

RESOLUTION NO. 2019 - 7 - 115

A RESOLUTION APPROVING A CORRECTED FINAL PLAT

WHEREAS, a final plat of Bayou Lane Addition to Linn County, Iowa (Case #JF18-0018), containing four (4) lots, numbered Lot 1 (one), Lot A, Outlot A and Outlot B has been filed for approval, and said Addition is a subdivision of real estate located in the SENW of Section 20, Township 85 North, Range 8 West of the 5th P.M., Linn County, Iowa; and,

WHEREAS, the Linn County Planning and Zoning Commission, on December 17, 2018, voted to recommend approval of the final plat of Bayou Lane Addition to Linn County, Iowa (Case #JF18-0018), subject to the conditions of the Planning and Zoning staff report; and,

WHEREAS, the Linn County Board of Supervisors, on July 17, 2019, passed and approved Resolution No. 2019-7-109 approving the final plat of Bayou Lane Addition to Linn County, Iowa (Case #JF18-0018); and,

WHEREAS, Resolution 2019-7-109 as passed and approved by the Linn County Board of Supervisors contains a minor, inconsequential error within the legal description; and,

WHEREAS, the correct legal description of the Bayou Lane Addition to Linn County, Iowa is as follows:

Part of the Government Lot 2 and part of Government Lot 3, all located in Section 20, Township 85 North, Range 8 West of the Fifth Principal Meridian, Linn County, Iowa, described as follows:

Beginning at the Center of Section 20, Township 85 North, Range 8 West of the Fifth Principal Meridian; thence N88°20'41"E along the north line of Government Lot 3 of said Section 20, a distance of 72.60 feet; thence S0°30'45"E, a distance of 1319.64 feet to the south line of said Government Lot 3; thence S88°27'00"W along said south line, 72.60 feet; thence S88°34'30"W along said south line of Government Lot 3, a distance of 629.93 feet to the Original Meander Line of the Left Bank of the Red Cedar River; thence N15°26'37"W along said Original Meander Line, 1361.52 feet; thence N33°26'37"W along said Original Meander Line, 397.29 feet; thence N61°26'37"W along said Original Meander Line, 144.86 feet; thence N0°44'09"W along the west line of Government Lot 2, a distance of 926.80 feet; thence N88°34'35"E along the north line of said Government Lot 2, a distance of 948.92 feet; thence S0°57'01"E, 333.01 feet; thence N88°34'35"E, 77.06 feet to the northwesterly right of way of Lewis Access Road; thence S48°12'25"W along said northwesterly right of way, 915.56 feet to the current left bank of the Cedar River; thence S41°47'35"E, 200.00 feet to the southeasterly right of way of Lewis Access Road; thence N48°12'25"E along said southeasterly right of way, 806.03 feet; thence S0°57'01"E, a distance of 780.45 feet; thence N88°46'15"E along the north line of said Government Lot 3, a distance of 242.88 feet to the point of beginning.

Excepting the following described tract:

Commencing at the Center of Section 20, Township 85 North, Range 8 West of the Fifth Principal Meridian; thence N88°20'41"E along the north line of Government Lot 3 of said Section 20, a distance of 72.60 feet; thence S0°30'45"E to the left bank of the Cedar River and the point of beginning; thence continuing S0°30'45"E along said east line to the south line of said Government Lot 3; thence S88°27'00"W along said south line to the right bank of the Cedar River; thence northwesterly along said right bank to the Original Meander Line of the Left Bank of the Red Cedar River; thence N15°26'37"W along said Original Meander Line, to a point on said Original Meander; thence N33°26'37"W along said Original Meander Line, 397.29 feet; thence N61°26'37"W along said Original Meander Line,

144.86 feet; thence N0°44'09"W along the west line of Government Lot 2 to said left bank of the Cedar River; thence southeasterly along said left bank to the point of beginning.

Said parcel contains 29.36 acres, subject to easements and restrictions of record.

WHEREAS, said final plat of Bayou Lane Addition to Linn County, Iowa and its attachments thereto have been revised based on strict interpretation of the abstract/deed legal description; and,

WHEREAS, the conditions originally listed in the Planning and Development staff report dated November 21, 2018, and amended on December 17, 2018, and as listed in Resolution 2019-7-109, passed and approved by the Linn County Board of Supervisors on July 17, 2019 remain in full force and effect.

BE IT THEREFORE RESOLVED by the Linn County Board of Supervisors that the corrected final plat of Bayou Lane Addition to Linn County, Iowa is hereby approved. The Board of Supervisors and the County Engineer are hereby authorized to enter approval upon this resolution. The Board of Supervisors' Chairperson is also hereby authorized to sign said plat, which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded July 31st, 2020 to be valid.

PASSED AND APPROVED this 31st day of July 2019.

LINN COUNTY BOARD OF SUPERVISORS


Stacey Walker, Chair


Ben Rogers, Vice Chair

Brent Oleson, Supervisor

LINN COUNTY ENGINEER

Brad Ketels, County Engineer

ATTEST:


Joel Miller, Linn County Auditor

I, Joel Miller, Linn County Auditor, certify that the Linn County Board of Supervisors duly adopted the foregoing resolution at a regular meeting by a vote of

 2 Aye 0 Nay 0 Abstain and 1 Absent from Voting.