

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON OCTOBER 30, 2018.

Meeting called to order at 9:00 a.m. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Also present were Emergency Management Coordinator Chris Showalter, Zoning Administrator Misty Kroeze, Treasurer Vicki Schoneman, Assessor Michele Shultz and Kyle Helland, Cedar Falls, Iowa.

Minutes of the previous meeting were read and approved as read.

Board held a Public Hearing to consider an application for "Gates Minor Plat" in Butler Township. Present were Emergency Management Coordinator Chris Showalter, Zoning Administrator Misty Kroeze, Treasurer Vicki Schoneman, Assessor Michele Shultz and Kyle Helland, Cedar Falls, Iowa. Auditor reported no written or oral comments were received. Zoning Administrator Misty Kroeze reported that Planning and Zoning Commission had approved and recommends that it be approved under the condition that owner needs to follow zoning and building permits in the future. Treasurer Vicki Schoneman reported that the second half of taxes have not been paid on the property and that she will hold the Treasurer's Certificate until they are paid. Kyle Helland will contact landowner regarding taxes. At the close of the Public Hearing, it was moved by Eddy, second by Heidenwirth to approve the following:

RESOLUTION NO. 911

**RESOLUTION APPROVING THE "GATES MINOR PLAT",
BY BUTLER COUNTY, IOWA**

WHEREAS, Gates Minor Plat to Butler County, Iowa, containing two (2) parcels, has been submitted for approval to the Butler County Board of Supervisors consisting of the following described real estate:

"GATES MINOR PLAT" DESCRIPTION

(Part of Warranty Deed recorded in Document #2016-1297, being Parcel "A" Except Parcel "B")

THIS PLAT REPRESENTS A SURVEY OF PARCEL "Q"

That part of Parcel "A" per Plat of Survey recorded in Book K Page 50 dated 05/30/1999 in the Office of the Butler County Recorder in the South Half of the Northwest Quarter (S 1/2 NW 1/4) of Section No. 33, Township No. 92 North, Range No. 15 West of the Fifth Principal Meridian, Butler County Iowa, described as follows:

Commencing at the Northwest corner of said South Half of the Northwest Quarter, point being a found 1/2"Ø smooth iron pin; thence along the North line of said South Half of the Northwest Quarter North 89°59¼' East a distance of 1,044.0 to the Northwest corner of said Parcel "A", point being a set 1/2" rebar with license #23212, also being the point of beginning; thence along the North line of said Parcel "A" North 89°59¼' East a distance of 387.3 feet to a set 1/2" rebar with license #23212; thence South 02°36¾' West a distance of 174.25 feet to a set 1/2" rebar with license #23212; thence South 22°05¼' East a distance of 57.1 feet to a set 1/2" rebar with license #23212; thence South 00°10½' West a distance of 215.0 feet to the South line of said Parcel "A", point being a set 1/2" rebar with license #23212; thence along said South line South 89°58¾' West a distance of 400.05 feet to the Southwest corner of said Parcel "A", point being a found 1/2" rebar with license #9018; thence along the West line of said Parcel "A" North 00°01¼' West a distance of 442.0 feet to the point of beginning. Containing 3.98 acres including 0.29 acres right-of-way.

THIS PLAT REPRESENTS A SURVEY OF PARCEL "R"

That part of Parcel "A" per Plat of Survey recorded in Book K Page 50 dated 05/30/1999 in the Office of the Butler County Recorder in the South Half of the Northwest Quarter (S 1/2 NW 1/4) of Section No. 33, Township No. 92 North, Range No. 15 West of the Fifth Principal Meridian, Butler County Iowa, described as follows:

Commencing at the Northwest corner of said South Half of the Northwest Quarter, point being a found 1/2"Ø smooth iron pin; thence along the North line of said South Half of the Northwest Quarter North 89°59¼' East a distance of 1,431.3 to a set 1/2" rebar with license #23212, also being the point of beginning; thence continuing along said North line North 89°59¼' East a distance of 172.8 feet to the Northwest corner of Parcel "B" per Plat of Survey recorded in Book K Page 139 dated 02/20/2000 in the Office of the Butler County Recorder, point being a set 1/2" rebar with license #23212; thence along the West line of said Parcel "B" South 00°00¾' West a distance of 441.95 feet to the Southwest corner of said Parcel "B" also being the South line of said Parcel "A", point being a found 1/2" rebar; thence along said South line South 89°58¾' West distance of 159.85 feet to a set 1/2" rebar with license #23212; thence North 00°10½' East a distance of 215.0 feet to a set 1/2" rebar with license #23212; thence North 22°05¼' West a distance of 57.1 feet to a set 1/2" rebar with license #23212; thence North 02°36¾' East a distance of 174.25 feet to the point of beginning. Containing 1.70 acres including 0.13 acres right-of-way.

Subject to restrictions, easements, covenants, ordinances, and limited access provisions of record and not of record.

Note: The North line of said South Half of the Northwest Quarter is assumed to bear North 89°59¼' East for this description.

WHEREAS, after consideration, the same is found to be correct and in accordance with the provisions of the laws of the State of Iowa and the ordinances of Butler County, Iowa, and

WHEREAS, the Butler County Board of Supervisors find that the Gates Minor Plat would be advantageous to Butler County, Iowa, and

NOW, THEREFORE BE IT RESOLVED by the Butler County Board of Supervisors that said Gates Minor Plat to Butler County, Iowa, will be and the same hereby acknowledged and approved and accepted on the part of Butler County, Iowa,

The Butler County Auditor is hereby authorized and directed to certify a copy of this Resolution to the County Recorder of Butler County, Iowa, and affix the same to said Minor Plat as provided as law.

The vote thereon was as follows:

AYES: Tom Heidenwirth NAYS: None
Rusty Eddy
Greg Barnett

PASSED AND PASSED this 30th day of October, 2018.

ATTEST: *Lizbeth Williams*, County Auditor

No public comment received.

Board approved claims as submitted.

Board acknowledged receipt of Manure Management Plan Annual Updates for JLH Finisher; Beninga Finisher; Steere West Finisher and Wessels Finisher.

Moved by Eddy, second by Barnett to adjourn the meeting at 9:34 A.M. to Tuesday, November 6, 2018 at 9:00 A.M. Motion carried.

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adjourned meeting of the Board of Supervisors of Butler County, Iowa on October 30, 2018.