Office Use Only	5/12/2022	\$ 54000	P2C-22-28226
	Date Filed	Fee	Application Number



JOHNSON COUNTY, IOWA

APPLICATION FOR: SUBDIVISION PLAT APPROVAL



	ated at (street address if available or layman's description):	
5675 500th ST SE West Liberty, IA 52776		
Parcel Number(s): 1613201001		
Proposed Subdivision Name: Frau	uenholtz Farm Homestead	
The subdivision contains 2.35	total acres divided into total lots as follows:	
Buildable Lots: 1	Non-buildable outlots: 0	
Total buildable acres: 2.35 Total non-buildable acres: 0		
Current Zoning: A	Proposed Use of the Subdivision: Residential	
Mark Stein, Gina Landau	m.stein@mmsconsultants.net, g.landau@mmsconsultants.net, 319-351-8282	
Name of Engineer/Surveyor	Contact Email and Phone	
William Tharp	Iml@wbtharplaw.com, 319-627-2328	
Name of Attorney	Contact Email and Phone	
affirms that the owner(s) of the pro	PLEASE PRINT OR TYPE formation provided herein is true and correct. If applicant is not the owner, applicant operty described on this application consent to this application being submitted, and sent for the office of Johnson County Planning, Development, and Sustainability to the subject property.	
Susan I. Frauenholtz	Tharp Law Office	
Name of Owner	Name of Applicant (if different)	
P.O. Box 168, West Liberty, IA 52776		
Applicant Street Address (including	ng City, State, Zip)	
319-627-2328	Iml@wbtharplaw.com	
Applicant Phone White Day	Applicant Email	

See back page for Application Submittal Requirements and Checklist

Applicant Signature

The following items must be submitted for the application to be complete. Incomplete applications will be returned and will not be considered until the next submission deadline. Electronic submissions should be submitted prior to hard copy delivery. In all cases electronic submission is due by 12-noon the day after the posted submission deadline. <u>Initial each item below</u> to confirm that you are aware of the submittal requirements for an application to be considered complete.

Application Fee (varies based on nature of application) is due at the time of submittal.

\$540

	Application receivances based on nature of application, is due at the time of submittal.
LSS	A brief letter of intent explaining the application and describing road, well, septic, etc.
✓ LSS	Ten (10) copies of the plat (and any other sheets larger than 11x17).
LSS	The names and addresses of owners of all property within five hundred (500) feet of the parent property or parcel.
gll	A signed certificate of the Auditor approving the subdivision name.
VESS	Resolution Affirming the Stability of the Road System (signed and notarized).
✓ gll	One (1) copy of the completed Sensitive Areas Analysis in compliance with the Sensitive Areas Ordinance, or an approved waiver.
√gll	One (1) copy of the Stormwater Management Plan (including soil erosion and sediment control) in compliance with the Stormwater Management regulations, or an <u>approved</u> waiver.
√LSS	Proof of application to Johnson County Public Health for a Public Health Zoning Application.
MA	For subdivisions that propose to create a new access or upgrade an existing access to a public county road: a copy of an approved ROW Permit (Access Permit) from Johnson County Secondary Roads.
LSS	<u>FARMSTEAD SPLITS ONLY:</u> include a list of parcel numbers of the parent farm <u>and</u> the book and page(s) recorded prior to December 1, 2000.
V-N/A	<u>FINAL PLATS ONLY</u> : As-Built drawings for installed infrastructure, including statement/certification from the engineer affirming that the as-built infrastructure conforms to the intent and design parameters of the preliminary plat.
√Lss	 FINAL & COMBINED PLATS: The following DRAFT (unsigned) legal documents in digital or hard copy. Owner's Certificate Title Opinion Treasurer's Certificate Subdivider's Agreement Fence Agreement
	Other as applicable (easements, ROW dedication, Consent of Mortgagee, etc.)
submitte	ic Submission Requirements — an electronic submission of all hard-copy materials required above should be ad prior to hard copy delivery. In all cases, electronic submission is due by 12 noon the day after the submittal for the application to be considered complete. Electronic submissions should include:
LSS	Electronic or digitized copy (CAD line work or GIS geodatabase) of proposed plat in .dwg format (.dxf is also acceptable if .dwg is not an option. No .zip files will be accepted).
	 Submission must be saved in AutoCAD 2017 or older format Submissions must use Coordinate System: NAD_1983_StatePlane_lowa_South_FIPS_1402_Feet Submission MUST include information for Sensitive Areas Analysis/Mapping and Stormwater/Soil Erosion Control infrastructure on the site. This includes any limits of disturbance or other impact areas. Submission should NOT include legends, legal descriptions, location maps, signature blocks, etc.
LSS	A PDF of the entire application packet (a single PDF preferred; but a separate PDF for plat, application materials, sensitive areas, stormwater plan, and legal documents are acceptable).
LSS	If only submitted electronically, DRAFT legal documents must be provided by 12 noon the day after the submission deadline or the application will be returned as incomplete.



1917 S. Gilbert Street lowa City, Iowa 52240 319.351.8282

mmsconsultants.net mms@mmsconsultants.net

May 9, 2022

Mr. Josh Busard Johnson County Planning, Development, & Sustainability Dept. 913 S. Dubuque St, Suite 204 Iowa City, IA 52240

RE: Letter of Intent for Frauenholtz Farm Homestead Farmstead Split

Dear Josh:

MMS intends to file a farmstead split for parcel 1613201001 at 5675 500th Street SE, West Liberty. The intent is to create a new 2.35 acre lot around the existing house.

There is an existing well and septic system which will continue to be utilized. The existing access from the north off 500^{th} Street will continue to be used as well.

Respectfully submitted,

Gina Landau

11515-001LetterofIntentWaivers.docx

Jina Le Jandan



Adjacent Property Owners List Frauenholtz Farm Homestead Within 500' MMS Project #11515-001

ELWOOD R STEMM 5036 WHITE OAK AVE SE IOWA CITY, IA 52240 MAUREEN MARIE BOWIE 111 ELIZABETH DR TIPTON, IA 52772 SUSAN I FRAUEHNHOLTZ 4031 WILLIAM BILL LUTHER DR HOPE MILLS, NC 28348



PLANNING, DEVELOPMENT AND SUSTAINABILITY

PLANNING DIVISION

JOSH BUSARD
AICP, LEED-AP, CFM
DIRECTOR

NATHAN MUELLER, AICP, CFM ASSISTANT DIRECTOR

> Luke McClanahan Assistant Planner

WAIVER RESPONSE

Date: May 5th, 2022

To: MMS Consultants; Attn. Gina Landau, Lee Swank

From: Kasey Hutchinson, Soil and Water Conservation Coordinator Re: Waiver Request for 5675 500th Street (PPN 1613201001)

Recently, your firm submitted a request to waive the Stormwater Management and Sensitive Areas requirements for a farmstead split located at 5675 500th Street (PPN 1613201001). After a thorough review, the PDS Administrative Officer has issued the following decision on the request:

Request to waive Stormwater Management: With Building Permit

Stormwater management planning will be required with any future building permit.

Request to waive Sensitive Areas: Approved

- Waiver has been requested and approved for all sensitive areas.
- This project is exempt from the Historic Properties requirements.

Please contact me at khutchinson@johnsoncountyiowa.gov if you have any questions.

Respectfully,

Kasey Hutchinson

Soil and Water Conservation Coordinator

Kasey Hutchmoon

Office Use Only	\$5/3	122	PDS-22-28218
	Date	Filed	Application Number



ADMINISTRATIVE OFFICER

JOHNSON COUNTY, IOWA

REQUEST FOR WAIVER: Stormwater Management Requirements

The state of the s		
County Unified Development Ordinance in		
Subdivision Name or type of request: Fa	ırmstead split	
Street address or layman's description: 5	5675 500th Street SE, West Liberty	
Parcel Number(s): 1613201001		
Mark Stein, Gina Landau	m.stein@mmsconsultants.net, g.landau@mmsconsultants.net, 319-351-8282	
Name of Engineer/Surveyor	Contact Email and Phone	
A written narrative explaining justifica	tion for granting this waiver request should be attached hereto.	
affirms that the owner(s) of the property desc	PLEASE PRINT OR TYPE provided herein is true and correct. If applicant is not the owner, applicant cribed on this application consent to this waiver being submitted, and said se of Johnson County Planning, Development, and Sustainability to conduct ty.	
Susan Frauenholtz	Tharp Law Office	
Name of Owner	Name of Applicant (if different)	
P.O. Box 168, West Liberty,	IA 52776	
Applicant Street Address (including City, St	ate, Zip)	
319-627-2328 lı	ml@wbtharplaw.com	
Applicant Phone A	pplicant Email	
Hand Janday (on beha Applicant Signature Susan Fr	arenholtz)	
ADMINISTRATIVE OFFICER'S DECISION:	\Box APPROVE X WITH BUILDING PERMIT** \Box DENY	

DATE

^{**}Sediment and Erosion control, and Stormwater Management compliance will not be required with this development application, but will be required with any future building permits on this site.

Office Use Only	5/3/22	PDS-20-28218
	Date Filed	Application Number



JOHNSON COUNTY, IOWA

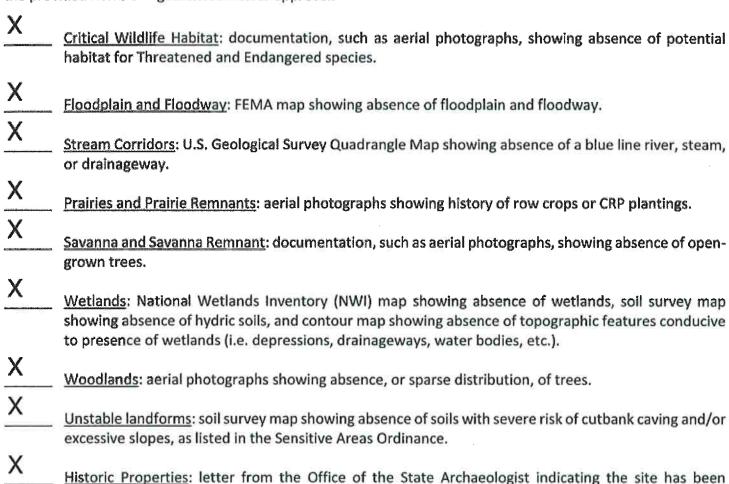
REQUEST FOR WAIVER: Sensitive Areas Ordinance

The undersigned hereby requests waive County Unified Development Ordinance	in connection with the i		of the Johnson
Subdivision Name or type of request:	armstead Split		
Street address or layman's description:	5675 500th Stre	et SE, West Liberty	
Parcel Number(s): 1613201001			
Lee Swank	l.swank@mn	nsconsultants.net, 319	351-8282
Name of Engineer/Surveyor	Contact Email and	Phone	
Justification for granting this wa	iver request should be	attached hereto. See back of t	his page.
The undersigned affirms that the information affirms that the owner(s) of the property do owners hereby give their consent for the of a site visit and photograph the subject property of the subject	escribed on this application fice of Johnson County Placerty.	and correct. If applicant is not the on consent to this waiver being su	ibmitted, and said
Name of Owner		Applicant (if different)	
P.O. Box 168, West Liberty	_		
Applicant Street Address (including City,	State, Zip)		· ·
319-627-2328	Iml@wbthartlaw	.com	
$\mathcal{N}_{0,0}$	Applicant Email		
ADMINISTRATIVE OFFICER	APPROVE 5/5/202-2 DATE	☐ Partial Approval**	☐ DENY

^{**}See accompanying letter for explanation for specific requirements.

Please provide any evidence needed to justify this waiver request, and include a written narrative explaining the request and how the evidence provided supports it.

Examples of supporting information for each of the sensitive areas is listed below. Information additional to this may be necessary to sufficiently illustrate the absence of sensitive areas. If provided information does not confirm the absence of the sensitive area(s), the waiver request will be denied. The list below is meant to illustrate *potential* supporting information, and should not be construed as a complete list, or that including the provided items will guarantee waiver approval.



previously surveyed, or documentation that the site has been previously fully developed or disturbed.

CERTIFICATE OF COUNTY AUDITOR FRAUENHOLTZ FARM HOMESTEAD JOHNSON COUNTY, IOWA

I, Travis Weipert, the Johnson County Auditor, hereby approve Frauenholtz Farm Homestead, Johnson County, Iowa as a succinct and unique name for the subdivision containing the following described real estate located in Johnson County, Iowa

LEGAL DESCRIPTION

PARCEL #2021085, LOCATED IN THE NORTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 13, TOWNSHIP 78 NORTH, RANGE 5 WEST OF THE 5TH PRINCIPAL MERIDIAN, JOHNSON COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-QUARTER CORNER OF SECTION 13, TOWNSHIP 78 NORTH, RANGE 5 WEST OF THE 5TH PRINCIPAL MERIDIAN, JOHNSON COUNTY, IOWA; THENCE S89°52'38"W, ALONG THE NORTH LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 13, A DISTANCE OF 276.85 FEET TO THE NORTHEAST CORNER OF PARCEL #2021085, JOHNSON COUNTY, IOWA, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 65, PAGE 184 IN THE RECORDS OF THE JOHNSON COUNTY RECORDER'S OFFICE AND THE POINT OF BEGINNING; THENCE S00°48'17"E, ALONG THE EAST LINE OF SAID PARCEL #2021085, A DISTANCE OF 237.51 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL #2021085; THENCE S89°53'17"W, ALONG THE SOUTH LINE OF SAID PARCEL #2021085, A DISTANCE OF 358.57 FEET; THENCE N01°19'58"W, ALONG SAID SOUTH LINE, 67.93 FEET; THENCE S88°29'48"W, ALONG SAID SOUTH LINE, 101.28 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL #2021085; THENCE N00°32'27"E, ALONG THE WEST LINE OF SAID PARCEL #2021085, A DISTANCE OF 171.97 FEET TO ITS INTERSECTION WITH SAID NORTH LINE OF THE NORTHWEST ONEQUARTER OF SECTION 13; THENCE N89°52'38"E, ALONG SAID NORTH LINE, 456.43 FEET TO THE POINT OF BEGINNING, CONTAINING 2.35 ACRES AND IS SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

Travis Weipert, Johnson County Auditor

Date 1

(seal)

RESOLUTION 04-19-90-2 AFFIRMING THE STABILITY OF THE ROAD SYSTEM

Whereas Johnson County is one of the counties in the State of Iowa that is increasing in its population; and

Whereas there is a growing tendency for persons in Johnson County to prefer to develop lots for building purposes; and

Whereas improvement of currently non-improved roads to standards dictated by the state of lowa for Secondary roads is expensive;

Now, therefore be it resolved that any person who develops a rezoned and subdivided lot in Johnson County should first be aware of the existing secondary road conditions serving that tract of land, and should act under the presumption that said road in all probability will continue in its present condition. Private interests or adjacent landowners may underwrite the costs to bring said road up to minimum state standards which includes providing the necessary right-of-way, moving fences, grading, culverts, surfacing, and other items that may be needed to provide an improved road. These improvements can be achieved by permission of Johnson County per the **lowa Code**, Section 319.14, and by Johnson County Resolution 08-10-89-2. However, if this tract of land is located on a road that has been designated as a Level B road per Resolution 04-05-90-1, Johnson County will provide no more services than stated in Johnson County Ordinance 02-08-90-1. If possible, consideration should be given to the prospect of agreeing that said road be closed by Johnson County and maintained by the residents owning land abutting said road to county subdivision standards as a private lane.

My (our) signature on this document indicates that I have read the above road policy of Johnson County, Iowa, and understand the contents of the above shown policy, and that the zoning, or subdivision, action that is being taken by me (us) would be subject to the above Resolution by the Johnson County Board of Supervisors.

Signature of Owner, Contract Owner, Option Purchaser

5675 500th ST SE West Liberty, IA 52776 319-627-2328

Address and Phone Number

Notary Public, in & for the State of Iowa.



0 10 25 50 75 100

1"=100'

NOTES:

DATE

N89°52'38"E (M) S88°55'00"E(R)

PRELIMINARY AND FINAL PLAT FRAUENHOLTZ FARM HOMESTEAD

(A FARMSTEAD SPLIT) JOHNSON COUNTY, IOWA DESCRIPTION

PARCEL #2021085, LOCATED IN THE NORTHEAST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 13, TOWNSHIP 78 NORTH, RANGE 5 WEST OF THE 5TH PRINCIPAL MERIDIAN, JOHNSON COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ONE-QUARTER CORNER OF SECTION 13, TOWNSHIP 78 NORTH, RANGE 5 WEST OF THE 5TH PRINCIPAL MERIDIAN, JOHNSON COUNTY, IOWA: THENCE S89°52'38"W, ALONG THE NORTH LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 13. A DISTANCE OF 276.85 FEET TO THE NORTHEAST CORNER OF PARCEL #2021085, JOHNSON COUNTY, IOWA, ACCORDING TO THE PLAT GRAPHIC SCALE IN FEET RECORDED IN PLAT BOOK 65, PAGE 184 IN THE RECORDS OF THE JOHNSON COUNTY RECORDER'S OFFICE AND THE POINT OF BEGINNING; THENCE S00°48'17"E, ALONG THE EAST LINE OF SAID PARCEL #2021085, A DISTANCE OF 237.51 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL #2021085; THENCE S89°53'17"W, ALONG THE SOUTH LINE OF SAID PARCEL #2021085, A DISTANCE OF 358.57 FEET: THENCE N01°19'58"W, ALONG SAID SOUTH LINE, 67.93 FEET: THENCE S88°29'48"W, ALONG SAID SOUTH LINE, 101.28 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL #2021085; THENCE N00°32'27"E ALONG THE WEST LINE OF SAID PARCEL #2021085, A DISTANCE OF 171.97 FEET TO ITS INTERSECTION WITH SAID NORTH LINE OF THE NORTHWEST ONE-QUARTER OF SECTION 13; THENCE N89°52'38"E. ALONG SAID NORTH LINE, 456.43 FEET TO THE POINT OF BEGINNING, CONTAINING 2.35 ACRES AND

IS SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

N 1/4 CORNER

CAP #10316

SEC. 13-T78N-R5W FOUND 1/2"Ø REBAR

WITH YELLOW PLASTIC

BOOK 65, PAGE 185

MAUREEN

MARIE BOWIE

1) BEARINGS ARE BASED ON IOWA STATE PLANE COORDINATES (SOUTH ZONE) LIBRARY CALIBRATION USING THE IOWA REAL TIME NETWORK (RTN) WITH DATUM NAD83(2011) (EPOCH 2010.000). THE DISTANCES SHOWN ON THE PLAT ARE HORIZONTAL GROUND DISTANCES AND NOT GRID DISTANCES. BEARINGS FOR PARCEL #2021085 WERE BASED ON THE IOWA REGIONAL COORDINATE SYSTEM (IRCS) ZONE 10. ALL FOUND PINS WERE 1/2" REBAR PINS WITH YELLOW PLASTIC CAPS NO. 10316, UNLESS NOTED OTHERWISE.

S89*52'38"W (M) N88*55'00"W(R) 276.85'(M) 276.80'(R)

POINT OF

BEGINNING

SUSAN I. FRAUENHOLTZ

THE PARENT PARCEL OF 160± ACRES IS DESCRIBED IN A WARRANTY DEED RECORDED IN DEED BOOK 566, PAGE 322 IN

THE RECORDS OF THE JOHNSON COUNTY RECORDER'S OFFICE.

(E)

456.43' (M) 456.40'(R)

LOCATION: PARCEL #2021085, LOCATED IN THE NE 1/4 ÖF THE NW 1/4 OF SEC. 13-T78N-R5W OF THE 5TH P.M., JOHNSON COUNTY, IOWA LAND SURVEYOR, INCLUDING FIRM OR ORGANIZATION: RICHARD R. NOWOTNY, P.L.S. MMS CONSULTANTS INC. 1917 SOUTH GILBERT STREET IOWA CITY, IOWA, 52240 PHONE: 319-351-8282 SURVEY REQUESTED BY: WILLIAM THARP PROPRIETOR OR OWNER SUSAN I. FRAUENHOLTZ PROPRIETOR'S ATTORNEY: WILLIAM THARP, THARP LAW OFFICE P.O. BOX 168 WEST LIBERTY, IOWA 52776

DOCUMENT RETURN INFORMATION:

LAND SURVEYOR

IOWA CITY, IOWA 52240 (319) 351-8282

www.mmsconsultants.net

Revision

CIVIL ENGINEERS

LAND PLANNERS

LAND SURVEYORS

LANDSCAPE ARCHITECTS

1917 S. GILBERT ST.

ENVIRONMENTAL SPECIALISTS

FRAUENHOLTZ FARM HOMESTEAD Date

N89°52'38"E (M) S88°55'00"E(R) **500TH STREET SE** 1927.39'(M) 927.50'(R) N89*52'38"E 457.21 NE 1/4 NW 1/4 NW CORNER DRIVEWAY SEC. 13-T78N-R5W SEC. 13-T78N-R5W PLAT OF SURVEY, PARCEL #2021085 AS FOUND 1/2"ø REBAR - 25.00' WIDE AGRICULTURAL RECORDED IN PLAT BOOK 65, PAGE 184 WITH YELLOW PLASTIC IN THE RECORDS OF THE JOHNSON COUNTY ACCESS EASEMENT CAP #10316 LOT 1 RECORDER'S OFFICE BOOK 65, PAGE 185 AREA = 2.35 ACRESBARN 2.00 ACRES W/O ROW 101.45'(R) 101.28'M) S88°29'48" BUILDING HOG BLDG. SUSAN I. FRAUENHOLTZ QUONSET S89°53'17"W 358.57'(M) 358.61'(R) RARN SUSAN I. FRAUENHOLTZ CRIB EGEND AND NOTES - CONGRESSIONAL CORNER, FOUND - CONGRESSIONAL CORNER, REESTABLISHED - FENCE CORNER POST / FENCE POST - PROPERTY CORNER(S), FOUND (as noted) - PROPERTY CORNERS SET (5/8" Iron Pin w/ yellow, plastic LS Cap embossed with "MMS")

CUT "X"

UNLESS NOTED OTHERWISE, ALL DIMENSIONS ARE IN FEET AND HUNDREDTHS

PROPERTY &/or BOUNDARY LINES

LOT LINES, PLATTED OR BY DEED
EASEMENT LINES, WIDTH & PURPOSE NOTED

EXISTING EASEMENT LINES, PURPOSE NOTED

CONGRESSIONAL SECTION LINES

RIGHT-OF-WAY LINES CENTER LINES LOT LINES, INTERNAL

 RECORDED DIMENSIONS - MEASURED DIMENSIONS - CURVE SEGMENT NUMBER

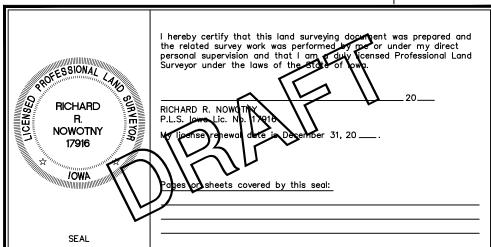
ELWOOD R. STEMM

-Prepared by and return to: MMS consultants, Inc. 1917 S. Gilbert St. Iowa City, Iowa 52240 (319)351-8282

PLAT APPROVED BY:

CHAIRPERSON

JOHNSON COUNTY BOARD OF SUPERVISORS:



Signed before me this day of Notary Public, in and for the State of Iowa

LOCATION MAP

(A FARMSTEAD SPLIT)

PARCEL #2021085 LOCATED IN THE NE 1/4 OF THE NW 1/4 OF SEC. 13-T78N-R5W OF THE 5TH P.M.. JOHNSON COUNTY, IOWA

MMS CONSULTANTS. INC.

	Date:	4/28/2022	2
	Surveyed by: RRN	Field Book No: 133	S
1	Drawn by: MAS	Scale: 1" = 100)'
	Checked by: RRN	Sheet No:	
	Project No: 11515-001	of: 1	