

May 26th, 2021

The Board of Supervisors of Shelby County, Iowa, met pursuant to law and rules of said board in special session at 9:00 a.m. in the Shelby County Courthouse with the following members present Darin Haake, Chairperson and Supervisor Charles Parkhurst and Mark Maxwell, Clerk.

The Chair asked that any conflict of interest be stated concerning any item on the agenda. No conflicts were noted.

A motion was made by Parkhurst and seconded by Haake to approve the agenda.
AYES: Unanimous NAYES None

Th following Resolution was then considered after a driveway placement discussion for the BV RIDGE LLC with Shelby County Engineer, Brandon Burmeister.

RESOLUTION 2021-26 SHELBY COUNTY BOARD OF SUPERVISORS
May 26th, 2021

APPROVAL OF WAIVER OF SHELBY 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 Shelby County Board of Supervisors as follows:

Section 1 The Shelby County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that BV RIDGE LLC has been issued a draft permit for the construction of a confined animal feeding operation building(s) at 1730 Hazel Road in unincorporated Shelby County.

Section 2 The Shelby 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 on May 18th 2021

Section 3 The Shelby 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 Shelby County Board of Supervisors encourages the Iowa DNR to issue the Final Permit immediately upon notification of this waiver.

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

Section 6 This resolution shall take effect immediately.

Parkhurst made a motion to approve the resolution 2021-26, Haake seconded the motion. A vote was tallied with Parkhurst and Haake both voting for the Resolution, Kenkel was absent. No Nays were cast.

Further discussion about Secondary roads equipment of various types and the American Rescue Plan Act (ARPA) funds possible spending was discussed with more knowledge being needed to make any decisions about spending the dollars received by Shelby County.

A brief tour was taken in the Clerk of Courts office and the renovations taking place.

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Darin Haake, Chairperson
ATTEST:

Mark L. Maxwell
Clerk to the Board of Supervisors