

## HANCOCK COUNTY ORDINANCE NUMBER TWENTY-SIX

AN ORDINANCE READOPTING PORTIONS OF THE EXISTING HANCOCK COUNTY CODE, AMENDING ORDINANCES 6 AND 10, AND REPEALING ORDINANCES 1, 20, AND

24

Section 1. Purpose. Iowa Code section 331.302(10) requires that a county shall compile its code of ordinances every five years. This action serves to readopt ordinances already in effect, amend certain ordinances already in effect, and repeal any ordinance deemed no longer necessary to the operation of Hancock County, Iowa, or to the health, safety, and welfare of its citizens.

Section 2. Readoption of Ordinances. The following ordinances are readopted in their entirety by the authority of the Hancock County Board of Supervisors and shall comprise the Hancock County Code of Ordinances:

2. Ordinance Authorizing Industrial Property Tax Credits
3. Zoning Ordinance
4. Ordinance Establishing Policy and Level of Service in Respect to Clearance of Snow and Ice and Maintenance of this County's Secondary Roads
7. Ordinance Defining and Providing for the Abatement of Nuisances in Hancock County
8. Ordinance Requiring Person Responsible for Storing, Handling, and Transportation of Hazardous Materials to, at their own Cost, Clean Up Any Leaks or Spills of those Hazardous Materials and Provide Remedies for Hancock County
9. An Ordinance Providing for the Inspection and Registration and Construction Standards for Swimming Pools and Spas
11. Flood Plain Management Ordinance
12. Open Burning Notification
13. Ordinance Prohibiting the Use, Possession with Intent to Use, Manufacture, and Delivery of Drug Paraphernalia in Hancock County
15. Ordinance Relating to the Regulation of Sexually Oriented Businesses
16. Ordinance for Special Valuation for Wind Energy Conversion Equipment
17. Ordinance Establishing Precinct Boundaries
18. Ordinance Regulating the Construction of Surface Drains in the Vicinity of County Drainage District Tile
19. Ordinance Requiring Obedience to Provisions of this Chapter and State Law
22. Ordinance Prohibiting Jail Contraband
23. Ordinance Prohibiting Animal Nuisances
25. Ordinance Prohibiting Consumption of Alcohol by a Minor

Section 3. Repeal of Ordinances. The following ordinances are deemed to be of no further value to the operation of Hancock County, Iowa, or to the health, safety, and welfare of its citizens:

1. Ordinance Adoption Procedure
20. Ordinance Establishing a School Local Option Sales and Service Tax Applicable to Transactions with the Belmond-Klemme, Corwith-Wesley, Forest City, Garner-Hayfield, Meservey-Thornton, Titonka Consolidated, Ventura, Woden-Crystal Lake, and West Hancock school districts of Hancock County

24. Ordinance for the Readoption of the Existing County Code and Repealing Certain Provisions Therein

Section 4. Amendments to Ordinances. The following ordinances are amended as set forth below:

6. Ordinance Providing for the Establishment of Construction Standards for Installation of On-Site Sewage Treatment and Non-Public Water Well Systems; Proper Plugging of Abandoned Wells; Issuance of Permits; Licensing of Contractors and Waste Pumpers; and Penalties

Remove Section III entirely.

**SECTION III**

~~Private Systems Contractors License and Waste Pumpers License.~~

~~No person, firm, or corporation shall engage in the business of constructing private systems or waste pumping without first obtaining from the Hancock County Board of Health a license, good for one year, which shall be issued upon the applicant showing that he is equipped to comply with the provisions of the Ordinance. Any license may be revoked upon violation of the terms of the ordinance, by a license holder, and no license need be issued to any person whose equipment does not conform to this ordinance. The license shall be renewed on or before the anniversary date of the initial license. This shall not prevent the person, firm, or corporation which when he or they are owners of record to perform work on said property or prevent any immediate family or household member from performing the work on said property.~~

Renumber all sections accordingly.

10. Ordinance Establishing Subdivisions in Hancock County

Amend Article III, section 1 as follows:

1. PRE-APPLICATION. Prior to the subdivision of any land the subdivider or his agent shall meet with the Commission to present the subdivision proposal. Said proposal shall specifically include the anticipated actions necessary to come into compliance with this Ordinance and the Zoning Ordinance, as well as production of all planning documents. Any proposal containing lots to be served by private wells or septic tanks must contain evidence that the proposed lot sizes and the results of the soil percolation tests have been approved by the Sanitarian. All proposals shall contain certification from the County Auditor that the subdivision plat has a succinct name or title that is unique for Hancock County, Iowa.

Amend Article V, section 3.D.3 as follows:

3. ~~from the Recorder that there is no record in said office of judgments, attachments, mechanics or other liens against the subdivision property (This certificate can be signed~~

~~at time of plat filing.);~~ from the Auditor that the subdivision plat has a succinct name or title that is unique for the county in which the plat lies;

Section 4. Code of Ordinances. Copies of the code as adopted herein shall be on file and available for public inspection in the Office of the County Auditor at the Hancock County Courthouse.

Section 5. When Effective. This ordinance shall be effective after final passage, approval, and publication as provided by law.

Adopted and passed by the Hancock County Board of Supervisors on this 2<sup>nd</sup> day of December, 2013.

Signed:

Jerry Tlach

Chairman, Hancock County Board of Supervisors

Attest:

Michelle K. Eisenman

Hancock County Auditor

First reading: November 25, 2013

Second reading: December 2, 2013

Publication: December 11 & 12, 2013