

BOARD OF SUPERVISORS

District 1 | **Stacey Walker**

District 2 | **Ben Rogers**

District 3 | **Louis J. Zumbach**

JEAN OXLEY LINN COUNTY PUBLIC SERVICE CENTER

935 2ND ST. SW

CEDAR RAPIDS, IA 52404

PH: 319-892-5000 | FAX: 319-892-5009

LinnCounty.org



**LINN COUNTY BOARD OF SUPERVISORS
MEETING AGENDA**

Monday, May 24, 2021

11 a.m.

Formal Board Room—Jean Oxley Public Service Center
935 2nd St. SW, Cedar Rapids, IA

Call to Order

Public Comment: Five Minute Limit per Speaker

This comment period is for the public to address topics on today's agenda.

Minutes

Discuss and decide on meeting minutes.

Discuss a variance application requested by Linn County Conservation for the reconstruction of a restroom within the floodplain in the 4200 block of Chain Bridge Road.

Discuss adoption of a post-bid quality assurance questionnaire for use in evaluation of qualifications of bidder.

Discuss and decide on A Resolution to Rescind Resolution 2020-11-125 Pertaining to the Linn County Board of Health Face Covering Regulation.

Discuss and decide on rescinding Linn County Board of Supervisors Policy COVID-002 pertaining to employee face coverings in response to COVID-19.

Discuss and decide on conducting in-person Linn County governmental public meetings on and between May 31 and June 6, 2021.

Public Comment: Five Minute Limit per Speaker

This is an opportunity for the public to address the board on any subject pertaining to board business.

Payroll Authorizations

Discuss and decide on Employment Change Roster (payroll authorizations).

Claims

Discuss and decide on claims.

Legislative Update

Discuss and decide on action related to proposed legislation

Correspondence

Appointments

Adjournment

To adhere to social distancing requirements, Linn County employees and the public may participate in this meeting as follows:

- 1) Conference call—telephone number 1-800-945-0974, access code 501116
- 2) Email questions or comments prior to or during the meeting to: bd-supervisors@linncounty.org

For questions about meeting accessibility or to request accommodations to attend or to participate in a meeting due to a disability, please contact the Board of Supervisors office at 319-892-5000 or at bd-supervisors@linncounty.org.



Zoning Division

Variance Application

Owner Information:		Applicant Information:	
Owner	Linn County	Applicant	Linn County Conservation
Address	935 2nd St SW Cedar Rapids, IA 52404	Address	10260 Morris Hills Rd Toddville, IA 52341
Phone	319-892-5000	Phone	319-892-6450
Email	linncounty.org	Email	linncountyparks.com
Surveyor/Engineer/Architect: Shoemaker-Haaland (if applicable)		E-Mail	shpec@shoemaker-haaland.com
329 10th Ave SE Ste 215 C.R.		Phone	319-286-8888
Property Address: or Address Range (block) Chain Bridge Road			
GPN(s): 123422600100000			
Rural Land Use Map Designation: CNRA			
Brief legal(s): (Sec./Twp./Range) NE 1/4, Sec. 33, T84N, R8W			
Current Zoning: CNR		Total Acres: 1.11	
Submittal Requirements: Application, Fee, Minor Site Plan Drawing			
The undersigned is/are the owner(s) of the described property on this application, located in the unincorporated area of Linn County, Iowa, assuring that the information provided herein is true and correct. If the variance applies to a structure, it shall be clearly staked out or flagged according to the submitted minor site plan. A representative of Linn County Planning and Development will conduct a site inspection to review the application and minor site plan.			
This development is subject to and shall be required, as a condition of final development approval, to comply with all Unified Development Code policies, requirements, and standards that are in effect at the time of final development approval. I hereby give my consent for the office of Linn County Planning and Development to conduct a site visit and photograph the subject property.			
Owner	_____	Applicant	<i>Randy Brady</i>
Date	_____	Date	4/21/21
Case #	JV21-0004	Date Received	
Receipt#	_____	APR 21 2021	
		LINN COUNTY DEPARTMENT OF PLANNING & DEVELOPMENT	

1. **What are you requesting a variance from?**

- Required setback from lot line
- Required size limitation (accessory building, home occupation size, sign, etc.)
- Other

Please explain:

Placing a 12'x9' restroom in the floodplain. This restroom is a standard vault type restroom which the Conservation Department has been building & maintaining for over 50 years in all of our areas.

2. **Please explain why the application of the Linn County Unified Development Code to your property causes you a hardship. A hardship results when the code requirement, as applied to your property, deprives you of any reasonable economic use of the property.**

The Conservation Department wants to place a new handicapped accessible restroom in the Chain Lakes Natural Area. This area is a public river access, picnic area and trail access area for both the Linn County property but also access for areas of Iowa Dept. of Natural Resources property. The entire area is in the Cedar River floodplain

3. **Please explain why the hardship was created by the ordinance, not the applicant, and will not merely serve as a convenience to the applicant.**

The restroom serves as a convenience as well as a health & safety feature for the public who use our areas. The hardship would be to not provide an accessible restroom for the public.

4. **Please explain why you have no other alternatives other than a variance.**

Since the entire area is in the floodplain, there is no other alternative for the restroom. Placing the restroom on a mound, above the floodplain would make the facility unaccessible and create more of a concern of a no-rise situation than a simple building. The Conservation Department has been building and maintaining this style of restroom in our parks, especially more natural areas for over 50 years. The County has hired an engineer to provide a "no-rise" certificate for the restroom.



PATH TO BRIDGE

PICNIC AREA

ACCESSIBLE PARKING

NEW RESTROOM

EXISTING RESTROOM

ACCESSIBLE WALKWAY

WALKTHRU GATE

CCB PROPERTY

PROPERTY LINE

IDNR PROPERTY

CHAIN LAKES NATURAL AREA

RESOLUTION NO. 2021 – 5 –

**A RESOLUTION TO RESCIND RESOLUTION 2020-11-125 PERTAINING TO
THE LINN COUNTY BOARD OF HEALTH FACE COVERING REGULATION**

WHEREAS, on November 16, 2020, the Linn County Board of Health, in response to state and federal proclamations and declarations relating to the COVID-19 public health emergency, approved a Face Covering Regulation and submitted it for approval to the Linn County Board of Supervisors pursuant to Iowa Code Section 137.104(1)(b)(2); and

WHEREAS, in response to the ongoing public health emergency and the Linn County Board of Health's action, the Linn County Board of Supervisors, on November 18, 2020, approved the Linn County Public Health Face Covering Regulation; and

WHEREAS, the Centers for Disease Control and Prevention (CDC), on May 13, 2021, updated its guidance and public health recommendations for full vaccinated people to state that fully vaccinated people no longer need to wear a mask or physically distance in any setting, except where required by federal, state, local, tribal, or territorial laws, rules, and regulations, including local business and workplace guidance; and

WHEREAS, many state and local government jurisdictions rescinded mask and face covering regulations in response to the updated CDC guidance.

BE IT THEREFORE RESOLVED by the Linn County Board of Supervisors that Resolution 2020-11-125, A Resolution Approving the Linn County Board of Health Face Covering Regulation, is hereby rescinded in its entirety.

LINN COUNTY BOARD OF SUPERVISORS

Stacey Walker, Chair

Ben Rogers, Vice Chair

Louis J. Zumbach, Supervisor

AYE:

NAY:

ABSTAIN:

ATTEST:

Joel Miller, Linn County Auditor