

## Minutes of Board of Adjustment's Hearing April 27, 2022

### Unapproved minutes:

**Call to Order.** Meeting was called to order at 9:00 a.m. Board members present were James Jorgensen, Rick Cordes, Teresa Stevens-Marth, Wendy Johnson (on the phone), and Sean Pitkin. Roll call of Board members was taken with five (5) Board members in attendance. Also present was Jeff Sherman, Zoning Administrator, Jen Solomon, Admin Assistant, Floyd Hackman Bruening Rock Products, Ronald Fadness Bruening Rock Products, Kalen Schlader Bruening Rock Products, Loren & Fallon Herschberger @ 1354 Quarry Rd. Attached to these minutes and made a part hereof is a list of additional attendees.

**Approval of Agenda.** A motion to approve the agenda as presented was made by Teresa Steven-Marth seconded by Rick Cordes

**Approval of Minutes.** Minutes of the March 30, 2022 a motion to approve the minutes moved to approve Sean Pitkin, seconded by Wendy Johnson

### New Business.

A request by Bruening Rock Products has filed an application with the Floyd County Board of Adjustment for a Conditional Use to have a Quarry for the purpose of mining sand on their property located at Parcel #07-05-300-500-00 24.29 Acres 740 width depth 1133 in the SE of Section 5, Township 96 North, Range 16 West of the 5<sup>th</sup> P.M., Floyd Township, Floyd County, Iowa.

Ronald Fadness presented to the Board of Adjustments where the actual sand pit is going to be located at the property said that will have a pond, scale & scale house located on property the purpose for this is for wet sand and there will be no drilling involved no water out of the river to wash the sand will be used the wet sand will not have a lot of dust & there will be very little noise. Kalen from Bruening Rock Products did say that at a two to week period there will be some traffic but this will only be during the weekday. Fallon Herschberger who resides @1354 Quarry Rd whose property is next to the quarry had few question to ask Bruening Rock Products her questions & statements were How is this going to affect the campers & trails, at the west Idlewild Park which is located east of Bruening property also her & husband Loren have a home based business for horses that he has a clinic and 4H kids come out to their property for the fair projects. Fallon asked how is this going to have an impact on their business and the health of the horses. Kalen Bruening Rock Products said that they would be running only during the weekdays also he stated that this is wet sand and should not have any effect on the horses. Questions were brought up by the board members Sean Pitkin asked what the time frame on how long the life of the quarry is going to be Kalen from Bruening said about 20 years, Sean also said that this may affect the property value of the residents at 1354 Quarry Rd having a sand quarry on 3 sides of their property and Bruening did come back and say that the quarry was only going to be on the 24.29 acres that is eastside of the property at 1354 Quarry Rd. The remainder of Bruening's property west of the residents was going to be farm ground, Sean also stated why didn't Bruening buy the acreage at the time when it was up for auction? No answer was given. Jim Jorgensen asked if berm was going to be close to the river and Kalen said no it would be by the pond area.

Chair asked for a motion to approve or deny the application. Wendy Johnson moved to deny application due to property and farm ground value. Seconded by Sean Pitkin also stating that it will devalue property & business located at 1354 Quarry Rd.

A motion was made by Wendy Johnson to deny Bruening's application for the sand pit, to be taken out of AG and seconded by Sean Pitkin

A roll call was taken 3 yay and 2 abstained

**Other business.** None

**Staff Comments.** None

**Adjournment.** Motion to adjourn was made by Sean Pitkin, seconded by Teresa Steven Marth. The motion to adjourn was approved

**Meeting Adjourned.**

**Jeff Sherman, Zoning Administrator**

**Jen Solomon, Admin Assistant**