

**MINUTES OF THE MONONA COUNTY
BOARD OF ADJUSTMENT
PUBLIC HEARING, AUGUST 23, 2021**

On August 23, 2021, the Monona County Board of Adjustment held a public hearing. Those present by roll call were Marvin Hausman, Charlie Pike (via Zoom), Lois Wilson and Sandy Bubke. Absent Nancy McGrain, Angela Lyons. Also, present for the hearing was Manny Garcia via Zoom, Richard Hirschauer, Craig Haveman, and Lee Haveman. Due to COVID-19, Zoom meeting was made available for this public hearing. No quorum at 2:00 pm, waited for Charlie Pike to log onto Zoom.

The Board of Adjustment meeting was called to order by Chairman Marvin Hausman at 2:20 pm and opened the public hearing for the following special use permit application made by AMG Technology Investment Group dba Nextlink with Richard Hirschauer as the property owner.

An Application for Placement of Telecommunications Tower Permit has been submitted by on behalf of AMG Technology Investment Group dba: Nextlink. The request is for placement of the tower on the property of Richard Hirschauer, 18785 110th Street, Whiting, Iowa. This is a permitted use in the A-1 zoning district.

Marvin asked Manny with Nextlink to describe what the application is for. Manny lost connection around 2:30 pm and then rejoined the meeting via Zoom about 2:35 pm. During the discussion, it was discovered that the tower height on the application and the site plan is taller than the actual tower being put up. Sandy mentioned that the application and site plan would need to be updated to show the correct height of the tower.

The applicant also requested to waive the setback requirements for the fall zone. The Haveman's are property owners that have crop ground surrounding this property and if the tower was to fall, it would fall on their property. This was not acceptable to them and requested that the tower be moved so that it would not fall on their property. There are occupants living in the home on the property and the fall area would need to take that into consideration. Mr. Hirschauer may need to clean the property up in order for the tower to be moved. Other discussions that were made was nobody really knows where the property lines are and that it needs to be surveyed. Manny with Nextlink was open to these changes.

After much discussion, Marvin made the proposal to the rest of the board members if they were ok approving the permit for this tower to be put up, if it meet the following conditions and to let Sandy work out the details to making sure the conditions are met. Charlie and Lois were ok with that decision. Marvin then asked Manny, the property owner Richard and the Haveman's if that was ok with them.

Marvin closed the public hearing at 2:45 pm pm with no more discussion and called for a motion. Charlie made a motion to approve the special use permit for the telecommunications tower with the following conditions prior to Sandy issuing the permit:

1. Property lines are surveyed and properly marked.
2. Fall setbacks will not be waived and the tower must be placed to where it doesn't fall in the adjacent farm fields, house on the property and county road.
3. Tower application and sight plan needs to be updated to show the correct tower height.

The motion was seconded by Lois, motion carried to approve the special use permit. Sandy will prepare a letter with the conditions listed above and send to AMG Technology Investment

Group and after the conditions are met, Sandy will complete the resolution and call Marvin to come and sign it.

Minutes were recorded and are on file in Zoning Administrators office.

Lois Wilson made a motion to approve the June 21, 2021 meeting minutes as printed, seconded by Charlie Pike, motion carried.

Respectfully submitted,

Sandy Bubke, Administrator
Monona County Zoning

Chairman, Board of Adjustment