

Instrument No. 038219
State of Iowa, Boone County, SS
Filed for Record at 11:55 A.M.
This 24 day of Oct. 2003
Sheryl J. Thul, Recorder, Fees \$ no fee
Number of Pages 6

ret.
to **BOONE COUNTY BOARD OF SUPERVISORS**
BOONE COUNTY, IOWA

ORDINANCE AMENDMENT NO. 52
ORDINANCE AMENDING THE OFFICIAL BOONE COUNTY LAND DIVISION ORDINANCE

AMENDMENT TO THE BOONE COUNTY LAND DIVISION ORDINANCE.

WHEREAS, According to the Iowa Code (Section 331.302) the Boone County Board of Supervisors have the power to perform a duty only by the passage of a motion, a resolution, an amendment, or an ordinance. Boone County has adopted the Land Division Ordinance to provide for a balance between review and regulation authority of Boone County concerning the division and subdivision of land and the rights of landowners.

WHEREAS, At certain times it is necessary to clarify or change language of the Land Division Ordinance to make regulations more clear and easier to understand.

WHEREAS, The changes noted below have been proposed to clarify the meanings and differences between county roads and private roads.

WHEREAS, The Director of Planning and Development forwarded a recommendation for approval to the Boone County Zoning Commission. The Zoning Commission held a public hearing on August 25, 2003 in accordance with Iowa Code. The Zoning Commission moved to "recommend approval" of the proposed amendments. This recommendation to the Boone County Board of Supervisors for the proposed Land Division Ordinance Amendment has been certified by the Zoning Commission Chairman.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BOONE COUNTY, IOWA AS FOLLOWS:

SECTION ONE: That Boone County shall, and it does hereby, approve an amendment to the Boone County Land Division Ordinance as summarized below:

- 1. Definition of Roads and a clarification of the terms used in the County Road System (Section 2.01):

Roads:

County Road: Any arterial, collector, or local road, which has been constructed to Boone County Technical Standards and has been formally accepted by the Board of Supervisors into the County Road System. The County maintains County Roads.

Private Road: A road that has not been formally accepted into the Boone County Road System by the Board of Supervisors but has been dedicated to the public use.

Road, Minor Arterial: Linkage of cities, larger towns, and other traffic generators that are capable of attracting travel over long distances. Characteristics of intergrated interstate and intercounty service.

Road, Local: Primarily provides access to land adjacent to the collector network and serves travel over relatively short distances. The local road system constitutes all rural county roads not classified as arterials, or collector roads.

Road, Major Collector: These routes serve county seats not on arterial routes, larger towns, and other traffic generators of intracounty importance, such as consolidated schools, shipping points, county parks, and important agricultural areas. These routes also serve the more important intracounty travel corridors.

Road, Minor Collector: These routes should be spaced at intervals consistent with population density to accumulate traffic from local roads and bring all developed areas within reasonable distances of collector roads, provide service to the remaining smaller communities, and link the locally important traffic generators with their rural hinterland.

Road, Other Principal Arterial: Provides a high-speed, high-volume network for travel between major points in both rural and urban areas. Movement includes trip length and density suitable for substantial statewide or interstate travel.

2. Numerous grammatical corrections
3. Clarification that the subdivider is the party responsible for subdivision improvements (Section 6.05)
4. Clarification of Technical Standards for roads and that one may obtain those Technical Standards from the Boone County Engineers Office (Section 6.06).

SECTION TWO: That this amendment shall be in full force and effect from and after its passage and approval in the manner provided by law.

ACTION UPON FIRST READING

DATE: September 22, 2003

Moved by: O'Brien

Seconded by: Reed

Discussion:

AYES (A), NAYES (N), ABSENT (X):

Albert Sorensen A Mike O'Brien A David Reed A

ACTION UPON SECOND READING

DATE: September 24, 2003

Moved by: O'Brien

Seconded by: Sorensen

Discussion:

AYES (A), NAYES (N), ABSENT (X):

Albert Sorensen A Mike O'Brien A David Reed X

ACTION UPON FINAL READING

DATE: September 26, 2003

Moved by: O'Brien

Seconded by: Reed

Discussion:

AYES (A), NAYES (N), ABSENT (X):

Albert Sorensen Mike O'Brien

David Reed

Albert G. Sorensen

Chairman

Boone County Board of Supervisors

10-13-03
Date

Philippe E. Meier
ATTEST:

9-26-2003
Date

Philippe E. Meier, County Auditor

