

RESOLUTION NO. 404-97

WHEREAS, the Mitchell County Board of Supervisors has received the petition and report of the Mitchell County Planning and Zoning Commission for the enactment of certain amendments to the Land Subdivision Regulations of Mitchell County, said amendments being attached hereto and by reference made a part of this resolution, and

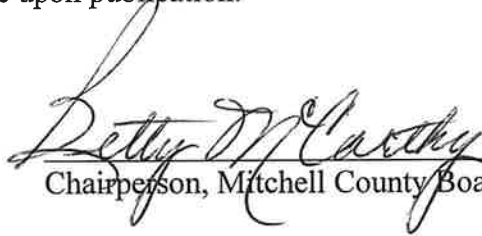
WHEREAS, notice of hearing on said amendments has been previously published and held as provided by law, and

WHEREAS, multiple considerations of the proposed amendments have been waived as provided by law.

NOW, THEREFORE, BE IT RESOLVED that the attached amendments to the Land Subdivision Regulations of Mitchell County are hereby enacted.

The amendments shall be effective upon publication.

5-13-97  
(Date)

  
Chairperson, Mitchell County Board of Supervisors

ATTEST:

Sandra Heckstein  
Sandra Heckstein, Mitchell County Auditor

AMENDMENTS TO MITCHELL COUNTY SUBDIVISION ORDINANCE  
ORDINANCE #2B

- ENACT: 401.16A MOBILE HOME: Any vehicle which at any time was used as a conveyance upon highways or public streets, so designed and constructed as to permit occupancy thereof for dwelling or sleeping purposes for one or more persons whether attached or unattached to a permanent foundation.
- ENACT: SECTION 501.3A The Planning and Zoning Commission may approve a request for mobile homes to be allowed in a subdivision if it is determined that mobile homes would not detract from the subdivision appearance. This would normally include subdivisions in or close to recreational areas where seasonal occupancy is normal.
- ENACT: 600.22 Protective Covenants shall be submitted with the preliminary plat. Covenants shall include but not be limited to:
1. Requirements for approved zoning permits before any development on each lot. (Well testing, septic permit and zoning permit)
  2. A statement declaring that mobile homes are or are not to be allowed in the subdivision and conditions to be met if allowed.
- ENACT: 600.23 Whether or not any part of the subdivision is located in a flood plain, and whether or not an average excavation for basement or foundation will reach a depth which is within two feet in elevation to any adjacent or surrounding flood plain.
- ENACT: ARTICLE 600.24 The developer shall submit a statement to the Planning and Zoning Commission stating whether or not mobile homes are to be allowed and any conditions on placement of a mobile home in the subdivision. (Protective covenants may be referenced if data is complete). The Planning and Zoning Commission may approve the inclusion of mobile homes in a subdivision but shall show reason if not approved.

REPEAL: Article X

ENACT: ARTICLE X  
AMENDMENTS

Section 1000. Any regulations or provisions of this Ordinance may be changed and amended from time to time by the Board of Supervisors with such amendment being initiated by the Board of Supervisors, by a motion by the Planning and Zoning Commission or by a petition by any person; provided that such changes or amendments shall not become effective until they have first been reviewed and a recommendation has been made thereon by the Planning and Zoning Commission, and further provided that a public hearing shall be held by the Board of Supervisors, public notice of which shall be given in accordance with Iowa Code Section 331.305.