Cerro Gordo County Planning & Zoning Staff Report

SPECIAL USE

Case No.: 22-8
Use Request: 20.2(K) Any building, structure, or land
Used by a public or private utility service
For the purpose of transmitting power
Current Zoning: A-1 Agricultural
Address: 11295 230th Street
Clear Lake, IA 50428
Legal: E ¹ / ₂ of the SE ¹ / ₄ , Sec. 35, Lake Township

Date of Application: February, 10, 2022 **Owner:** Interstate Power and Light

Petitioner: Interstate Power & Light Size of Special Use: 80 acres Size of Parcel: 80 acres Hearing Date: March 29, 2022

BACKGROUND INFORMATION:

1) PURPOSE OF SPECIAL USE REQUEST -

Interstate Power & Light (IPL) intends to construct a 17'-4"x28' building to house a 6,550 gallon sodium hypochlorite storage tank, which is intended "to reduce the number of deliveries to the generating station and allow for an improved location to introduce chemical into [the] cooling tower," which will add capacity to the existing 1,500 gallon sodium hypochlorite storage tank (See Figures 1-3) Additionally, IPL intends to account for some future expansion of onsite warehousing on the amended site plan (See Figure 4). The request is for a site plan amendment to IPL's existing Special Use Permit, a copy of which is included in your packet. Condition 5 of the permit requires a site plan amendment be approved by Board of Adjustment for any changes that result in additional or expanded facilities.

2) EXISTING LAND USE AND ZONING CLASSIFICATION OF PROPERTY -

IPL operates the existing power plant onsite that generates electricity locally. The property is zoned A-1 Agricultural.

3) LAND USE AND ZONING CLASSIFICATION OF SURROUNDING PROPERTY -

The property is surrounded by fields in agricultural production in most directions. ITC Midwest operates two substations to the north. All surrounding land is zoned A-1 Agricultural.

GENERAL FINDINGS:

1) HARMONY AND ACCORD WITH GENERAL PRINCIPLES AND PROPOSALS OF ZONING ORDINANCE -

The purpose statement of the Zoning Ordinance states that it was "adopted for the purpose of promoting public health, safety, morals, comfort, and general welfare." The proposed use should not have an impact on public health, as there will be no change to the existing use of the property. The use should not adversely affect public safety, morals, comfort, or general welfare.

2) COMPATIBILITY OF USE WITH APPEARANCE AND ESSENTIAL CHARACTER OF AREA -

IPL will continue to use the existing powerplant as it currently does. The proposed additions will not make a meaningful change to the compatibility of the special use with the general area.

3) IMPACT ON EXISTING AND FUTURE USES, VICINITY, AND COMMUNITY AS A WHOLE -

The additional structures will only have a somewhat positive effect to the overall impact to future uses. IPL anticipates reduced truck traffic into the site, as the new structures will allow IPL to further its operational efficiency. The new structures will not expand the footprint area of the powerplant beyond the 80 acres in which it currently sits.

ADEQUACY OF PUBLIC SERVICES (i.e., highways, streets, police, fire protection, drainage structures, refuse disposal, water and sewage facilities, or schools) -

The site is served by 230th Street which is gravel-surfaced. The street has served the existing powerplant since approximately 2003 without significant issues. Reduced truck traffic would only reduce wear and tear to the road.

Law enforcement protection is provided by the Cerro Gordo County Sheriff's Department. Fire Protection is provided by the Clear Lake Fire Department. The proposed use should not increase demand for either service.

While the north half of the property has significant floodplain mapped, none of the existing structures or the proposed additional structures are within said floodplain.

The use is not expected to generate any refuse, however, if it does, removal will be the responsibility of IPL.

The proposed site plan amendment should not have any affect to the existing well or wastewater systems.

The proposed use should not have an impact on schools.

5) PUBLIC COST FOR ADDITIONAL PUBLIC FACILITIES AND SERVICES -

The site is served by 230th Street which is gravel-surfaced. The street has served the existing powerplant since approximately 2003 without significant issues. Reduced truck traffic would only reduce potential wear and tear to the road. There is otherwise no additional cost to public facilities and services as a result of the proposed site plan amendment.

6) POTENTIAL DETRIMENTS TO PERSONS, PROPERTY, OR GENERAL WELFARE (i.e., excessive traffic, noise, smoke, fumes, glare, or odors) -

230th Street carries 150 vehicles per day on average. While likely nominal, the proposed structures are intended to help to reduce deliveries to the powerplant. As a result, there should be less wear and tear to the public road, even if only minimal over the life of the structures. There could be some slight temporary increases in traffic during construction.

Other impacts are not expected to change as a result of the proposed additional structures once in operations.

7) COMPATIBILITY AND CONSISTENCY WITH THE INTENT AND PURPOSE OF THE ZONING DISTRICT -

The intent of the A-1 Agricultural District is to permit the continued use of such land for agricultural purposes. No additional farmland will be taken out of production as a result of the proposed site plan amendment. The proposed additional structures will help IPL continue its operations and increase efficiency of its existing facilities to serve the community as a whole.

8) COMPATIBILITY WITH COUNTY COMPREHENSIVE PLAN -

The Future Land Use Map contained in the 2004 Comprehensive Plan Update designates the property as agricultural. The plan discourages taking productive agricultural land out of production and land uses that do not serve the agricultural community. IPL has operated the existing powerplant since 2003 and no additional farmland will be affected from the proposed site plan amendment. Encouraged performance standards are within the existing Special Use Permit. No additional conditions seem to be needed as a result of the proposed site plan amendment except as recommended.

COMPLIANCE WITH ADDITIONAL ARTICLE 20 REQUIREMENTS:

Additional requirements for the special use requested are as follows:

20.2 SPECIAL USES

K. Sewage treatment plants and waste stabilization lagoons, public or private; and any building, structure, or land used by a public or private utility service for the purpose of transmitting power, liquids or gases. Also, newspaper distribution buildings. No part of any treatment facility (structure or levee) shall be closer than two hundred (200) feet from any property line or road right-of-way. <u>The requirements of Article 18.12(B) and (C) shall be adhered to</u>.

The Special Use Permit site plan amendment request is for land and structures used by a private utility service for the transmission of power. The 200' setback does not apply since the use is not a sewage treatment facility.

18.12 APPLICATION

B. Site Plan

The site plan should be drawn at a scale of not less than 1" = 100' and twelve (12) copies of the site plan shall be submitted with the permit application. The site plan shall include but not be limited to the type of structure proposed, number and size of dwelling units, floor area of office or industrial building, buffers, landscaping, parking area, walls, density, floor area ratio, sewer and water proposed, anticipated expansion and other information deemed necessary to illustrate compliance with the requirements of this Ordinance. In addition, the map will show dimensions of open-space, public dedications, and the horizontal and vertical dimensions of all proposed buildings and structures. The site plan was drawn at the appropriate scale. It shows the proposed setbacks, proposed facilities, and fencing around the perimeter of the site. The access point from 230th Street is also shown.

C. Statement

An explanatory statement of the general purpose of the project shall accompany the application. The statement shall supplement the site plan with narrative information. The adoption of the text of the statement specifying the particular non-residential uses shall constitute a limitation to those specific uses. The statement accompanying the application is very brief. It explains the proposed use of the larger storage tank, but doesn't address the expanded warehouse. Staff does not have a concern about the expanded warehouse since it involves a continuance of the existing use of the property.

ZONING DISTRICT REQUIREMENTS:

Requirements of the zoning district for which the proposed special use is to be located are as follows:

Minimum parcel size is 10 acres. The parcel is 80 acres in size

7.5 Height Regulations. No building hereafter erected or structurally altered shall exceed two and one-half (2-1/2) stories or thirty-five (35) feet. Neither the proposed storage tank building nor potential warehouse will be above 35' tall. None of the existing structures are proposed to be changed, and conditions in the permit address heights of existing structures.

7.6 Yard Requirements. Each lot shall have the front, side and rear yards not less than the depths or widths following:

- A. Front yard depth, fifty (50) feet. All proposed structures are over 1,700' from the front lot line.
- B. Each side yard width, twenty-five (25) feet. All proposed structures are over 200' from a side lot line.
- C. Rear yard depth, thirty (30) feet. All proposed structures are over 300' from the rear lot line.

STATUTORY REQUIREMENTS:

Additional requirements under Iowa Code pertain to the Special Use applied for:

Information on permits from other local, state, and federal agencies were not included with the application specifically. However, Tier II reporting of hazardous chemicals for emergency management are typically required for chemicals such as sodium hypochlorite. This will be the responsibility of IPL to ensure they stay in compliance with state requirements. This will be a continuation of operations as the existing storage tank (See Figures 1-3) This is addressed in Condition 2 of the existing Special Use Permit. Any applicable permits required by other governmental agencies directly affected by the proposed site plan amendment must be filed with the Zoning Administrator per Condition 11 of the existing Special Use Permit.

STAFF ANALYSIS AND RECOMMENDED ACTION:

IPL provides an essential service of electricity generation to people throughout North Iowa. The proposed site plan amendment addresses two new structures: a new sodium hypochlorite storage tank and a future warehouse expansion to increase capacity and efficiency of the operations of the existing powerplant.

In particular, IPL states the purpose of the site plan amendment is to reduce the number of deliveries for the bulk sodium hypochlorite. As a result, there should be a nominal reduction in the number of trips on 230th Street, which will help reduce potential wear and tear to the road, even if only slightly.

There should be no additional impact to nearby properties, as the site plan amendment keeps within the existing footprint of the permitted area. The Board would have substantial justification to approve the amended Special Use Permit, subject to following conditions with recommended amended conditions in red.

RECOMMENDED CONDITIONS TO BE MET IF POSITIVE VOTE BY BOARD OF ADJUSTMENT:

Note: In granting a Special Use Permit, the Board of Adjustment may attach conditions which it finds are necessary to carry out the purpose of the Zoning Ordinance, in conformance with what is provided in Article 20 of the Zoning Ordinance, and where reasonable and necessary may increase the required lot or yard, control the location and number of vehicular access points to the property, limit the number of signs, limit coverage or height of buildings because of obstruction to view and reduction of light and air to adjacent property, and require screening and landscaping to reduce noise and glare and maintain the property in character in keeping with the surrounding area. Special uses shall ordinarily comply with the standards of the district concerned for principal uses which are permitted therein, except as modified by the Board of Adjustment in granting a Special Use Permit.

The following conditions are recommended:

- 1. This Special Use Permit may be reviewed at any time in the future upon the request of the applicant or a majority of the Board of Adjustment members.
- 2. The provisions and/or regulations shall be minimum requirements and wherever the requirements of any other lawfully adopted rules, regulations or ordinances are at a variance, the most restrictive shall govern.

- 3. It is contemplated that from time to time during the operation of the power generating facility that conditions may arise which are not covered by the terms of this permit and which cannot be anticipated. In the event such conditions do arise, the Board of Adjustment of Cerro Gordo County, Iowa, may impose additional regulations to meet any new conditions. In addition, if said facility should, at any time, be operated in any manner which violates the rules and regulations of any federal or state regulatory agency, then the Board of Adjustment may impose such other conditions so as to insure compliance with such rules and regulations.
- 4. This permit will be subject to revocation for operator's failure to comply with the provisions as herein set forth or such other provisions as may, from time to time, be imposed by the Board of Adjustment of Cerro Gordo County, lowa, under the terms of this permit.
- 5. The amended site plan and operator's statement received with the application dated February 9, 2022 filed by Interstate Power and Light are hereby adopted by the Board of Adjustment. The original preliminary site plan and operational statement filed by IPL adopted by the Board of Adjustment on October 22, 2002 shall remain in full force and effect. The Board understands in adopting these that there may be changes in site layout due to unforeseen site conditions or procedures and processes required by a regulatory agency. Such changes that do not result in additional or expanded facilities shall be subject to the approval of the Zoning Administrator. Changes that result in additional or expanded facilities shall require a site plan amendment and be approved by the Board of Adjustment.

Construction Conditions

- 6. IPL shall be responsible for applying dust control at regular intervals and as conditions warrant on 230th Street and any other gravel roads leading to the site, including but not limited to Killdeer Avenue, during construction. Dust control methods shall be approved by the Cerro Gordo County Engineer.
- 7. IPL shall work with the Cerro Gordo County Engineer, and possibly the Cerro Gordo County Sheriff, to designate routes for the delivery of heavy equipment, wide loads and construction worker transportation.
- 8. IPL shall be required to restore 230th Street and any other gravel road damaged during construction to its preconstruction condition under the direction of the Cerro Gordo County Engineer.
- 9. Dust control shall be applied on-site during construction at regular intervals and as conditions warrant so that no fugitive dust crosses property lines.
- 10. IPL shall implement traffic-reducing measures, when possible and practical, during construction including, but not limited to, carpooling of workers and bussing of workers.
- 11. Copies of applicable local, state and/or federal permits shall be filed with the Zoning Administrator prior to beginning construction or an activity for which such permit is required.
- 12. IPL shall apply for and obtain Zoning Certificates for structures to be constructed on the site. Multiple structures may be included on a single application/permit if said structures will be constructed simultaneously.

Operating Conditions

- 13. The perimeter of the facility shall be landscaped according to a plan developed by a landscape architect or other qualified professional, and approved by the Zoning Administrator. Landscaping shall hide parking areas, buffer the substation area, and give human scale to the plant buildings.
- 14. IPL shall meet with property owners within one-half mile of the site to discuss landscaping on their individual properties that will shield their views of the plant. IPL shall make landscaping improvements as agreed to with the property owners. The reasonable costs of landscaping on these individual properties shall be borne by IPL.
- 15. All exterior lighting shall shine into the interior of the site and away from adjoining properties.

- 16. If acceptable to the FAA, stack lighting shall be shielded so it cannot be seen from properties within one-half mile of the site.
- 17. Any well and/or on-site wastewater treatment system shall meet the regulations of and be approved by the Cerro Gordo County Department of Public Health prior to installation.
- 18. Maximum heights for structures are hereby set by the Board of Adjustment, pursuant to Article 6.27 of the Zoning Ordinance, as follows, although the Zoning Administrator may grant permits for taller structures if the structure height will not be more than 10 percent than the maximums stated below:

Stacks: A maximum height of 200 feet is established for all stacks associated with the plant. Tanks: A maximum height of 40 feet is established for the fuel oil and water tanks associated with the plant. Cooling Tower: A maximum height of 55 feet is established for the cooling tower. Electrical Substation: A maximum height of 60 feet is established for all structures associated with the electrical substation.

- Height variances for the generation building, water treatment facility, administrative/maintenance building, warehouse and black-start generation building are hereby granted not to exceed 120 feet in height for any building.
- 20. All access locations shall be subject to the approval of the Cerro Gordo County Engineer.

Proposed motion on application: To adopt the staff report as the Board's findings and to grant the application, subject to the conditions recommended by staff and as modified by the Board of Adjustment, for the placement of an electrical generating facility, and further, that the grant of the application be made effective immediately and on the condition that Interstate Power & Light shall perform all operations under the application under the specific direction of the Cerro Gordo County Zoning Administrator, not inconsistent with the proposed conditions and recommendations approved by the Board of Adjustment, until such time as a formal resolution is drafted and adopted by the Board of Adjustment, not to exceed 60 days.

Proposed motion for denial of application: To adopt the staff report as the Board's findings and to deny the application for the reasons stated in the staff report as well as for the following reasons: **[STATE ADDITIONAL REASONS FOR DENIAL, IF ANY]**. Said reasons for denial shall be stated in the official transcript and minutes of the Board of Adjustment, and shall be made in writing to the applicant in letter form by the Board's secretary.

Prepared by:

John Robbins Planning and Zoning Administrator Final Draft Date: March 16, 2022

Figure 1 Looking at the proposed location for the new storage tank building



March 14, 2022, J. Robbins

Figure 2 Looking at the proposed 6,550 hypochlorite storage tank



March 14, 2022, J. Robbins

Figure 3 Looking at the existing 1,500 gallon sodium hypochlorite storage tank



March 14, 2022, J. Robbins

Figure 4 Looking at proposed site for a potential warehouse addition



March 14, 2022, J. Robbins

APPLICATION/APPEAL FORM

[For Completion by <u>All Applicants</u>]

Date February 9, 2022

TO: ZONING BOARD OF ADJUSTMENT CERRO GORDO COUNTY, IOWA

I (WE), Interstate Power and Light Company (dba Alliant Energy) (NAME)

OF <u>11295 230th Street, Clear Lake, Iowa 50428</u> (MAILING ADDRESS)

respectfully request that a determination be made by the Board of Adjustment on this Application/Appeal based on the letter written by the Zoning Administrator dated 02-09-2022 for the reason that it was a matter which, in his/her opinion, should come before the Board of Adjustment.

This Application/Appeal is: (Please Check One)

- A Variance to a Zoning District requirement where there are unusual conditions or circumstances which cause a hardship when the provisions of Zoning are strictly applied.
- A Special Use listed in Article 20.2 of the Zoning Ordinance upon which the Board is required to act under the Ordinance.
- An Appeal where it is alleged there is error in any order, requirement, decision or determination made by the Zoning Administrator in the enforcement of the Zoning Ordinance.

The property affected is located in Section $E 1/2$ of	NWo [‡] /4 of Section 35 96 North Township.
The property affected is zoned <u>A-1 Agriculture</u>	according to the Cerro Gordo County Zoning
District Maps. Legal description of the property is:	The East 1/2 of the NW 1/4 of Section 35,
Township 96 North, Range 21 West of the 5th F	

I am the	Owner	Contract Purchaser	🛛 Other (Explain)	
Authorized	Owner Repre	sentative	of the property affected.	

Describe what you are proposing to do on the property affected. Construct a steel sided and roofed building approximately 17' 4" W x 28' L x 20' 2" H that will house a 6550 gallon capacity sodium hypochlorite storage tank. The building floor will be concrete and sized the same dimensions as the building. A concrete apron will be placed adjacent to the east side of the building for tanker truck unloading access.

I (We) grant permission to the Planning & Zoning staff and Board of Adjustment members to enter onto the above described property for purposes of review.

I (We) further state that if this request is granted, I (We) will proceed with the actual construction in accordance with the purposes herein stated and any conditions and/or requirements the Board of Adjustment may stipulate.

Signature of Applicant

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Date Filed 2/10/22	Case Number 22-8
Date Set for Hearing 3/29/22	Fee Paid \$400
Application/Appeal was 🛛 Granted	Denied Denied



Alliant Energy Emery Generating Station 11295 230th Street Clear Lake, IA 50428-9158

1-800-ALLIANT (1-800-255-4268) alliantenergy.com

February 9th, 2022

Cerro Gordo County Planning and Zoning

Subject: Special Use Appeal at Emery Generating Station

Alliant Energy is planning to construct an additional on-site building as per the following specifications:

- 1. Construction will be all steel with internal insulation sitting on a concrete foundation.
- 2. Building size will be approximately: 17' 4" W x 28' L x 20' 2" H.

The building will be used to store a 6550-gallon, sodium hypochlorite tank. Tank specifications are as follows:

- 1. Tank size is: 15' 7" H x 10' D.
- 2. The tank is constructed of crosslinked polyethylene.
- 3. The tank is double walled for spill control.

The new building/tank will be located south of the cooling tower motor control center and east of the cooling tower. The attached site drawing shows the planned location of the building.

The purpose of this project is to cut down on the annual number of bulk sodium hypochlorite deliveries to the generating station and allow for an improved location to introduce chemical into our cooling tower water.

Alliant Energy believes that the character of the neighborhood will not be changed due to this project as the new building will sit on the existing site and will be partially obscured from view by the cooling tower structure and motor control center building. The new building will sit approximately 1700 feet south of 230th Street which is the main access road to the generating station. Traffic conditions will be improved due to minimizing the number of bulk tanker truck deliveries of sodium hypochlorite to the generating station.

Regarding any applicable sections of Section 24.4 (A)(2) (a-g) of the Zoning Ordinance, Alliant Energy has designed this project so that there will be no liabilities due to the construction work. Regarding any subsection of Article 20.2, subsection CC indicates that chemical storage must have a setback of at least 1000 feet from any residential area. The nearest residence to the generating station is well over 1000 feet away.

Site, building and tank construction plans are attached for reference.



RESOLUTION 02-47

WHEREAS, Interstate Power and Light Company is the option purchaser of the following described real estate, to-wit:

The E¹/₂ of the NW¹/₄ of Section 35, Township 96 North, Range 21 West of the 5th P.M., Cerro Gordo County, Iowa.

WHEREAS, said option purchaser has applied to the Board of Adjustment established by the Zoning Ordinance of Cerro Gordo County, Iowa, for a special use permit to construct and operate a public utility service facility for the purpose of transmitting power in accordance with Article 20.2(K), and

WHEREAS, said real property is located in the A-1 Agriculture District under the Cerro Gordo County Zoning Ordinance, and

WHEREAS, said property is located within an area that will not conflict with future growth as designated on the Comprehensive Development Plan of Cerro Gordo County, Iowa, and

WHEREAS, said permit can be granted in keeping with the nature of the neighborhood, and the spirit of the Ordinance will be preserved, and

WHEREAS, a public hearing was held on September 17, 2002, as required by law.

NOW THEREFORE, BE IT RESOLVED by the Board of Adjustment of Cerro Gordo County, Iowa, that the application of Interstate Power & Light Company for a special use permit on the above described tract of land be granted for the construction and operation of a public utility service facility for the purpose of transmitting power subject to the following regulations and/or conditions:

- 1. This special use permit may be reviewed at any time in the future upon the request of the applicant or a majority of the Board of Adjustment members.
- 2. The provisions and/or regulations shall be minimum requirements and wherever the requirements of any other lawfully adopted rules, regulations or ordinances are at a variance, the most restrictive shall govern.
- 3. It is contemplated that from time to time during the operation of the power generating facility that conditions may arise which are not covered by the terms of this permit and which cannot be anticipated. In the event such conditions do arise, the Board of Adjustment of Cerro Gordo County, Iowa, may impose additional regulations to meet any new conditions. In addition, if said facility should, at any time, be operated in any manner which violates the rules and regulations of any federal or state regulatory agency, then the Board of Adjustment may impose such other conditions so as to insure compliance with such rules and regulations.

- 4. This permit will be subject to revocation for operator's failure to comply with the provisions as herein set forth or such other provisions as may, from time to time, be imposed by the Board of Adjustment of Cerro Gordo County, Iowa, under the terms of this permit.
- 5. The preliminary site plan and operational statement filed by IPL is hereby adopted by the Board of Adjustment. The Board understands in adopting these that there may be changes in site layout due to unforeseen site conditions or procedures and processes required by a regulatory agency. Such changes that do not result in additional or expanded facilities shall be subject to the approval of the Zoning Administrator. Changes that result in additional or expanded facilities shall require a site plan amendment and be approved by the Board of Adjustment.

Construction Conditions

- 6. IPL shall be responsible for applying dust control at regular intervals and as conditions warrant on 230th Street and any other gravel roads leading to the site, including but not limited to Killdeer Avenue, during construction. Dust control methods shall be approved by the Cerro Gordo County Engineer.
- 7. IPL shall work with the Cerro Gordo County Engineer, and possibly the Cerro Gordo County Sheriff, to designate routes for the delivery of heavy equipment, wide loads and construction worker transportation.
- 8. IPL shall be required to restore 230th Street and any other gravel road damaged during construction to its pre-construction condition under the direction of the Cerro Gordo County Engineer.
- 9. Dust control shall be applied on-site during construction at regular intervals and as conditions warrant so that no fugitive dust crosses property lines.
- 10. IPL shall implement traffic-reducing measures, when possible and practical, during construction including, but not limited to, carpooling of workers and bussing of workers.
- 11. Copies of applicable local, state and/or federal permits shall be filed with the Zoning Administrator prior to beginning construction or an activity for which such permit is required.
- 12. IPL shall apply for and obtain Zoning Certificates for structures to be constructed on the site. Multiple structures may be included on a single application/permit if said structures will be constructed simultaneously.

Operating Conditions

13. The perimeter of the facility shall be landscaped according to a plan developed by a landscape architect or other qualified professional, and approved by the Zoning Administrator. Landscaping shall hide parking areas, buffer the substation area, and give human scale to the plant buildings.

- 14. IPL shall meet with property owners within one-half mile of the site to discuss landscaping on their individual properties that will shield their views of the plant. IPL shall make landscaping improvements as agreed to with the property owners. The reasonable costs of landscaping on these individual properties shall be borne by IPL.
- 15. All exterior lighting shall shine into the interior of the site and away from adjoining properties.
- 16. If acceptable to the FAA, stack lighting shall be shielded so it cannot be seen from properties within one-half mile of the site.
- 17. Any well and/or on-site wastewater treatment system shall meet the regulations of and be approved by the Cerro Gordo County Department of Public Health prior to installation.
- 18. Maximum heights for structures are hereby set by the Board of Adjustment, pursuant to Article 6.27 of the Zoning Ordinance, as follows, although the Zoning Administrator may grant permits for taller structures if the structure height will not be more than 10 percent than the maximums stated below:

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- 19. Height variances for the generation building, water treatment facility, administrative/maintenance building, warehouse and black-start generation building are hereby granted not to exceed 120 feet in height for any building.
- 20. All access locations shall be subject to the approval of the Cerro Gordo County Engineer.

BE IT FURTHER RESOLVED this permit will be subject to revocation for operator's failure to comply with the provisions as herein set forth or such other provisions as may, from time to time, be imposed by the Board of Adjustment of Cerro Gordo County, Iowa, under the terms of this permit.

Motion was made by Jack Davis to adopt the staff report as the Board's findings and to grant the application, subject to the conditions recommended by staff and as modified by the Board of Adjustment, for the placement of an electrical generating facility, and further, that the grant of the application be made effective immediately and on the condition that Interstate Power and Light Company shall perform all operations under the application under the specific direction of the Cerro Gordo County Zoning Administrator, not inconsistent with the proposed conditions and recommendations approved by the Board of Adjustment, until such time as the formal resolution is adopted by the Board of Adjustment. Motion seconded by Mike Bartlett. Roll call taken resulted as follows:

Davis – yes

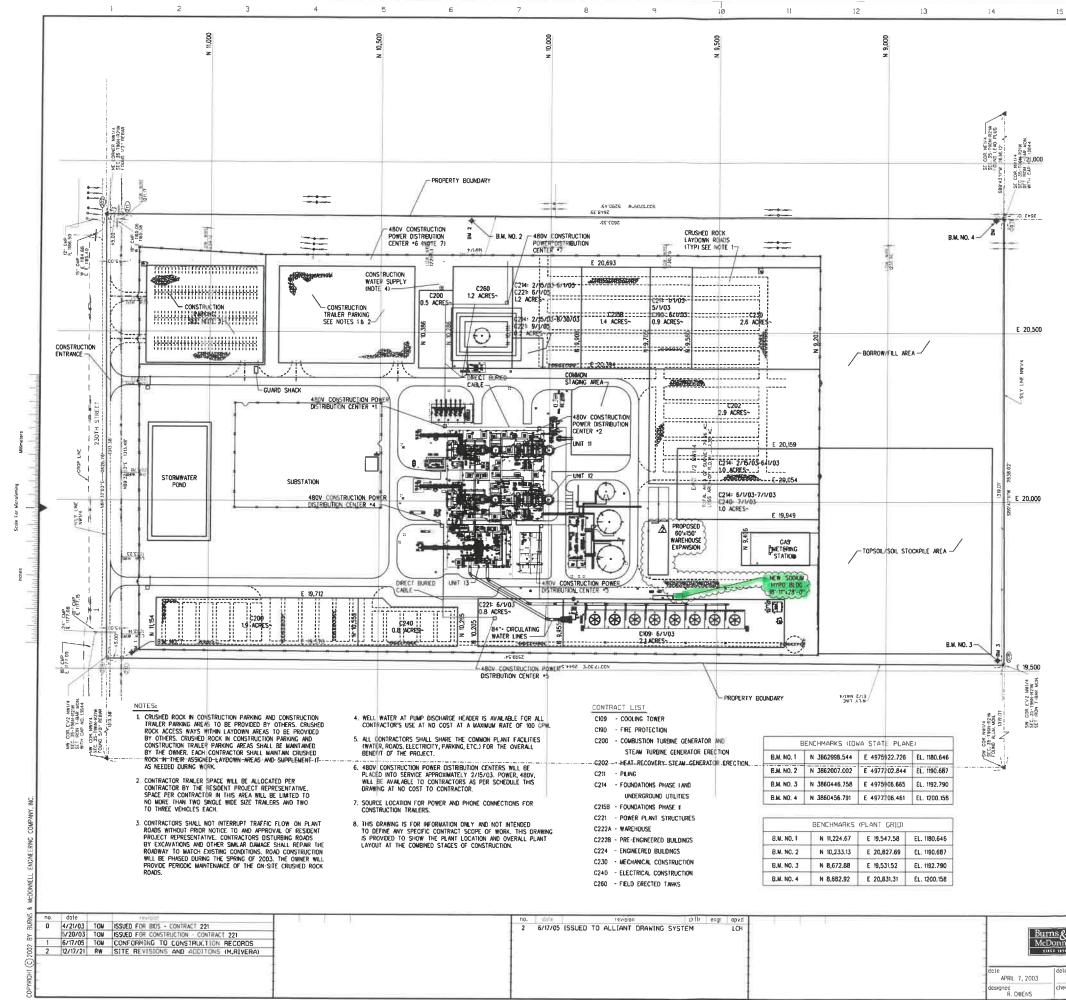
Bartlett – yes Boyle – yes

Motion was made by ______ on October 22, 2002, to approve said Resolution with the understanding all provisions of said Resolution are effective retroactive to September 17, 2002. Motion seconded by ______. Roll call vote taken resulted as follows:

Terry Boyle, Chairman, Cerro Gordo County, Iowa, Zoning Board of Adjustment

Attest:

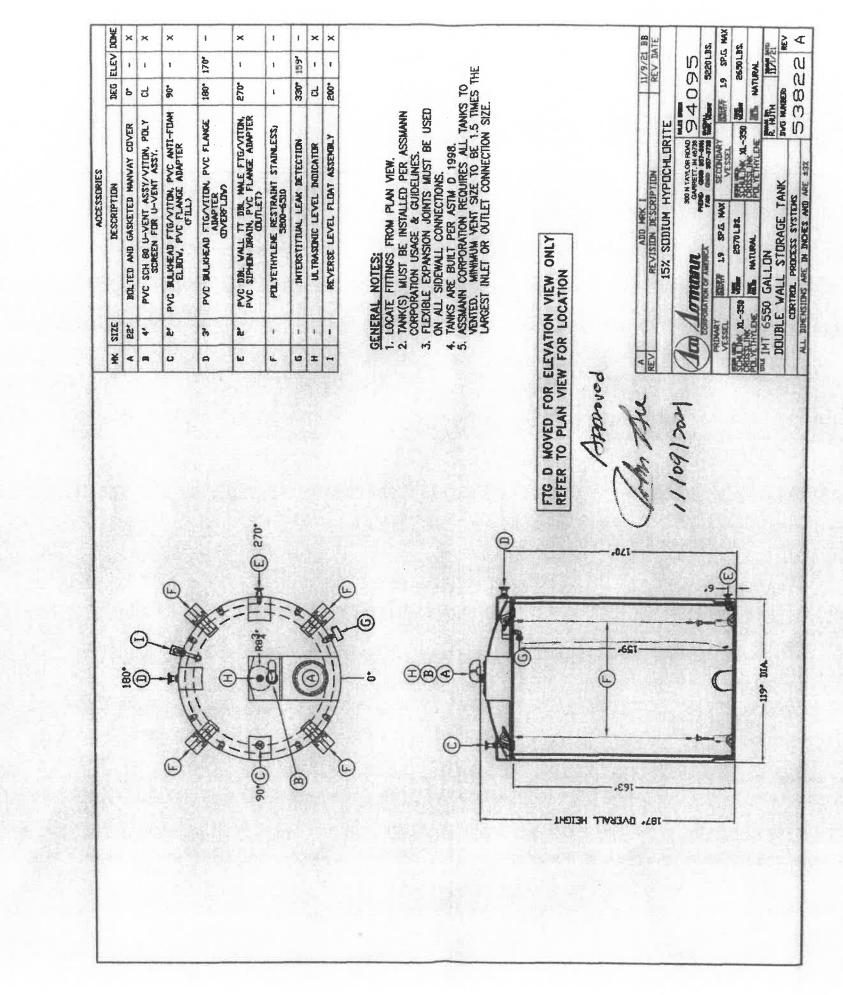
Barbara Farghum, Secretary to Cerro Gordo County, Iowa, Zoning Board of Adjustment

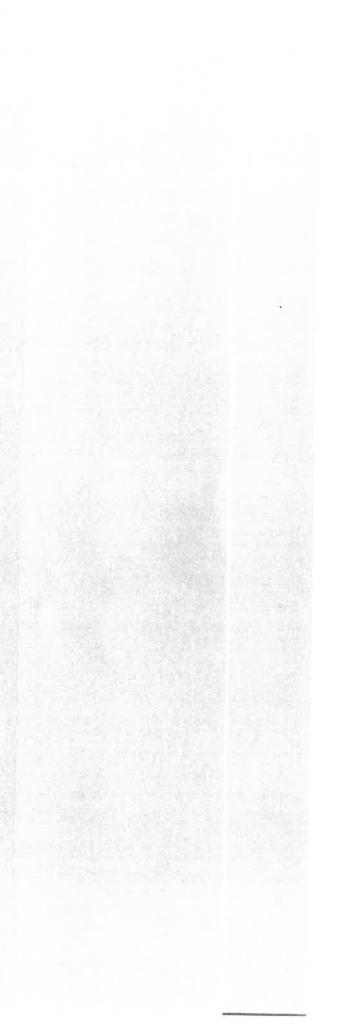


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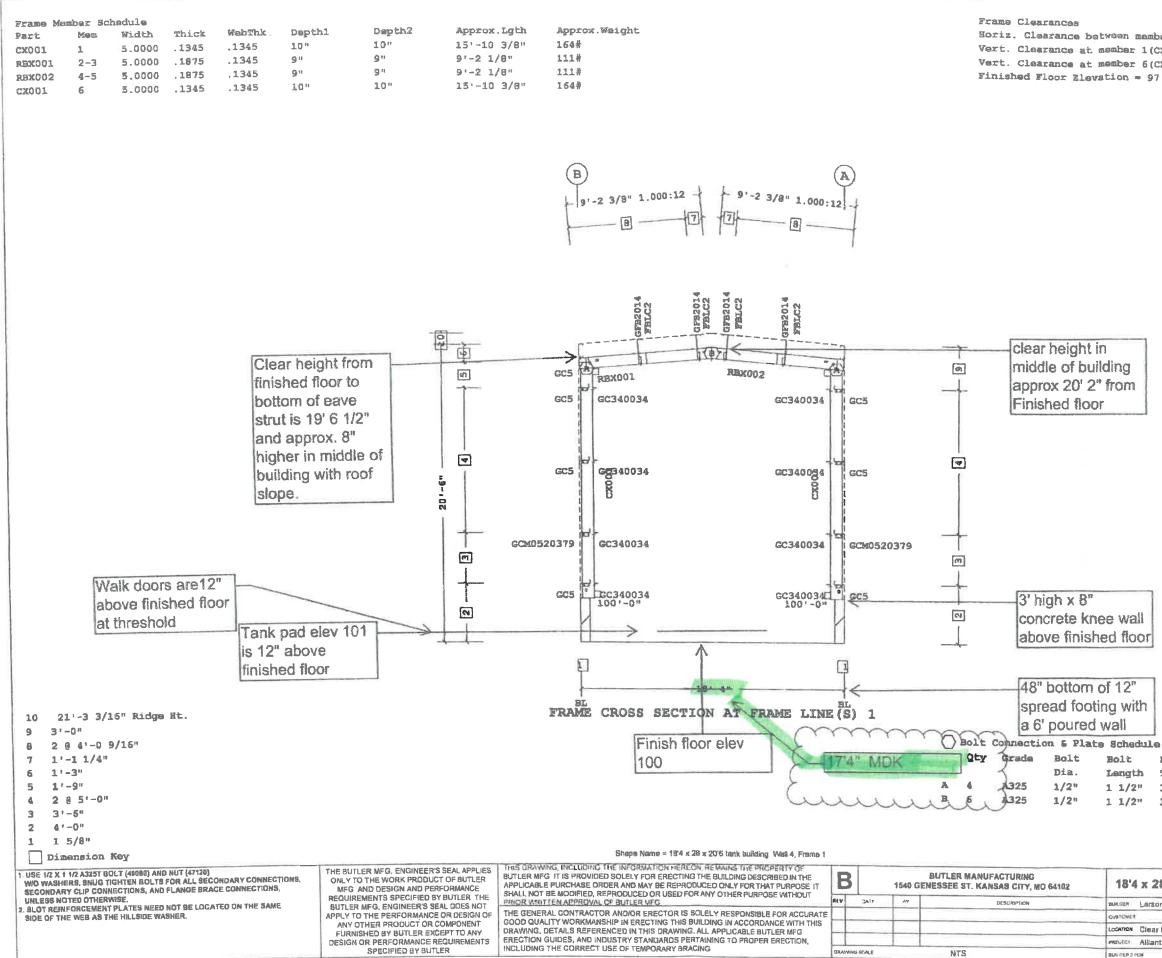
PDC	LOCATION	REQUESTED ENERGIZATION DATE	200A DISCONNECT	CONTRACTOR	
1	UNIT 11 - NORTH	2/15/03	1 2 3 4 5	200 214/224 221 230 240	
2	unit 11 - South	2/15/03	1 2 3 4 5	202 221 214/224 230 240	
3	unit 12 - South	2/15/03	1 2 3 4 5	202 214/221 222A/2228 230	
4	UNIT 13 - NORTH	2/15/03	1 2 3 4 5	200 190 214/240 221 230	
5	COOLING TOWER NORTH	2/15/03	1 2 3 4 5	109 214/222B 215B 230 240	
6	CONSTRUCTION TRAILER AREA	10/15/02		ALL	
7	LAYDOWN AREA	10/15/02	1	260	
_	TRALER AREA			ALL 260	plans, wer
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12/0/202

Horiz. Clearance between members 1(CX001) and 6(CX001): 16'-4 3/4" Vert. Clearance at member 1 (CXOO1): 18'-10 3/8" Vert. Clearance at member 6(CX001): 18'-10 3/8" Finished Floor Elevation = 97'-0" (Unless Noted Otherwise)

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1 1/2"	3/8"	1	1	49080
1 1/2"	3/8"	1	2	49080

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conten Clear Lake, lows		/6/2021
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