



BENTON CO IA- LEXA S SPEIDEL, RECORDER  
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ETC MISCELLANEOUS  
Total Fees: \$0.00

## ORDINANCE NO. 72

### AMENDING BENTON COUNTY ORDINANCE NO. 61, BENTON COUNTY, IOWA SUB DIVISION ORDINANCE, BENTON COUNTY CODE OF ORDINANCES, CHAPTER 4, SECTION 4.2

**SECTION 1 PURPOSE.** This purpose of this ordinance is to amend Article VII, 7.02 variances of Ordinance No. 61, Benton County, Iowa Subdivision Ordinance. It is also the purpose of this ordinance to amend Ordinance #63, the Benton County Code of Ordinances, to include Ordinance #72 in Chapter 4, Section 4.2.

**SECTION 2 DEFINITIONS.** Ordinance Number 61, Article VII, Other Provisions, **Section 7.02 Variances:** is amended by the following language:

7.02 The Board of Supervisors, upon appeal in specific cases, may vary, modify or waive the requirements of this ordinance in part or in whole, if in the view of the Board the variance will not have the effect of nullifying the intent of the ordinance or the Benton County Agricultural Land Preservation and Use Ordinance. In so granting a variance, the Board may impose such additional conditions as are necessary to substantially secure the objectives of the requirements so varied, modified or waived. If a request for a variance is denied by the Board, an appeal may be made in conformance with Section 3.09 of this Ordinance.

**SECTION 3** Ordinance #63, BENTON COUNTY CODE OF ORDINANCES, Chapter 4, Section 4.2, is amended to include Ordinance #72.

This ordinance shall become effective upon being officially recorded.

Passed and adopted by the Benton County Board of Supervisors on this 22th day of November, 2016.

BENTON COUNTY BOARD OF SUPERVISORS

Donald H. Frese, Chairman



*Todd A. Wiley*

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Todd Wiley

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Terry L. Hertle

ATTEST:

*Hayley Rippel*

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Hayley Rippel, Deputy Auditor

November 8, 2016 – Approved 1<sup>st</sup> Consideration of Ordinance #72

November 15, 2016 – Approved 2<sup>nd</sup> Consideration of Ordinance #72

November 22, 2016-Adopted Ordinance #72

November 25, 2016, November 29, 2016 and November 30, 2016 Published Ordinance #72.

I, Hayley Rippel, do hereby certify the above to be a true and correct copy of Ordinance #72 and the dates of consideration and publication are correct.

*Hayley Rippel*

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Hayley Rippel, Deputy Benton County Auditor