

ORDINANCE #40

TITLE: An Ordinance Readopting the Existing Benton County Code of Ordinances and/or Repealing Certain Portions Therein.

Be it Enacted by the Board of Supervisors of Benton County, Iowa:

SECTION 1. Purpose. Iowa Code Section 331.302, Subsection 9, requires that once every five years a County shall compile its Code of Ordinances. This Ordinance readopts ordinances already in effect in Benton County, Iowa, and/or repeals any ordinance deemed no longer necessary to the operation of Benton County, Iowa.

SECTION 2. Readoption of Current Code. The following ordinances have been previously adopted and enacted into law and were duly published as the law provides. The ordinances are stated herein by number and subject matter and by the authority of the Benton County Board of Supervisors comprise the Benton County Code of Ordinances:

- No. 3. Ordinance Prescribing General Relief Program, as amended by Ordinance #7, in its entirety.
- No. 5. Ordinance Establishing Area Service System B Road Classification in Benton County, in its entirety.
- No. 7. Ordinance Amending Section 6 of Ordinance #3 (Burial Policy), as amended by an unnumbered Ordinance, in its entirety.
- No. 8. Ordinance Readopting Existing County Code: and amending and/or repealing certain portions, in its entirety.
- No. 9. Ordinance Regarding Hazardous Substances & Waste, in its entirety.
- No. 10. Ordinance Regarding Communication to all Personnel of the Hazardous Material Ordinance #9.
***** An unnumbered Ordinance Amending Sec. 1 Subsection (III)(1) Ordinance No. 7 (Burial Policy)
- No. 15. Ordinance for Airport Tall Structure Zoning, in its entirety.
- No. 16. Ordinance for Issuing Siting Permits, in its entirety.
- No. 17. Ordinances Prohibiting Creation or Maintenance of a Nuisance within Benton County, as amended by Ordinance #39, in its entirety.
- No. 18. Industrial property Tax Exemption Ordinance, as amended by Ordinance #28, in its entirety.
- No. 20. Belle Plaine Airport Tall Structure Zoning, in its entirety.
- No. 21. Litter Control Ordinance of Benton County, as amended by Ordinance #39, in its entirety.
- No. 24. Benton County, Iowa, Agricultural Land Preservation Ordinance, as amended by Ordinance #39, in its entirety.
- No. 25. Ordinance Providing for Division of Taxes, as amended by Ordinance #27, in its entirety.
- No. 26. Subdivision Ordinance, as amended and as further amended by Ordinance #39, in its entirety.
- No. 27. Ordinance Amending Ordinance #25 (Urban Renewal) (adding the BECCA Industrial Park), in its entirety.
- No. 28. Ordinance Amending Ordinance #18 (Industrial Tax Exemption to Exclude Area Located in Urban Renewal), in its entirety.
- No. 29. Snow Removal Ordinance, in its entirety.
- No. 30. Class "C" Roads.
- No. 32. Benton Commerce Village Water & Sewer Service Systems & Well Field Protection, in its entirety.
- No. 33. Uniform Rural Address System, in its entirety.
- No. 34. Water Wells, as amended by Ordinance #39, in its entirety.
- No. 35. Airport Zoning Regulations, in its entirety.
- No. 37. Vicious Animal Ordinance, as amended by Ordinance #39, in its entirety.
- No. 38. On-Site Waste Water Treatment and Disposal Systems, as amended by Ordinance #39, in its entirety.
- No. 39. Ordinance Establishing the Penalty for County Infractions, in its entirety.

SECTION 3. Repeal of County Law(s).

The following ordinances, deemed by the Board of Supervisors to be of no further value to the operation of

Benton County or to the health, safety and welfare of its citizens, are hereby repealed.

- No. 14. Ordinance for Uniform Rural Address System, in its entirety (repealed upon passage of Ordinance #23)
- No. 19. On-Site Waste Water Treatment and Disposal System, in its entirety (repealed upon passage of Ordinance #36).
- No. 23. Uniform Rural Address System, in its entirety, (repealed upon passage of Ordinance #33).
- No. 31. An Ordinance Amending Benton County On-Site Waste Water Treatment and Disposal System Ordinance #19, in its entirety (repealed upon passage of Ordinance #36).
- No. 36. On-Site Waste Water Treatment and Disposal Systems, in its entirety, (repealed upon passage of Ordinance #38).

SECTION 4. Code of Ordinances.

Copies of the Code as adopted herein shall be on file and available for public inspection in the County Auditor's office and County Attorney's office.

SECTION 5. When Effective. This Ordinance shall be effective after its final passage, approval, and publication as provided by law.

Passed and adopted by the Benton County of Supervisors this 26th day of June, 2001.

BENTON COUNTY BOARD OF SUPERVISORS

Edward E. Sass, Chairman

David H. Vermedahl

Ronald R. Buch

ATTEST: _____
Jill Marlow
Benton County Auditor

June 19, 2001 – Approved 1st Consideration of Ordinance #40
June 22, 2001 – Approved 2nd Consideration of Ordinance #40
June 26, 2001- Approved 3rd Consideration of Ordinance #40
June 26, 2001 - Adopted Ordinance #40
July 3, 2001 and July 4, 2001 – Published Ordinance #40

I, Jill Marlow, do hereby certify the above to be a true and correct copy of Ordinance #38 and the dates of consideration and publication are correct.

Jill Marlow, Benton County Auditor