



MARION COUNTY encourages all citizens of the county to attend Board of Supervisors' meetings. Board of Supervisors' chambers are handicapped accessible and county staff members are available to provide assistance. If you are hearing impaired, vision impaired, or a person with limited English proficiency and require an interpreter or reader, please contact us by noon on the business day prior to scheduled meetings to arrange for assistance (641 828-2231). TTY telephone service is available for the hearing impaired through Relay Iowa (800-735-2942). For questions about ADA compliance or related issues, contact Steve Edwards (641-828-2213 or 641-891-8225).



The following information is available for participating in the meeting electronically.

If you wish to participate see instruction below:

- All participants will be muted upon entering the meeting
- Participants are asked to use the chat feature to let the meeting controller know that they would like to address the Board, either during the open comments segment or if attending the meeting to address the Board for a specific agenda item.

Marion County is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us06web.zoom.us/j/84057922828?pwd=PzzOMxwfzTawsxzWjKs3Is eCOuBc1V.1>

Meeting ID: 840 5792 2828

Passcode: 305678



MARION COUNTY BOARD OF SUPERVISORS REGULAR AGENDA

3014 E Main St, Knoxville, Iowa

May 14, 2024 9:00 A.M.



I. CALL TO ORDER AND ROLL CALL

Mark Raymie _____

Steve McCombs _____

Kisha Jahner _____



II. AGENDA

1. May 14, 2024 - Regular Session Agenda



III. COMMUNICATION



IV. PUBLIC COMMENTS:

This is the portion of our agenda during which we hear any public comment about any item NOT on the agenda below. If you are here to be heard on an agenda item, please wait for that item's discussion portion of the agenda to make your comment about the item. Thank you.



V. CONSENT AGENDA:

(All items listed under the consent agenda will be enacted by one motion.)

1. Marion County Claims through 5/14/2024.
2. Marion County Regular Session Board of Supervisor Minutes: 4/23/2024
3. Marion County employee salary adjustments. Complete list available in the Human Resource Office.



VI. BUSINESS:

1. Introduction of Marion County Development Assistant Director – Christopher Watkins



2. Discussion/action:

Marion County EMS Advisory Committee Report



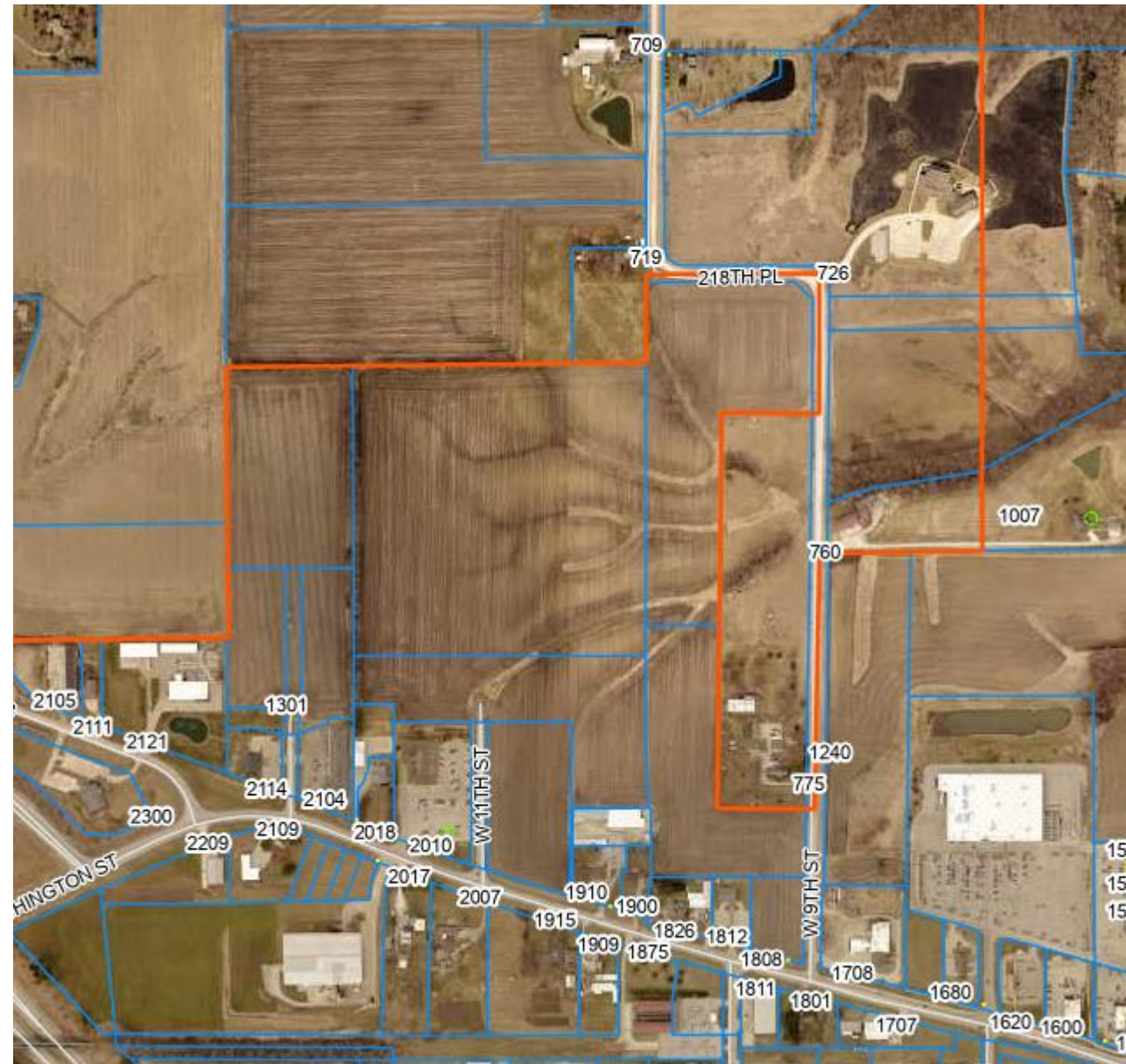
3. Discussion/action:

FY25 Pre-Renewal Summary – ICAP Property and Liability Insurance



4. Discussion/action:

St. Mary Catholic Church Road Request
218th Place Pella, IA



5. Discussion/action:

Second Amended and Restated 28E Agreement for Heart of Iowa Region



6. Discussion/action:

Special Event Permit Application

- Knoxville RAGBRAI Executive Committee 7/24/2024



SPECIAL EVENT PERMIT APPLICATION FORM

1. SPONSOR Knoxville RAGBRAI executive Committee

ADDRESS _____

PHONE _____

2. EVENT TYPE: (description) RAGBRAI overnight town

3. EVENT CONTACT PERSON(S) Heather Ussery PHONE 641-891-8643

ADDRESS _____ E-MAIL hussery@knoxvilleia.gov

4. ON-SITE CONTACT PERSON(S) Heather Ussery PHONE 641-891-8643

5. EVENT LOCATION Downtown

6. EVENT DATE 7-24-24 EVENT START TIME 12pm EVENT END TIME 11pm

7. SET UP TIME 6am TAKE DOWN TIME 12am

8. RAIN DATE/TIME N/A

9. RESTROOMS: NUMBER OF TOILETS BEING PROVIDED approx 60-80 porta potties

LOCATION(S) OF TOILETS - TBD - locations will be on city streets

USE OF COURTHOUSE RESTROOMS REQUESTED? no

10. UTILITIES TO BE USED (LIST EQUIPMENT TYPES)(attach additional pages if necessary)

requesting use of power on gazebo

10a. ELECTRICAL SOURCE requesting use of power on gazebo

other sources of power in festival area will be generators

10b. WATER SOURCE _____

11. SECURITY Knoxville Police Dept, Police reserves, Iowa State Patrol

12. SITE PLAN ATTACHED. YES NO

13. INDEMNITY AGREEMENT SIGNED AND ATTACHED. YES NO

14. INSURANCE CERTIFICATE ATTACHED. YES NO
Will provide once insurance is purchased for event

15. DAMAGE DEPOSIT INCLUDED (AMOUNT \$ _____) YES NO

I have read this Special Event Agreement and Application packet and have accurately and truthfully completed the Application. I agree that I will obtain any other permits necessary and will follow the guidelines and requirements set forth in the packet.

Heather Ussery
Signature

5-8-24
Date



INDEMNITY AGREEMENT

In consideration for the granting of permission by the County of Marion, Iowa to the undersigned for the use of the following described property:

For the following purpose only: RA6BRA1 overnight stop event

On the following date(s): July 24, 2024

The undersigned agrees to defend, indemnify and hold harmless the County of Marion, its agents, officers and employees, from and against any and all claims for injury or damages to persons or property arising out of or caused by the use of such property.

The undersigned further agrees upon receipt of notice from the County of Marion to defend at its own expense the County of Marion, its agents, officers and employees from any action or proceeding against the County of Marion, its agents, officers or employees arising out of or caused by the use of such property. The undersigned agrees that a judgment obtained in any such action or proceeding shall be conclusive in any action by the County, its agents, officers or employees against the undersigned, when so notified as to the undersigned's cause of the injury or damage, as to the liability of the County, its agents, officers and employees to the plaintiff in the first named action, and as to the amount of the damage or injury. The County of Marion, its agents, officers and employees may maintain an action against the undersigned to recover the amount of the judgment together with all the expenses incurred by the County, its agents, officers and employees in the action.

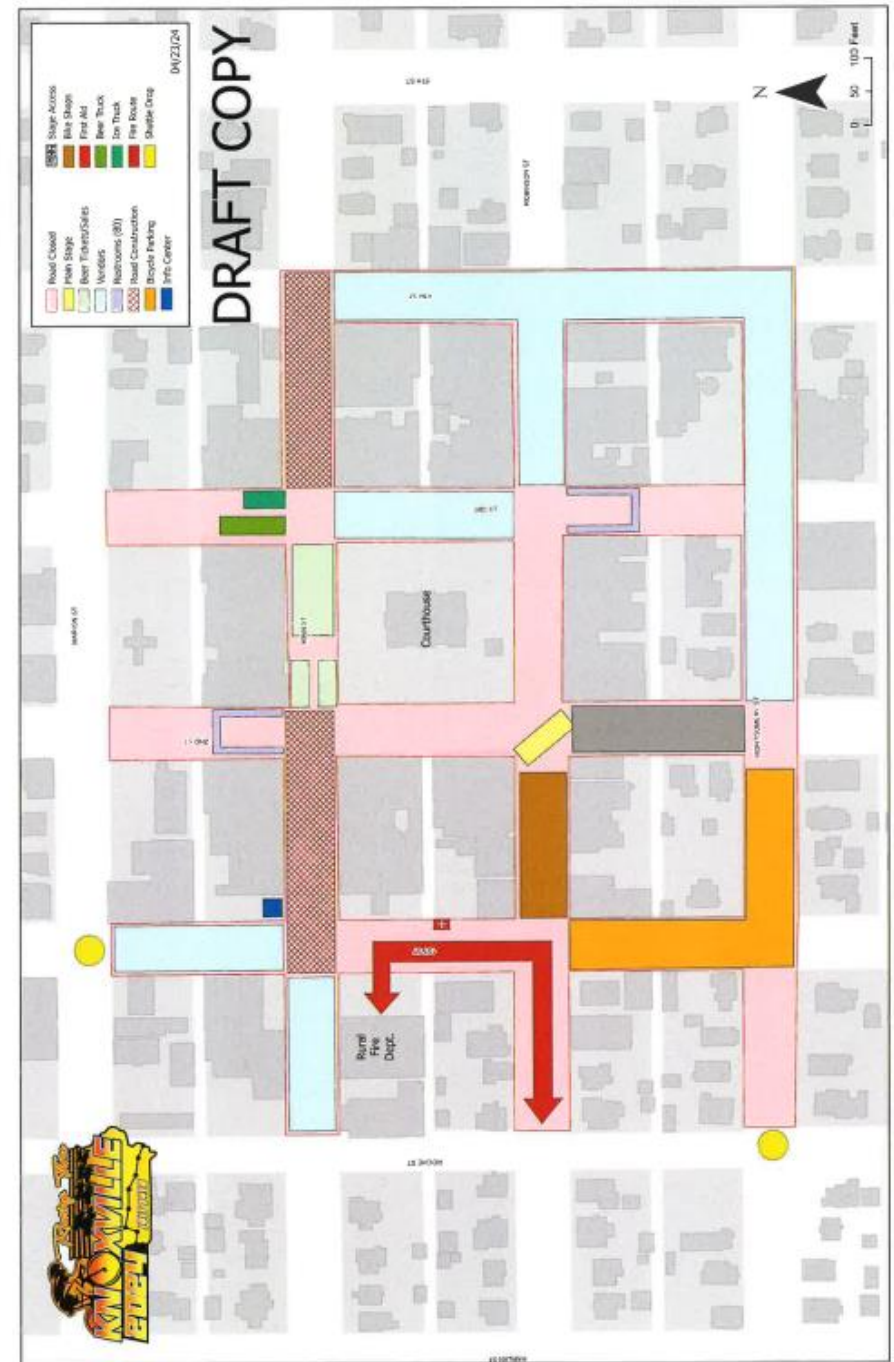
I HAVE READ THIS INDEMNITY AGREEMENT, I UNDERSTAND THE EFFECT OF THIS INDEMNITY AGREEMENT, I AM AUTHORIZED TO SIGN THIS INDEMNITY AGREEMENT, AND I AM SIGNING THIS INDEMNITY AGREEMENT VOLUNTARILY.

Dated this 8 day of May, 2024.

Organization: Knoxville RA6BRA1 executive committee

By: Heather Ussery

Title: Committee member



7. Resolution 2024-50:

RAGBRAI – Food and Merchandise Vendors; Campgrounds



RESOLUTION NO. 2024-50
Marion County Iowa
RAGBRAI – Food and Merchandise Vendors; Campgrounds

WHEREAS, Marion County desires to control the safety and well-being of the public during the RAGBRAI visit to Marion County, Iowa on July 24-25, 2024.

WHEREAS, All operations shall keep the State and County Right of Way clear of congestion to ensure public safety.

WHEREAS, per the Marion County Zoning Ordinance, *Temporary Enterprises, small scale* is defined as “*Involving smaller assemblages of people or automobiles including, but not limited to, campground and food vendors intended to serve attendees of large events such as RAGBRAI*”.

WHEREAS, Temporary Enterprises, small scale (as defined above) is a Permitted Use with Restrictions per the Marion County Zoning Ordinance.

WHEREAS, Marion County Zoning will allow for properly licensed Food and Merchandise Vendors and/or Camping on properties located within the jurisdiction of Marion County Zoning starting at 12:00 a.m., Wednesday, July 24, 2024, and ending no later than 11:59 p.m., Thursday, July 25, 2024.

WHEREAS, any property located within the jurisdiction of Marion County Zoning found to be conducting business as Temporary Enterprises, small scale prior to 12:00 a.m., Wednesday, July 24, 2024, and/or after 11:59 p.m., Thursday, July 25, 2024, will be considered to be in violation of the Marion County Zoning Ordinance and will be cited accordingly.

WHEREAS the property owner/agent is responsible to ensure all operations comply with all applicable State and County permits/ordinance; including but not limited to State and County Health codes, food inspections/permits/licenses.

WHEREAS The property owner/agent is responsible to comply with all Environmental Health regulations including those applying to potable water, restroom requirements and solid waste removal.

WHEREAS, Any citations issued for violations of this resolution will be subject to the provisions of Marion County Code of ordinances, including but not limited to section 1.11.

NOW THEREFORE, BE IT RESOLVED, the Marion County Board of Supervisors that this Resolution shall be in full force and effective from and after its passage and approval and recorded with the County Recorder in the manner provided by law.

Adopted this ____ day of _____, 2024.

Moved _____

2nd

Ayes _____

Attest:

Jake Grandia
Marion County Auditor

seal



8. Public Hearing:

Proposed Marion County Zoning Map amendment Ordinance 2024-1 regarding the matter of the rezoning of a portion of Parcel 21521-000-00 from the current A-1, M-1 and C-2 to A-1; Agricultural. The legal description is: The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:

Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.

Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)

Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.



The Marion County Board of Supervisors will be holding a public hearing on
May 14, 2024, at 9:00a.m.
At Marion County Office Building
3014 E. Main St., Knoxville, IA 50138

Members of the public are welcome to attend. The online options [is](https://marioncountyiowa.gov/board_of_supervisors/meetings/) available from the
Marion County Website: https://marioncountyiowa.gov/board_of_supervisors/meetings/
May 14, 2024, agenda

The public hearing for a Marion County Zoning Map amendment Ordinance 2024-1 will be held on the matter of the rezoning of a portion of Parcel 2152100000 from the current A-1, M-1 and C-2 to A-1; Agricultural. The legal description is: The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:

Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.

Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)

Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.

This action is a map cleanup of the parcel prior to the sale of the property. The future of property is intended to continue as agricultural ground.

The property is owned by Elfrieda De Haai, acting agent Arvin Van Waardhuizen.

A recommendation has been made to waive the 2nd and 3rd reading.

Public comments related to any matter on the agenda can be emailed to mpoffenbarger@marioncountyiowa.gov. Public comments can be presented during the public hearing. For questions concerning any item on the agenda please contact the Marion County Zoning Office (641)828-2231 option 9.

Melissa Poffenbarger
Marion County Zoning Administrator |

SUBJECT PAREL MAP



VICINITY MAP OF THE SUBJECT PARCEL

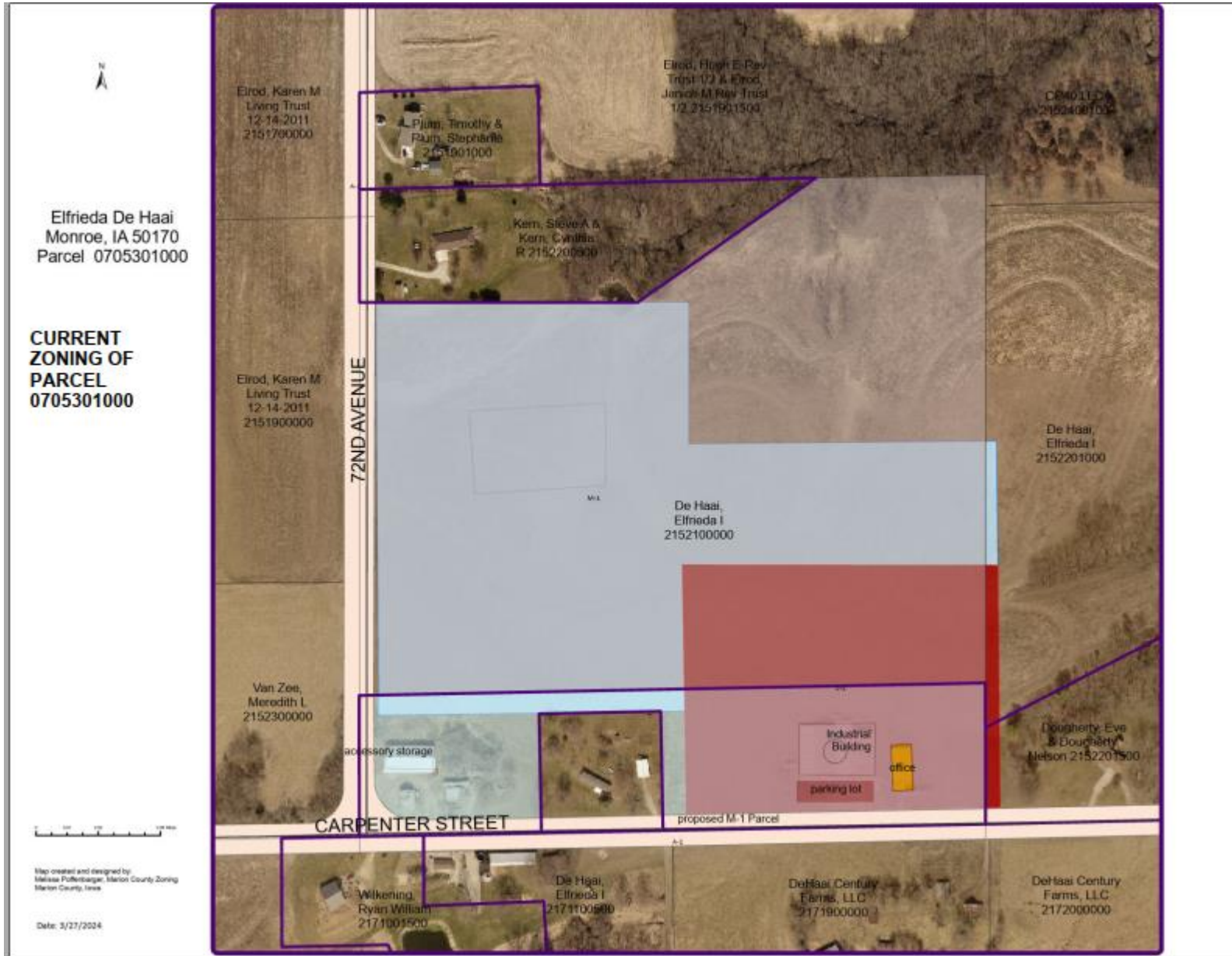


Clear

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ZONING MAP ORDINANCE NO. 2024-1

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING

The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:
Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.
Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)
Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from **A-1; M-1, C-2 to A-1; Agricultural.**

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:
Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.
Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)
Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from **A-1; M-1, C-2 to A-1; Agricultural.**

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present **from A-1; M-1, C-2 to A-1; Agricultural:**

The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:
Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.
Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)
Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



9. Ordinance 2024-1:

Approve 1st Reading proposed Marion County Ordinance 2024-1 Zoning Map Amendment – Rezoning from the current A-1, M-1 and C-2 to A-1; Agricultural.



ZONING MAP ORDINANCE NO. 2024-1

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING

The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:
Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.
Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)
Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from **A-1; M-1, C-2 to A-1; Agricultural.**

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:
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Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from **A-1; M-1, C-2 to A-1; Agricultural.**

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

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Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



10. Ordinance 2024-1:

Waive 2nd and 3rd Readings of proposed Marion County Ordinance 2024-1 and Final Approval Authorizing Publication and Zoning Map Amendment.



ZONING MAP ORDINANCE NO. 2024-1

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING

The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:
Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.
Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)
Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from **A-1; M-1, C-2 to A-1; Agricultural.**

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: The SE 1/4 of the SW 1/4 and the south 2 acres of the NE1/4 of the SW 1/4 except:
Parcel B of E 1/2 of SW1/4 (according to the Plat of Survey recorded in Book 252, Page 379.
Parcel C of SE 1/4 of the SW 1/4 (according to the Plat of Survey recorded in Book 253, Page 117)
Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from **A-1; M-1, C-2 to A-1; Agricultural.**

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

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Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



11. Public Hearing:

Proposed Marion County Zoning Map amendment Ordinance 2024-2 regarding the matter of the rezoning Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W of the 5th p.m. in Marion County, Iowa per Book 2024, Page 1056 dated 3/22/2024.



The Marion County Board of Supervisors will be holding a public hearing on
May 14, 2024, at 9:00a.m.
At Marion County Office Building
3014 E. Main St., Knoxville, IA 50138

Members of the public are welcome to attend. The online option is available from the
Marion County Website: https://marioncountyiowa.gov/board_of_supervisors/meetings/

May 14, 2024, agenda

The public hearing for a Marion County Zoning Map amendment Ordinance 2024-2 will be held on the matter of the rezoning Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W of the 5th p.m. in Marion County, Iowa per Book 2024, Page 1056 dated 3/22/2024.

This action is a map cleanup of the parcel prior to the sale of the property. The property is currently zoned C-2 and A-1. Per file documents from 1980 this property should be M-1; Light Industrial. The property is now selling and the new property owners would like the map corrected. The proposed zoning will be M-1R; Light Industrial Restricted. (Restriction: Any expansion or use change would be subject to further review by the Zoning Commission and Board of Supervisors for approval. The location of the property on approximately 6 miles of gravel would not be suitable for a larger scale operation.

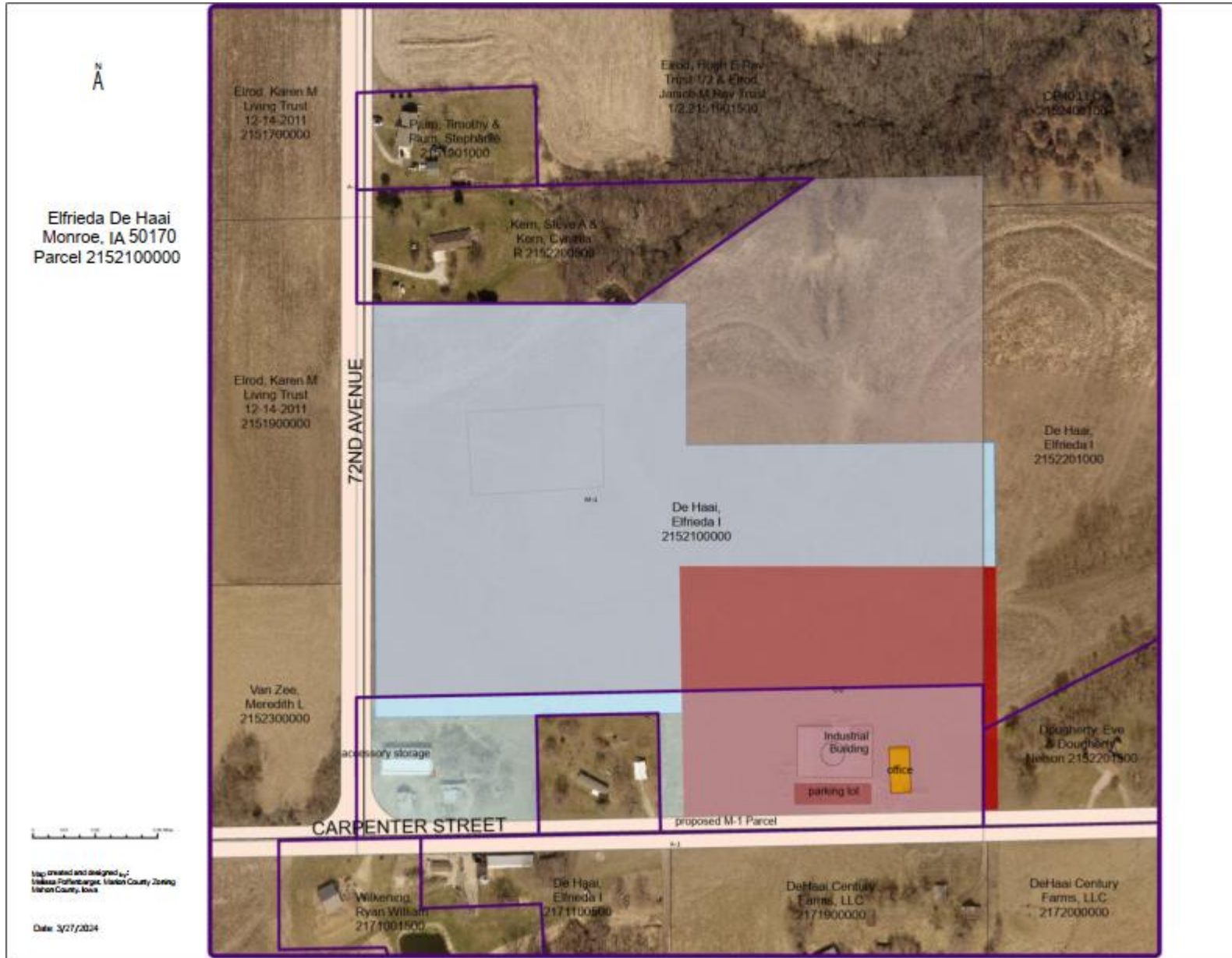
The property is owned by Elfrieda De Haai, acting agent Arvin Van Waardhuizen.

A recommendation has been made to waive the 2nd and 3rd reading.

Public comments related to any matter on the agenda can be emailed to mpoffenbarger@marioncountyiowa.gov. Public comments can be presented during the public hearing. For questions concerning any item on the agenda please contact the Marion County Zoning Office (641) 828-2231 option 9.

Melissa Poffenbarger
Marion County Zoning Administrator





Industrial Building



Office Building



Current Proposed Accessory Storage Building



ZONING MAP ORDINANCE NO. 2024-2

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from A-1 and C-2 to M-1R; Light Industrial Restricted. (The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.)

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from A-1 and C-2 to M-1R; Light Industrial Restricted. (The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.)

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present from A-1, C-2 to M-1R; Light Industrial Restricted

Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



12. Ordinance 2024-2:

Approve 1st Reading proposed Marion County Ordinance 2024-2 Zoning Map Amendment – Rezoning from the current C-2 and A-1 to M-1R; Light Industrial Restricted



ZONING MAP ORDINANCE NO. 2024-2

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from A-1 and C-2 to M-1R; Light Industrial Restricted. (The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.)

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from A-1 and C-2 to M-1R; Light Industrial Restricted. (The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.)

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

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Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

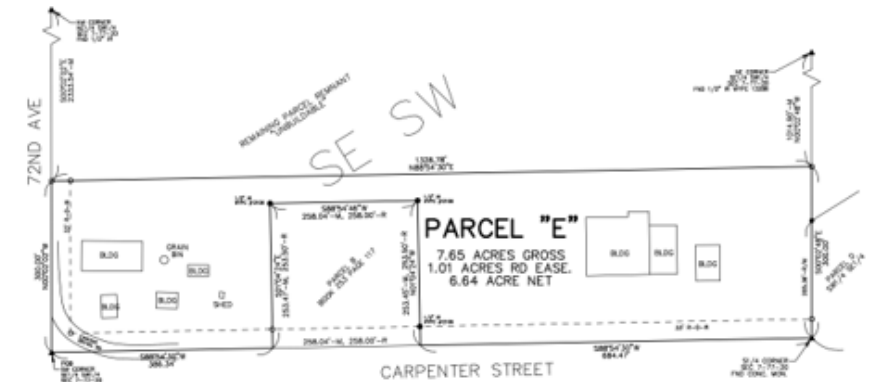
PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



13. Ordinance 2024-2:

Waive 2nd and 3rd Readings of proposed Marion County Ordinance 2024-2 and Final Approval Authorizing Publication and Zoning Map Amendment.



ZONING MAP ORDINANCE NO. 2024-2

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from A-1 and C-2 to M-1R; Light Industrial Restricted. (The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.)

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024 from A-1 and C-2 to M-1R; Light Industrial Restricted. (The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.)

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present from A-1, C-2 to M-1R; Light Industrial Restricted

Parcel E in the SE1/4 of the SW1/4 of Section 7, Township 77N, Range 20W in Marion County per Book 2024, Page 1056 dated 3/22/2024.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: The rezoning will be M-1; Light Industrial Restricted for the current manufacturing operation. Any expansion or use change would be subject to further review by the Zoning Commission and BOS for approval. The location of the operation on approximately 6 miles of gravel makes this not a suitable area for any larger scale operation without further reviews and approval.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

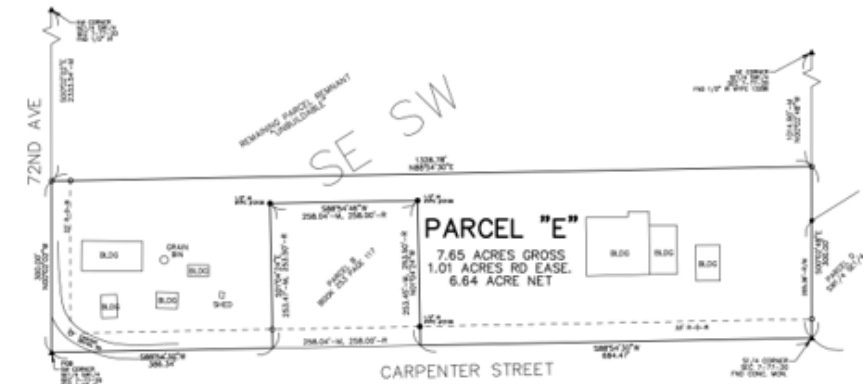
PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



14. Resolution 2024-51:

Amend Marion County Land Use Plan
Part of Otley Area



RESOLUTION NO. 2024-51

A RESOLUTION APPROVING AN AMENDMENT TO THE COMPREHENSIVE FUTURE LAND USE PLAN FOR MARION COUNTY, IOWA FOR THE AREA DESCRIBED AS: All that part of the S1/2 of the SW1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. lying North of Baldwin's Addition to the Town of Otley and north of a westerly extension of the North line of said addition and lying North and East of the northeasterly right-of-way line of Iowa Primary Highway No. 163, and lying South and West of the right-of-way of Business Highway 163 as General Commercial. This area extends the General Commercial to Business Hwy 163.

WHEREAS, the Marion County Zoning Commission has recommended an amendment to the Comprehensive Future Land Use Plan for Marion County, Iowa, as it concerns the following described real property:

All that part of the S1/2 of the SW1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. lying North of Baldwin's Addition to the Town of Otley and north of a westerly extension of the North line of said addition and lying North and East of the northeasterly right-of-way line of Iowa Primary Highway No. 163, and lying South and West of the right-of-way of Business Highway 163.

WHEREAS, the Comprehensive Future Land Use Plan currently designates the property as Medium Density Residential use.

WHEREAS, after careful review of this matter, the Zoning Commission has recommended that the Comprehensive Future Land Use Plan be amended to designate this property as General Commercial use; and

WHEREAS, the Board of Supervisors of Marion County, Iowa believes it to be in the best interest of the County to make the change to the Comprehensive Future Land Use Plan as recommended by the Zoning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Marion County, Iowa that after review and discussion of the matter, the Comprehensive Future Land Use Plan is hereby amended to designate the following property as Commercial Use:

PASSED AND APPROVED this _____ day of _____, 2024.

Mark Raymie, Chairman of the Board of Supervisors

Approval Date: _____

ATTEST:

Jake Grandia, County Auditor

All that part of the S1/2 of the SW1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. lying North of Baldwin's Addition to the Town of Otley and north of a westerly extension of the North line of said addition and lying North and East of the northeasterly right-of-way line of Iowa Primary Highway No. 163, and lying South and West of the right-of-way of Business Highway 163 as General Commercial.

The proposed update to General Commercial outlined in red.



15. Public Hearing:

Public Hearing: Proposed Marion County Zoning Map amendment Ordinance 2024-3 regarding the matter of the rezoning Parcel Number: 22424-000-00 – described as - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, Marion County, Iowa and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition: and, Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, Marion County, Iowa, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., Marion County, Iowa, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38" 41' West 65.6 feet, thence South 27" 30' East 397.3 feet, thence North 62" 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.



The Marion County Board of Supervisors will be holding a public hearing on
May 14, 2024, at 9:00a.m.
At Marion County Office Building
3014 E. Main St., Knoxville, IA 50138

Members of the public are welcome to attend. The online options is available from the
Marion County Website: https://marioncountyiowa.gov/board_of_supervisors/meetings/
May 14, 2024, agenda

The public hearing for a Marion County Zoning Map amendment Ordinance 2024-3 will be held on the matter of the rezoning Parcel Number: 2242400000 -LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Sec2on 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition: and, Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38" 41' West 65.6 feet, thence South 27" 30' East 397.3 feet, thence North 62" 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.

Rezone the Residential 2.86 acres to C-1 Restricted. (A Restricted Rezoning to allow for Service | commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access. A sunset clause allowing one year for the commercial use to commence. Failure to commence a-er one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.)

The property owners: Van Haaften, Marion D&| Van Haaften, Marjorie L (DED)- Mark Van Haaften, executor of the estate.

The proposed rezoning requires a Land Use Change prior to the rezoning. The following described area is proposed to be updated on the Marion County Land Use Map from Medium Density Residential to General Commercial. All that part of the S1/2 of the SW1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. lying North of Baldwin's Addition to the Town of Otley and north of a westerly extension of the North line of said addition, and lying North and East of the northeasterly right-of-way line of Iowa Primary Highway No. 163, and lying South and West of the right-of-way of Business Highway 163.

A request has been made to waive the 2nd and 3rd reading.

Public comments related to any matter on the agenda can be emailed to mpoffenbarger@marioncountyiowa.gov. Public comments can be presented during the public hearing. For questions concerning any item on the agenda please contact the Marion County Zoning Office (641)828-2231 option 9.

Melissa Poffenbarger
Marion County Zoning Administrator

SUBJECT PARCEL MAP



VICINITY MAP OF THE SUBJECT PARCEL





ZONING MAP ORDINANCE NO. 2024-3

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38" 41' West 65.6 feet, thence South 27" 30' East 397.3 feet, thence North 62" 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning from R-2; One and Two Family Residential to C-1R; General Commercial Restricted. (A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access. A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.)

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38" 41' West 65.6 feet, thence South 27" 30' East 397.3 feet, thence North 62" 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning from R-2; One and Two Family Residential to C-1R; General Commercial Restricted. (A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access. A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.)

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present from R-2; One and Two Family Residential to C-1R; General Commercial Restricted.

Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38" 41' West 65.6 feet, thence South 27" 30' East 397.3 feet, thence North 62" 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access.

Section 4: A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwestern 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.



16. Ordinance 2024-3:

Approve 1st Reading proposed Marion County Ordinance 2024-3 Zoning Map Amendment – Rezoning from the current Residential to C-1 Restricted



ZONING MAP ORDINANCE NO. 2024-3

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning from R-2; One and Two Family Residential to C-1R; General Commercial Restricted. (A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access. A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.)

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning from R-2; One and Two Family Residential to C-1R; General Commercial Restricted. (A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access. A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.)

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present from R-2; One and Two Family Residential to C-1R; General Commercial Restricted.

Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access.

Section 4: A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesternly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.



17. Ordinance 2024-3:

Waive 2nd and 3rd Readings of proposed Marion County Ordinance 2024-3 and Final Approval Authorizing Publication and Zoning Map Amendment.



ZONING MAP ORDINANCE NO. 2024-3

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning from R-2; One and Two Family Residential to C-1R; General Commercial Restricted. (A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access. A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.)

WHEREAS, on the 16th day of April, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning from R-2; One and Two Family Residential to C-1R; General Commercial Restricted. (A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access. A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.)

WHEREAS, on the 14th day of May, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present from R-2; One and Two Family Residential to C-1R; General Commercial Restricted.

Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesterly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: A Restricted Rezoning to allow for Service Commercial/Warehousing specific to plumbing and heating operation due to the location, size of the property and limited property access.

Section 4: A sunset clause allowing one year for the commercial use to commence. Failure to commence after one year may allow Marion County to rezone the property back to the original R-2; One and Two Family Residential.

Section 5: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 14th day of May, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor



Parcel 2242400000 described as: LEGAL DESCRIPTION - Lots 6, 7, and 8 in Block 2 and Lots 1, 2, 3 and 4 in Block 3 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and that part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M. encompassing Summit Street lying between Blocks 3 and 4 in Baldwin's Addition and also Johnston Street lying between Blocks 2 and 3 in said Baldwin's Addition:

and,

Lot 1 and the Northwesternly 44 feet of Lot 2 in Block 4 in Baldwin's Addition to the town of Otley, MARION COUNTY, IOWA, and part of the SE 1/4 of the SW 1/4 of Section 15, Township 77 North, Range 19 West of the 5th P.M., MARION COUNTY, IOWA, described as follows: Beginning at the Northwest corner of Block 3 in said Baldwin's Addition, thence South 38° 41' West 65.6 feet, thence South 27° 30' East 397.3 feet, thence North 62° 30' East 60 feet to the West line of Block 4 in said Baldwin's Addition, thence Northerly 424 feet along the West line of Block 3 and 4 in said Baldwin's Addition in the Northwest corner at said Block 3 being the point of beginning.



18. Resolution 2024-49:

Road Department Yield Sign Installation at SB Fillmore Drive at the East Roberts Creek Campground Entrance



RESOLUTION NO. 2024-49

WHEREAS, the Marion County Board of Supervisors is empowered under authority of sections 321.236 and 321.255 of the Code of Iowa to designate any secondary road intersection under their jurisdiction as controlled intersections and to erect appropriate signs at one or more entrances to such intersection per section 321.345, and

WHEREAS, Marion County has jurisdiction over the Secondary Road System and,

WHEREAS, an engineering review for each of the intersection of Fillmore Dr. and the entrance to the East Roberts Creek Campground was completed and it was determined to erect a regulatory sign to regulate traffic and promote safe maneuvers of vehicular traffic at this intersection,

WHEREAS, the County Engineer recommends a Yield sign for the particular direction of travel at the intersections listed below and,

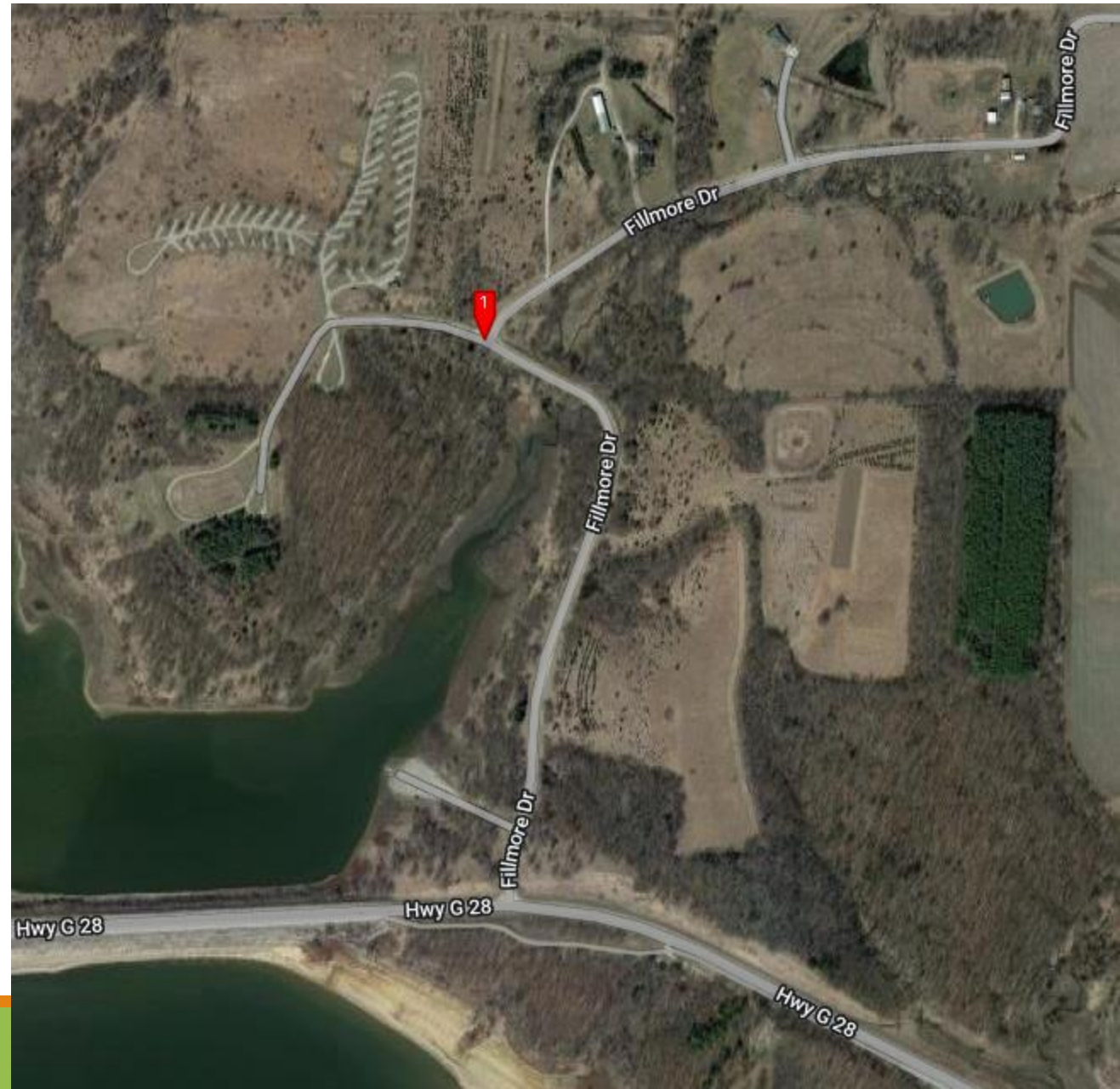
NOW THEREFORE BE IT RESOLVED: the Marion County Board of Supervisors designate Yield sign for control of southbound Fillmore Dr. traffic at the East Roberts Creek Campground entrance for the secondary road system.

Adopted this ____ day of May, 2024

Mark Raymie
Marion County Board Chair

Attest:

Jake Grandia
Auditor



19. Discussion/Action

Road Department Update – Construction Projects



20. Discussion/Action

VA Campus Laundry Building

- Roof Repair
- Equipment Removal



21. Discussion/Action

Special Event Permit Application

- Knoxville Rotary – Plaque Celebration: 5/15/2024



22. Board of Supervisor Updates



VII. BOARD OF SUPERVISOR ADJOURNMENT

