

BOARD PROCEEDINGS

EIGHTEENTH DAY

SPECIAL SESSION

OCTOBER 11, 2006

The Supervisors met pursuant to adjournment. Present were Lee Froehlich, Chairman, Don Besch, Eugene Elsbecker, Don McGregor (by Phone), and Jack Plathe.
Absent none.

Motion by McGregor by phone and 2nd by Froehlich to waive 14 day waiting period for John and Gina Erpelding confinement under Iowa Code Section 459.304 and Iowa Administrative Rule 567-65.10(7) Roll Call Vote: Besch yes, Elsbecker yes, McGregor yes (by phone), Plathe yes, and Froehlich yes. Motion carried unanimous.

The following Resolution was sent with a letter to the Department of Natural Resources:

RESOLUTION 10-11-06

KOSSUTH COUNTY BOARD OF SUPERVISORS

October 11, 2006

APPROVAL OF WAIVER OF KOSSUTH COUNTY'S RIGHT TO APPEAL ISSUANCE OF FINAL CONSTRUCTION PERMIT FOR THE EXPANSION OF CONFINED ANIMAL FEEDING OPERATION BY THE IOWA DEPARTMENT OF NATURAL RESOURCES

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

Section 1. The Kossuth County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that John and Gina Erpelding, has been issued a draft permit for the construction of additional confined animal feeding operation buildings at Section 30, Prairie Township, Kossuth County, Iowa.

Section 2. The Kossuth 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 and recommended approval of said application.

Section 3. The Kossuth 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 Kossuth County Board of Supervisors encourages the Iowa DNR to issue the final permit immediately upon notification of this waiver.

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

Section 6. This resolution shall take effect immediately.

On motion adjournment was taken until Monday, October 16, 2006.

Attest:

Joann Bormann
Kossuth County Auditor

Lee Froehlich, Chairman
Board of Supervisors