

PLANNING & DEVELOPMENT

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Timothy Huey
Director

To: Dee F. Bruemmer, County Administrator
From: Brian McDonough, Planning & Development Specialist
Date: July 21, 2015
Re: **Consideration of a Resolution approving a State Construction Permit for Sievers Family Farms, LLC / Glenora Feed Yard, LLC in the S½ NE¼ of Section 32, T80N R1E (Liberty Township) for the expansion of a confined animal feeding operation (cattle) located at 26618 20th Avenue.**

The County received notice of this application on June 23rd from the Iowa DNR. The County has 30 days to make comments and pass a Resolution recommending approval or denial of the application. In order to hold a public hearing and consider a Resolution on separate agendas Scott County requested, and was granted, a seven (7) day extension to submit its review to the IDNR by July 31st. The Board of Supervisors held a public hearing on July 16th to take public comments on the application. No one from the public spoke during the hearing, and the applicant was present at that meeting. The Board did receive one email from a resident of the town of New Liberty, located approximately 1½ miles north and west of the Sievers farm, objecting to the expansion.

In 2010, this site was issued a State Construction Permit for 4,888 head of cattle. Scott County reviewed and recommended approval at that time based upon the application's compliance with the Master Matrix. Only one-half of that originally approved capacity has been constructed; or 2,444 head of cattle. The original 2010 permit has expired, and a new State Construction Permit is needed at this time to complete the expansion, including the County's review of the Master Matrix for the same site. Representatives from the Planning and Health Departments met with Bryan Sievers and the Iowa DNR at the site on Friday, July 17th. We discussed the application, including the manure management plan and Master Matrix, as well as toured the site. The application takes 440 total points on the Master Matrix, which is the minimum needed to pass. Staff will have a full review and presentation of those points at the July 28th COW meeting, with consideration of the Resolution recommending approval of the State Construction Permit on the July 30th Board meeting agenda.

THE COUNTY AUDITOR'S SIGNATURE CERTIFIES THAT
THIS RESOLUTION HAS BEEN FORMALLY APPROVED BY
THE BOARD OF SUPERVISORS ON _____.
DATE

SCOTT COUNTY AUDITOR

RESOLUTION

SCOTT COUNTY BOARD OF SUPERVISORS

July 30, 2015

**ADOPTING A RECOMMENDATION TO THE IOWA DEPARTMENT OF NATURAL
RESOURCES ON THE STATE CONSTRUCTION PERMIT APPLICATION OF
SIEVERS FAMILY FARMS, LLC FOR THE CONSTRUCTION OF A CONFINED
ANIMAL FEEDING OPERATION IN SECTION 32 OF LIBERTY TOWNSHIP**

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

- Section 1. Sievers Family Farms LLC in the S½NE¼ Section 32, T80N, R1E (Liberty Township) has submitted an application to the Iowa Department of Natural Resources (DNR) for a construction permit for the expansion of a confined animal feeding operation at 26618 20th Avenue in unincorporated Scott County
- Section 2. The Scott County Health Department and the Scott County Planning and Development Department have reviewed the construction permit application and the manure management plan and determined that both appear to be in compliance with the requirements of Iowa Code Section 459 and Iowa DNR rules.
- Section 3. The Scott County Board of Supervisors has determined that there are not any additional objects or locations not included in the application that are within the required separation distances, the soils and hydrology of the site appear to be suitable for the proposed facility, the applicant has adequate land for the application of manure originating from this confinement feeding operation available and there are no apparent drain tiles in the area of the proposed expansion.
- Section 4. The Scott County Board of Supervisors published public notice of the receipt of said application, accepted written and electronic comments on the application, and held a public hearing on July 16, 2015 during its regularly scheduled meeting to receive public comments on application.
- Section 5. The Scott County Board of Supervisors will submit to the Iowa DNR the written reports it received from the Scott County Planning and Development and Health Departments on which its determination is based, in addition to any written public comments it receives on this application and the documentation of publication of the required public notice.
- Section 6. The Scott County Board of Supervisors would recommend that the construction permit application of Sievers Family Farms LLC be approved based on its compliance with the Iowa DNR rules and Iowa Code regulations for such applications.
- Section 7. This resolution shall take effect immediately.