat of Zahnley First Addition to Woodbury County, Iowa, which said Resolution was adopted by the City Council of said City on the __10TH___day of__October___, 2022 and approved by the Mayor of said City on said date all as full, true and complete as the same appears of record in the Office of said City Clerk.

FMANN

ATTEST:

ATTACHMENTS TO BE RECORDED AND INCLUDED WITH THE FINAL PLAT

JOHN F. LOUGHLIN (1889-1979) JOHN D. LOUGHLIN (1925-2001)

TELEPHONE (712) 225-2514 FAX NUMBER (712) 225-2515

231 WEST MAPLE STREET CHEROKEE, IOWA 51012



JOHN P. LOUGHLIN (1955-) jploughlinlaw@gmail.com

JOHN M. LOUGHLIN (1984-) jmloughlinlaw@gmail.com

www.theloughlinlawfirm.com

September 22, 2022

Phirman Zahnley 1414 Osceola Ave Correctionville, IA 51016 Woodbury County Recorder 620 Douglas St Sioux City, IA 51101

Woodbury County Auditor 620 Douglas St Sioux City, IA 51101

Re: Title Opinion exam Abstract No: IA2224017

Dear Folks:

We have this date a complete abstract of title, pursuant to lowa Code Section 354.11(3) to the property described in the Surveyor's Certificate on the Plat of Williams Third Strike First Addition to Woodbury County lowa, described more particularly as:

A parcel of land located in the (NE¼) of Section 27, Township 89 North, Range 42 West of the 5th P.M., Woodbury County, Iowa, further described as follows: Beginning at the N ¼ corner of said Section 27; thence due south 547.59 feet; thence N87°25 ½ E 437.88 feet; thence S68°55 ¼ E 631.14 feet; thence S76°25' E 161.18 feet; thence S4°33 ¼ E 226.71 feet; thence S80°37 ¾ E 139.00 feet; thence N 0°28 ¾ W 1049.60 feet; thence S89°39 ½ W 1329.45 feet to the point of beginning. Said parcel contains 20.50 acres more or less, including the West 40.0 feet thereof, subject to public road easement, also parcel subject to any or all other easements as record. NOTE: The west line of the said NE ¼ of Section 27 is assumed to bear North and South.

The Abstract contains forty two (42) entries and was last certified by Sedgwick Tally Abstract, Sioux City, IA to September 8, 2022 at 5:00 p.m. The abstract was delivered to this office on September 19, 2022. The Title to the premises as shown by the Abstract stands in the name of Phirman E. Zahnley, by Warranty Deed dated October 30, 1975 and filed on August 21, 1986 as Roll 174, Image 1580. We find his Title to be good and merchantable except as hereinafter noted:

> ESTABLISHED 1918 Celebrating 100 Years of Service to Cherokee County

- 1. Entry number eight (8) shows an Easement given by former title holder to Woodbury County, lowa for roadway purposes and may affect the use of the premises. This document is dated May 22, 1952 and filed on December 9, 1952 in Book 717 on page 19.
- 2. Entry number fifteen (15) shows zoning regulation for Woodbury County, Iowa that may affect the use of the premises.
- 3. Entry number thirty four (34) shows a resolution by the Woodbury County Board of Supervisors regarding zoning and flood districts that may affect the use of the premises. Your attention is drawn to those resolutions for the details.
- 4. Entry number forty (40) shows a notice regarding conservation practices, this may affect the use of the premises.
- 5. Entry number forty one (41) shows a zoning regulations that may affect the use of the premises.
- 6. Entry number forty two (42) show the fiscal property taxes for 2021-2022, second installment, unpaid and not delinquent.

We make no findings as to the rights of anyone in actual possession of said premises or as to the right to file a Mechanic's Lien for labor or material furnished or performed upon said premises within the last statutory period. We further

no finding as to any federal lien or other lien not shown of record against said premises. We further make no finding as to any facts disclosed by a survey of said premises and your attention is called to the applicable building and zoning restrictions as they may affect the use of said premises; or as affected by the Uniform Commercial Code and not shown by said Abstracts. No attempt is made to locate any buildings, structures or highways or streets which may be subject to "control access" by the State or City Authority. Your attention is further called to any special assessments by the city or town, which have not been certified by the county Auditor and do not show on this abstract. We make no finding as to any hazardous substances, any tanks, wells, or other environmentally regulated conditions, which may exist, on said premises.

Very truly,

ALP. F. P.

John P. Loughlin, Attorney at Law Iowa Title Guaranty Number 7685 LOUGHLIN LAW FIRM JPL/la

This Abstract remains at Loughlin Law Firm

CED STAFF - REVIEW CRITERIA (SUBDIVISION ORDINANCE)

County's Zoning and Subdivision Ordinances require certain actions from County staff and the Planning and Zoning mission. Per these requirements, CED staff:
shall review a subdivision application for completeness and for approval of a final plat by ensuring it is submitted in accordance with the standards for a subdivision plat per Iowa Code.
Staff reviewed the subdivision application, deemed it complete, and verified the final plat's conformance to the County's Zoning Ordinance, Subdivision Ordinance, and the Code of Iowa, all as required by law.
shall accept payment of applicable fees, and distribute copies of the final plat to the Planning & Zoning Commission, the appropriate county departments and public utilities; and
Staff received the application fee and the account is paid-in-full. Staff also distributed copies of the application, final plat, and other materials to all relevant stakeholders as required.
shall coordinate with the County Engineer who shall review the final plat to determine conformance with the engineering design standards of these regulations and to verify accuracy of the legal descriptions and survey data; and
Staff have received written confirmation that the County Engineer has reviewed and determined that the final plat conforms to the engineering and design standards of these regulations, and he has verified the accuracy of the legal descriptions and survey data.
shall review the final plat to determine conformance with the design standards of these regulations and with the required form of the plat and related documents; and
Staff verified that the final plat conforms to the design standards of these regulations, as well as the required form of the final plat.
shall assure conformance with the goals and objectives of the County's General Plan, the CED staff may make recommendations for conditions for approval including use restrictions required to preserve and improve the peace, safety, health, welfare, comfort, and convenience of the future residents of the subdivision and neighboring properties.
Staff attest to the final plat conforming to the goals and objectives of the county plan. Staff recommends approval of the final plat.

ZONING COMMISSION - REVIEW CRITERIA (SUBDIVISION ORDINANCE) The County's Zoning and Subdivision Ordinances require certain actions from County staff and the Planning and Zoning Commission. Per these requirements, the Planning and Zoning Commission:

shall conduct a public hearing on a final plat for a minor subdivision. Notice of the date, time and location of the hearing will be mailed to the owners of all property within 1,000 feet for the subject property not less than four nor more than twenty days prior to the date of the hearing; and
Staff have ensured that the legal requirements have been met for publicly noticing this public hearing, all as required by law. Staff have also ensured the notice requirement for adjacent landowners within 1000 FT have also been met.
shall review the final plat and the staff reports and other information presented to determine whether the plat conforms to the ordinances, general plan and other policies of the county; and
Staff have compiled, reviewed, and analyzed all relevant materials to determine whether the plat conforms to the ordinances, general plan, and other policies of the County, or not. Staff provided this information in a "Staff Report" format and made them available to the Commission well in advance of the required public hearing. The Commission also held a public hearing to review, analyze, and discuss the final plat and other relevant information.
may recommend specific conditions for approval including use restrictions required to preserve and improve the peace, safety, health, welfare, comfort, and convenience of the future residents of the subdivision and neighboring properties; and
Staff does not recommend any specific conditions for this final plat. However, specific conditions (if any) may be recommended by the Commission.
shall forward a report of its finding and a recommendation to the Board of Supervisors. The recommendation shall be in the form of a resolution to be certified as part of the final plat materials. A copy of the report and the resolution shall also be forwarded to the property owner, the subdivider and the land surveyor for the subdivision.
During its required public hearing on the final plat, the Board of Supervisors will receive the final staff report and the Commission's recommendation on said plat and shall approve, approve with conditions, or disapprove the plat. The Supervisors may table the matter with the consent of the subdivider. Approval shall be in the form of a resolution to be certified as part of the final plat. Staff will coordinate with the subdivider and land surveyor to ensure all copies and recordings are submitted and received, all as required by law.

EXTRATERRITORIAL REVIEW

This property is within two (2) miles of the incorporated area of Correctionville, IA and requires extraterritorial review under Iowa Code, Section 354.9. On October 10, 2022, the City of Correctionville accepted and approved the final plat of the Zahnley First Addition as referenced in City Resolution No. 2022-39.

RESOLUTION NUMBER 2022-39

Resolution accepting and approving the Final Plat of Zahnley First Addition to Woodbury County, lowa.

COUNCILPERSON Petty moved for the adoption of the following resolution:

Whereas, the Planning and Zoning Commission and the City Council of the City of Correctionville, lowa have reviewed the Final Plat of Zahnley First Addition to Woodbury County, lowa, and whereas the Final Plat of Zahnley First Addition to Woodbury County, lowa has been recommended for approval by the Planning and Zoning Commission. Now, therefore be, and it is, resolved by the City Council of the City of Correctionville, lowa, that said Final Plat of Zahnley First Addition to Woodbury County, lowa, as hereto attached and forming part of this Resolution be, and the same hereby is, accepted and approved.

COUNCILPERSON Fox seconded the motion to adopt the foregoing resolution, and upon the question being put and the roll being called, the following Councilpersons voted:

AYE: Alioth, Beazley, Fox, Petty, Volkert.

NAY: None.

ATTEST

PASSED AND APPROVED THIS 10th DAY OF OCTOBER, 2022.

KATHY MORMANN, Mayor

ATTEST: APRIL PUTZIER, City Clerk

: ss COUNTY OF WOODBURY

I, April Putzier, Clerk of the City of Correctionville, Iowa, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution accepting and approving the Final Plat of Zahnley First Addition to Woodbury County, Iowa, which said Resolution was adopted by the City Council of said City on the __1OTH___day of__October____2022 and approved by the Mayor of said City on said date all as full, true and complete as the same appears of record in the Office of said City Clerk.

14 er KATHY HOFFMANN, Mayo APRIL PUTZIER, City Clerk

ZONING COMMISSION - LEGAL NOTIFICATION

Published in the Sioux City Journal's Legals Section on November 12, 2022.

NOTICE OF A VUBLC HEARING REGARDING ARMONS SUBDIVISION POPPOSAL EEECORE THE WADDBURN COUNTY ZONING COMING COMING COMING SUBDIVISION The WOORDINY COUNT ZONING COMING COMINGSION The WOORDINY COUNT ZONING COMING COMINGSION FREENDER (RESCHERE) THE WOORDING THE WOORDING POPPOSAL EEECORE THE WOODDING THE POLICIPAL POLICIPAL TO A SECON THREATER ALL RECOUNT CONTROL TO A SECON THREATER ALL POLICIPAL TO A DEPART ALL TO A PARTINE POLICIPAL TO A DEPART ALL TO A DEPART ALL TO A DEPART ALL TO A DATA ALL TO ALT ALL TO ALL TO ALL TO ALL TO ALT ALL TO ALL TO ALT ALL TO ALT ALL TO ALL TO ALL TO ALT ALL TO ALT ALL TO AL

PROPERTY OWNER(S) NOTIFICATION - 1000'



The <u>nine (9)</u> property owners within 1,000 FT; and listed within the certified abstractor's affidavit; were notified by a <u>November 9, 2022</u> letter of the public hearing before the Woodbury County Zoning Commission on <u>November 28, 2022</u>.

As of **November 15, 2022**, the Community and Development office has received the following comments. The names of the property owners are listed below.

When more comments are received after the printing of this packet, they will be provided at the meeting.

Property Owner(s)	Mailing Address				Comments
David Lynn	1410 Michigan Avenue	Correctionville	IA	51016	No comments.
Maple Valley Feeders Co.	1384 Osceola Avenue	Correctionville	IA	51016	No comments.
Vicky L. Thomas	1594 Pocahontas	Correctionville	IA	51016	No comments.
Gary & Jaclyn Westover	1437 Osceola Avenue	Correctionville	IA	51016	No comments.
Layne & Jeana Todd	1738 US Hwy 59	Holstein	IA	51025	No comments.
Phirman E. & Linda K. Zahnley	1414 Osceola Avenue	Correctionville	IA	51016	No comments.
Karen D. Utesch Rev. Living Trust	4559 Talbot Rd.	Sioux City	IA	51103	No comments.
Betty E. Fitch	515 Railroad Street	Correctionville	IA	51016	No comments.
Kent E. & Sherrie L. Grieme Jke Trust	1307 180th Street	Schaller	IA	50153	No comments.

STAKEHOLDER COMMENTS	
911 COMMUNICATIONS CENTER:	No comments.
FIBERCOMM:	No comments.
IOWA DEPARTMENT OF NATURAL RESOURCES (IDNR):	No comments.
LONGLINES:	No comments.
LUMEN:	No comments.
MAGELLAN PIPELINE:	No impact to Magellan. – 11/4/22.
MIDAMERICAN ENERGY COMPANY (Electrical Division):	I have reviewed the proposed rezoning for MEC electric, we have no conflicts. – Casey Meinen, 11/4/22.
MIDAMERICAN ENERGY COMPANY (Gas Division):	No conflicts for MEC "Gas". – Tyler Ahlquist, 11/3/22.
NATURAL RESOURCES CONSERVATION SERVICES (NRCS):	No comments.
NORTHERN NATURAL GAS:	No comments.
NORTHWEST IOWA POWER COOPERATIVE (NIPCO):	Have reviewed this zoning request, NIPCO has no facilities at or adjacent to this location. NIPCO has
	no issues with this request. – Jeff Zettel, 11/4/22.
NUSTAR PIPELINE:	No comments.
SIOUXLAND DISTRICT HEALTH DEPARTMENT:	No comments.
WIATEL:	No comments.
WOODBURY COUNTY ASSESSOR:	No comments.
WOODBURY COUNTY CONSERVATION:	No comments from me. – Daniel Heissel, 11/3/22.
WOODBURY COUNTY EMERGENCY MANAGEMENT:	No comments.
WOODBURY COUNTY EMERGENCY SERVICES:	No comments.
WOODBURY COUNTY ENGINEER:	SEE REVIEW MEMO BELOW, 11/8/22.
WOODBURY COUNTY RECORDER:	If he fixed the size of the plat, looks ok to me. – Diane Swoboda Peterson, 11/4/22.
WOODBURY COUNTY RURAL ELECTRIC COOPERATIVE (REC):	No comments.
WOODBURY COUNTY SOIL AND WATER CONSERVATION DISTRICT:	The WCSWCD has no comments regarding this proposal. – 11/4/22.
WOODBURY COUNTY TREASURER:	The first half-Sept 2022 payment of \$1,112.00 was made on 8/23/22 and there is still \$1,112.00 owed
	for the March 2023 payment. – Kimberlee Koepke, 11/3/22.

REVIEW MEMO - WOODBURY COUNTY ENGINEER – MARK NAHRA, PE



Woodbury County Secondary Roads Department

759 E. Frontage Road • Moville, Iowa 51039 Telephone (712) 279-6484 • (712) 873-3215 • Fax (712) 873-3235

COUNTY ENGINEER Mark J. Nahra, P.E. mnahra@sioux-city.org ASSISTANT TO THE COUNTY ENGINEER Benjamin T. Kusler, E.I.T. bkusler@sioux-city.org SECRETARY Tish Brice tbrice@sioux-city.org

To: Dan Priestley, Woodbury County Zoning Coordinator

From: Mark J. Nahra, County Engineer

Date: November 8, 2022

Subject: Zahnley First Addition - a minor subdivision application

The Secondary Road Department has reviewed the information provided for the above referenced subdivision application forwarded with your memo dated November 3, 2022.

I am offering the following comments for your consideration.

- We checked the closure on the plat and found it in compliance with the requirements for the full subdivision of 1 in 10,000 and 1 in 5,000 for each lot as required by Section 355.8 of the Code of Iowa.
- I reviewed the parcel for access. One driveway serves the house within the new lot 1. A second driveway serves the agricultural remainder of the original parcel. It is located just north of the new Lot 1. Both lots meet current sight distance requirements.
- I have no other concerns or issues with this minor subdivision application.

If there are any more questions or issues that arise later, please contact this office.

Cc: File

PARCEL REPORT

11/3/22, 12:05 PM Beacon - Woodbury County, IA / Sioux City - Parcel Report: 894227200001

Parcel ID Alternate ID Property Address Sec/Twp/Rng	894227200001									x City - Parcel Report		
Property Address Sec/Twp/Rng						4	Valuation					
Sec/Twp/Rng	840405 1414 OSCEOLA AVE				100		valuation	2022	2021	2020	2019	2018
	CORRECTIONVILLE IA 51016					In I	Classification	2022 Az Dwellinz /	Ar Dwelling /	Ag Dwelling /	As Dwelling /	Ar Dwelling /
Brief Tax Description	27-89-42 IRREG TCT N PT 547.59'ON W X	1049.6" ON F NWNF 27-89-4	2					Agriculture	Agriculture	Agriculture	Agriculture	Agriculture
	(Note: Not to be used on legal do	cuments)	-			The second second	 Assessed Land Value 	\$29,320	\$29,320	\$27,720	\$27,720	\$40,350
Deed Book/Page Gross Acres	174-1580 (10/30/1975) 20.00				and the second		Assessed Building Value Assessed Dwelling Value	\$3,350 \$133,910	\$3,350 \$133,910	\$3,060 \$108,960	\$3,060 \$100,140	\$4,230 \$87,620
Net Acres	20.00				CONTRACTOR OF THE OWNER	Statement of the local data and	= Gross Assessed Value	\$166,580	\$166,580	\$139,740	\$130,920	\$132,200
Adjusted CSR Pts Zoning	1158.45 AP - AGRICULTURAL PRESERV/	TION			and the second se	and the second second	 Exempt Value 	\$0	\$0	\$0	\$0	\$0
District	0019 UNION/RIVER VALLEY	alon .					 Net Assessed Value 	\$166,580	\$166,580	\$139,740	\$130,920	\$132,200
School District Neighborhood	RIVER VALLEY CO											
							Sioux City Special Assessments a					
Owner							Click here to view special assessment infor					
Deed Holder Zahnley Phirman E &	Linds K						Woodbury County Tax Credit Ap					
1414 Osceola Ave							Apply for Homestead, Military or Business	Property Tax Credits				
Correctionville IA 51	016-8056						Photos					
Contract Holder Mailing Address												
Zahnley Phirman E &	Linda K											
1414 Osceola Ave Correctionville IA 51	016-8056						Stania and					
Land												
Lot Area 20.00 A												
Residential Dwe	ellings						COMPANY, MARKING AND					
Residential Dwellin	ve											
Occupancy Style	Single-Family / Owner Occup 1 1/2 Story Frame	ied					Sketches					
Architectural Style	N/A						Shetches					
Year Built Condition	1900 Very Good											
Roof	Mtl/Gable						P 1000					
Flooring Foundation	CBIk											
Exterior Material	Vinyl								0			
Interior Material Brick or Stone Ven	Drwl / Panel								= _			
Total Gross Living A							107	100 C 100 C				
Main Area Square I	Feet 1016											
Attic Type Number of Rooms	None; 0 above; 0 below											
Number of Bedroor Basement Area Typ	ms 0 above: 0 below						No data available for the following modules:	Commercial Buildings, Yard Extra	s, Sales, Permits, Sloux City	Tax Credit Applications.		
Basement Area	1.016											
Basement Finished Plumbing	Area											Schneider
Appliances	2 Base Plumbing (Full :											GEOSPATIAL
Central Air Heat	Yes						User Privacy Policy GDPR Privacy Notice					
Fireplaces	Yes											
Porches Decks	15 Frame Enclosed (120 SF);	LS Frame Enclosed (24 SF); 15 F	Frame Enclosed (168 SF)				Last Data Upload: 11/2/2022, 10:04:27 PM					
Additions	1 Story Frame (420 SF);											
Garages	520 SF (20F W x 26F L) - Det 1,200 SF - Det Frame (Built 1)	Metal (Built 2019); 976);										
Agricultural Bui	Idings											
Plot# Typ		Description	Width	Length	Year Built	Building Count						
0 Mai	chine or Utility Building	SHED	30	103	1980	1						
0 She		SHED	8	12	1980	1						
She	d		18	20	2006	1						
beacon schneider	corp.com/Application.aspx?App	DID=10&LaverID=108&P	ageTypeID=4&Page	D=1938O=20	170756038&Kev//a	lue=894227200001 1/2	https://beacon.schneidercorp.com/Application	n nenv2AnniD=108/if		48PageID=10280-2	07075602981(
200001.00111010011	oorproonen approducertaapx : Apj	no roacayano-roadi a	ago i jpoi D-400 ago	10000-20	non occoodinely va	00 00 12 12 00001 112	mups.//beacon.schneidercorp.com/Application	n.aspx rAppiD=10&Layent	u= ruoorrage ryperu=	+or-agerD=193&Q=2	UTUT DOUSD&REYVAIL	094221200001

SOIL REPORTS





WELL LOCATION



