

Approved Minutes Emmet County Board of Supervisors
August 28, 2018
Regular Meeting
Board Room, Courthouse

Present: Bev Juhl, Chair
John Pluth, Vice-Chair
Jeff Quastad
Roger Hash
Tim Schumacher

Absent:

Juhl, Chair, called the meeting to order. Motion was made by Quastad, seconded by Hash, to approve the minutes from last week's meeting, also approving them for publication. All ayes, motion carried.

During public forum, Quastad stated that he had attended a Juvenile Detention meeting last week and shared information from the meeting with the other Board members. Pluth attended a DECAT meeting held yesterday.

The Board was presented with a new construction permit application for the Denmark 24 new confinement site. This new construction location is the SE ¼ of the SE ¼ of Section 24, Township 98N, Range 31 of Denmark Township. It was moved by Schumacher, seconded by Pluth to set the public hearing date for the Denmark 24 Site for September 11, 2018 at 10:15 a.m. All ayes, motion carried.

The Board was presented with a request from Summit Farms LLC for the Jack Creek 26 confinement site to waive the 14-day waiting period between the Notice of Intent to Issue a Permit to the actual issuance of the Construction Permit for this site. If the Board grants the request to waive the 14-day waiting period, Resolution #2018-10 must be adopted. It was moved by Pluth, seconded by Schumacher, to grant the request to waive the 14-day waiting period with the adoption of Resolution 2018-10. All ayes, motion carried. Resolution #2018-10 reads as follows:

RESOLUTION 2018-10

Emmet County Board of Supervisors

August 28, 2018

APPROVAL OF WAIVER OF Emmet County's RIGHT TO APPEAL ISSUANCE

OF FINAL CONSTRUCTION PERMIT FOR THE CONSTRUCTION OF CONFINED ANIMAL FEEDING OPERATION BY THE IOWA DEPARTMENT OF NATURAL RESOURCES.

BE IT RESOLVED by the Emmet County Board of Supervisors as follows:

Section 1 The Emmet County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that Summit Farms LLC – JACK CREEK 26 SITE

has been issued a draft permit for the construction of a confined animal feeding operation building(s) at 5025 250TH St, Ringsted, IA 50578 in unincorporated of Emmet County. County.

Section 2 The Emmet County Board of Supervisors reviewed the construction permit application and the manure management plan and determined that both appeared to be in compliance with the requirements of the Master Matrix, Iowa Code Section 459 and Iowa DNR rules. The County did not recommend approval of the application on August 14, 2018, but the County is in receipt of the draft permit from the DNR and Emmet County agrees to waive the 14-day waiting period for the final permit.

Section 3 The Emmet County Board of Supervisors hereby waives its right to appeal the issuance of the final permit within the fourteen (14) day limit from the time of receipt of notice of the issuance of the draft permit.

Section 4 The Emmet County Board of Supervisors encourages the Iowa DNR to issue

the Final Permit immediately upon notification of this waiver.

Section 5 The Emmet County Board of Supervisors authorizes the Board Chairman to notify the Iowa DNR of this waiver.

Section 6 This resolution shall take effect immediately.

Date 8-28-2018

Beverly Juhl
Chairperson, Emmet County Bd of Supervisors

ATTEST:

Colleen Anderson, Assistant to the Auditor
& Clerk to Board of Supervisors

The Board received a drainage petition for Drainage District #40 for further cleanout, commencing at 480th Avenue continuing to the junction of drainage district #70. Quastad stated that it would probably be just over a mile and is estimating the cost between \$15,000-\$20,000. It was moved by Quastad, seconded by Pluth, to accept the drainage petition for drainage district 40. All ayes, motion carried.

It was moved by Pluth, seconded by Schumacher, to accept the Fireworks Application and issue a permit to Charla Gardner at 4736 160th St, Estherville, IA 51334. All ayes, motion carried. The signed application and a copy of the permit will be forwarded to the Sheriff's Office.

The Board reviewed the Manure Management Forms (MMP) / Nutrient Management Plan for Tanner Oleson #1, owner Tanner Oleson, Facility ID #57875.

Manure Management Plan for: Prestage Farms of Iowa LLC, Facility Name PI 298 Finisher Facility ID #65437; Rick Howard for R & K Swine, Facility ID #58170; James Boyer, Facility ID Boyer James Site 1, Facility ID #58213; West Swan Swine Care LLC, Facility Name West Swan Swine Care Facility ID#69123 and James Boyer, Facility name Boyer, James Site 2 Facility ID#62465.

Board received from the DNR a Notice of Intent to Issue a Permit for Jack Creek 26 Site, Facility ID #70408.

Board reviewed construction permit from the DNR for Celander IA Lakes 14 Site, Facility ID #70339.

A motion was made by Quastad, seconded by Schumacher, to adjourn the meeting at 9:27 a.m. All ayes, motion carried.

Colleen Anderson, Assistant to the Auditor

Bev Juhl, Chair