

PLANNING & DEVELOPMENT

600 West Fourth Street
Davenport, Iowa 52801-1106
E-mail: planning@scottcountyiaowa.com
Office: (563) 326-8643 Fax: (563) 326-8257



Item #05
7/10/18

Timothy Huey
Director

To: Mahesh Sharma, County Administrator

From: Timothy Huey, Planning Director

Date: July 3, 2018

Re: Approval of the second and final reading of an ordinance rezoning a 17.65-acre tract, more or less, from "Agricultural-General (A-G)" to "Single-Family Residential (R-1)," legally described as Part of the East ½ of Section 6 of Pleasant Valley Township, south of 195th Street, adjacent to Stoney Creek North 2nd Addition.

The Board of Supervisors held a public hearing on this application on June 12th and approved first reading on June 28th. No one has addressed the Board or submitted any comments on this request. The Planning Commission unanimously recommended approval of the rezoning in accordance with staff's recommendation. The Commission determined that the request met a preponderance of the criteria of the land use policies. The area is shown on the Future Land Use Map as appropriate for residential development, it is near employment and commercial centers, it has access to a paved road and it is adjacent to other residential development. The property for Stoney Creek North and Stoney Creek North II was rezoned from A-G to R-1 in 2000 and 2005, respectively.

Tim Dolan, the applicant, also developed the adjacent Stoney Creek North II, Stoney Creek North and the original Stoney Creek Subdivision, south of Spencer Creek and was the only person in attendance at the Planning Commission's public hearing and spoke in favor of his request.

PLANNING COMMISSION RECOMMENDATION: The Planning Commission recommends approval of the request to rezone this property from Agricultural-General (A-G) to Single-Family Residential (R-1) based on its compliance with a preponderance of the criteria of the Revised Land-Use Policies. **(Vote 5-0)**

Prepared by: Scott County Planning and Development, 600 West Fourth Street, Davenport Iowa

SCOTT COUNTY ORDINANCE NO. 18-_____

AN ORDINANCE TO AMEND THE ZONING MAP BY REZONING APPROXIMATELY 17.65 ACRES IN SECTION 6, PLEASANT VALLEY TOWNSHIP FROM AGRICULTURAL-GENERAL (A-G) TO SINGLE-FAMILY RESIDENTIAL (R-1) , ALL WITHIN UNINCORPORATED SCOTT COUNTY.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY
IOWA:

Section 1. In accordance with Section 6-31 Scott County Code, the following described unit of real estate is hereby rezoned from Agricultural-General (A-G), to Single-Family Residential (R-1) to-wit:

Part of the East Half of Section 6, Township 78 North, Range 5 East of the 5th P.M., Scott County, Iowa, being more particularly described as follows: Commencing at the northerly most corner of Stoney Creek North Second Addition to Scott County, Iowa, said point being the POINT OF BEGINNING of the tract of land hereinafter described: thence South 35°-16' -40" West 683.77 feet along the westerly line of said Stoney Creek North Second Addition; thence South 48°-13' -40" West 218.78 feet along the westerly line of said Stoney Creek North Second Addition; thence 62°-38' -50" West 172.21 feet along the westerly line of said Stoney Creek North Second Addition; thence North 53°-17' -30" West 699.31 feet to a point on the East Line of the West Half of the East Half of said Section 6; thence North 01°-04' -10" West 400.00 feet along the East Line of the West Half of the East Half of said Section 6 to the centerline of 195th Street (Forest Grove Road) as now established in Scott County, Iowa; thence northeasterly 328.62 feet along the centerline of said 195th Street being a curve concave northerly having a radius of 1432.50 feet and a chord bearing and dimension of North 83°-38' -00" East 327.90 feet; thence North 77°-03' -40" East 234.65 feet along the centerline of said 195th Street; thence southeasterly 754.52 feet along the centerline of said 195th Street being a curve concave southerly having a radius of 955.00 feet and a chord bearing and dimension of South 80°-18' -20" East 735.05 feet to the point of beginning. Containing 17.65 acres, more or less.

Section 2. This ordinance changing the above described land to Residential Single-Family (R-1) is approved as recommended by the Planning and Zoning Commission.

Section 3. The County Auditor is directed to record this ordinance in the County Recorder's Office.

Section 4. Severability Clause. If any of the provisions of this Ordinance are for any reason illegal or void, then the lawful provisions of the Ordinance, which are separate from said unlawful provisions shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

Section 5. Repealer. All ordinances or part of ordinances in conflict with the provisions of the Ordinance are hereby repealed.

Section 6. Effective Date. This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

Approved this _____ day of _____ 2018.

Tony Knobbe, Chair
Scott County Board of Supervisors

Roxanna Moritz, County Auditor