RESOLUTION #809-11

Mitchell County Board of Supervisors

July 19, 2011

APPROVAL OF WAIVER OF MITCHELL 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 Mitchell County Board of Supervisors as follows:

Section 1. The Mitchell County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that Ruehlow Livestock Site, Facility ID #65809 has been issued a draft permit for the construction of a confined animal feeding operation buildings at 2356 370th Street, Osage, IA in unincorporated Mitchell County.

Section 2. The Mitchell 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 June 7, 2011.

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

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

Section 6. This resolution shall take effect immediately.

Joel Vogelmeier

Chair, Mitchell County Board of Supervisors

Attest

Lowell Tesch

Lowell Tesch , Mitchell County Auditor