

# **SUPPLEMENT TO THE 2008 CLAY COUNTY CODE OF ORDINANCES**

## **Supplement 1 - Amendment to:**

### **Title 2 Building, Agriculture and Land Use; Section 2.2 Zoning; Article XVI Additional Area and Height Regulations; section 2.7 Setbacks for Wind Towers**

AN AMENDMENT TO THE "2008 CLAY COUNTY CODE OF ORDINANCES - ZONING ORDINANCE NO. 2.2" AND 'SUBDIVISION REGULATIONS FOR THE UNINCORPORATED AREA OF CLAY COUNTY, IOWA" AS AMENDED by adding specific setback requirements for wind turbines.

**RESOLUTION 2009-15**

**Passed Mtg 22-June 2009**

WHEREAS, the Clay County Zoning Commission has made recommendation in relation to amendments to the "2008 Clay County Code of Ordinances - Zoning Ordinance 2.2 and Subdivision Regulations for the Unincorporated Area of Clay County, Iowa", and;

WHEREAS, the Board of Supervisors has considered the proposed amendments and has held three public hearings thereon on the 16<sup>th</sup> day and 30<sup>th</sup> day of June 2009 and on 14<sup>th</sup> day of July 2009;

IT IS NOW THEREFORE ORDAINED that the "2008 Clay County Code of Ordinances - Zoning Ordinance 2.2 and Subdivision Regulations for the Unincorporated Area of Clay County, Iowa" are amended as follows:

AMENDMENT 1. Article XVI/Additional Area and Height Regulations, Section 2, is amended by adding subsection 7 as follows: 7. Wind towers will meet a setback of 250% from base to arch to the closest corner of dwelling and 150% of base to arch from base of structure to nearest property line.

The above and foregoing ordinance passed this 16<sup>th</sup> day of June 2009 by the Board of Supervisors of Clay County, Iowa convened in regular session.

CLAY COUNTY, IOWA  
BOARD OF SUPERVISORS  
/s/ Burlin Matthews, Chairperson

ATTEST: /s/ Marjorie A. Pitts  
Clay County Auditor

**Supplement 2 - Ordinance:**

**Clay County Social Host & Underage Consumption Ordinance**

**RESOLUTION 2010-08**

**Passed Mtg 20-May 4, 2010**

**Second & Final Reading and Action on the Clay County Social Host & Underage Consumption Ordinance**

WHEREAS it was proposed the adoption and enactment of a certain Ordinance on the 4<sup>th</sup> day of May, 2010, which action is recorded in the Clay County Board of Supervisor's Meeting 20 on May 4, 2010.

WHEREAS a summary of the same was duly published in the Spencer Daily Reporter, Everly-Royal News and Peterson Patriot, the official newspapers of general circulation in the county and complying with Iowa Code Section 618.3 and 618.14, on April 14, 2010.

WHEREAS copies of the same have been available to the public from the time of publication at the office of the Clay County Auditor:

WHEREAS the same was first previously read and passed by a vote of a majority of the Clay County Board of Supervisor on April 21, 2010, which action is recorded in the Clay County Board of Supervisor's Meeting 19 held on April 21, 2010.

NOW THEREFORE the following was read and voted upon for the second time by the Clay County Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors;

AND IT IS NOW THEREFORE ENACTED AND ORDAINED:

**CLAY COUNTY SOCIAL HOST & UNDERAGE CONSUMPTION ORDINANCE, NO 3.8**

**SECTION 1. DEFINITIONS**

- a. "Alcoholic beverage" means the same as defined in Iowa Code section 123.3(4).
- b. "Event, gathering, or party" means any group of three (3) or more persons who have assembled or gathered together for a social occasion or other activity.
- c. "Juvenile" means a person under the age of eighteen (18).
- d. "Legal age" means twenty-one (21) years of age or more.
- e. "Parent" means any person having legal custody of a juvenile: (1) as a natural parent, adoptive parent, or step-parent; (2) as a legal guardian; or (3) as a person to whom legal custody has been given by order of the court.
- f. "Person" means any individual, partnership, corporation, or any association of one or more individuals.
- g. "Possession or control" means actual possession or constructive possession based on facts which permit the inference of intent to possess or control alcoholic beverages.

- h. "Premises" means any home, yard, farm, field, land, apartment, condominium, hotel or motel room, other dwelling unit, hall or meeting room, garage, barn, park, or any other place conducive to assembly, public or private, whether occupied on a permanent or temporary basis, whether occupied as a dwelling or specifically for an event, gathering, or party, and whether owned, leased, rented or used with or without permission or compensation.
- i. "Public place" means the same as defined in Iowa Code section 123.3(27).
- j. "Social host" means any person (see Section 1(f)) who aids, allows, entertains, organizes, supervises, controls or permits an event, gathering, or party. This includes, but is not limited to: (1) the person(s) who owns, rents, leases, or otherwise has control of the premises where the event, gathering, or party takes place; (2) the person(s) in charge of the premises; or (3) the person(s) responsible for organizing the event, gathering, or party.
- k. "Underage person" means any person under the age of twenty-one (21).

## SECTION 2. AFFIRMATIVE DUTIES

It is the duty of the social host of an event, gathering, or party to take all reasonable steps to prevent alcoholic beverages from being possessed or consumed by underage persons on the premises. Reasonable steps include, but are not limited to:

- a. Controlling underage persons' access to alcoholic beverages,
- b. Controlling the quantity of alcoholic beverages,
- c. Verifying the age of persons being served, in the possession of, or consuming alcoholic beverages at the event, gathering, or party by inspecting drivers' licenses or other government-issued identification cards,
- d. Supervising the activities of underage persons at the party, and
- e. Notifying law enforcement of underage possession or consumption of alcoholic beverages, and allowing law enforcement to enter the premises for the purpose of stopping the possession or consumption by underage persons.

## SECTION 3. PROHIBITIONS

- a. It is unlawful for any social host of an event, gathering, or party on the social host's premises to knowingly permit or allow underage persons to consume alcoholic beverages, or knowingly permit or allow underage persons to possess alcoholic beverages on the premises, whether or not the social host is present on the premises.
- b. A person or persons under the legal age shall not purchase or attempt to purchase, or individually or jointly have alcoholic liquor, wine, or beer in their possession or control. (As set out in Iowa Code section 123.47(2)). A person under the legal age who has consumed alcoholic liquor, wine, or beer shall be presumed to have had the same in his or her possession or control prior to its consumption.

#### SECTION 4. EXCEPTIONS

a. This ordinance shall not apply to:

1. conduct solely between an underage person and his or her parents while present in the parents' household,
2. legally protected religious observances, or
3. situations where underage persons are lawfully in possession of alcoholic beverages during the course and scope of employment.

b. The exceptions outlined in Section 4(a) shall not apply under circumstances in which the underage person leaves the home, religious gathering, or place of employment and subsequently violates Iowa Code section 123.46(2), **Consumption or intoxication in public places.**

#### SECTION 5. ENFORCEMENT

The provisions of this Ordinance shall be enforced by the Clay County Sheriff's Office. The Clay County Sheriff's Office shall have primary but not exclusive enforcement responsibility for this Ordinance.

#### SECTION 6. PENALTIES

- a. Violations of Section 3(a) are declared to be county infractions, punishable by civil penalty. A civil penalty of not more than seven hundred and fifty dollar (\$750.00) shall be imposed for a social host's first offense. A civil penalty of not more than one thousand dollar (\$1,000.00) shall be imposed for a social host's second or subsequent offense. The County may also seek reimbursement for enforcement services provided by emergency responders related to the event, gathering, or party.
- b. A person who violates Section 3(b) commits the following:
1. A simple misdemeanor, a scheduled violation under Iowa Code section 805.8, punishable by a fine of not more than two hundred fifty dollars (\$250.00) for the first offense.
  2. A second offense shall be a simple misdemeanor punishable by a fine of not more than five hundred dollars (\$500.00).
  3. A third or subsequent offense shall be a simple misdemeanor punishable by a fine of not more than five hundred dollars (\$500.00)
  4. The court may, in its discretion, order the person who is under the legal age to perform community service work under Iowa Code section 909.3A, of an equivalent value to the fine imposed under this section. (As set out in Iowa Code section 123.47(3)(b)).
  5. In determining if a violation charged is a second or subsequent offense, conviction for violation of this section, Iowa Code section 123.47, or an ordinance of any city or county in the state of Iowa that substantially corresponds to this section or Iowa Code section 123.47, shall be counted as previous offenses.

SECTION 7. JURISDICTION

The provisions of this Ordinance shall apply throughout Clay County, Iowa, including municipalities that have not enacted a municipal ordinance dealing with similar subject matter.

This ordinance shall be effective the 4<sup>th</sup> day of May, 2010, after its final passage and approval provided by law.

THOSE VOTING FOR PASSAGE: Supervisors Brockshus, Matthews, Chalstrom, Skow, and Swanson. THOSE VOTING AGAINST PASSAGE: None

Passed by the Board of Supervisors on this 4<sup>th</sup> day of May, 2010.

CLAY COUNTY, IOWA  
BOARD OF SUPERVISORS  
/s/ Linda Swanson, Chairperson

ATTEST: /s/ Marjorie A. Pitts  
Clay County Auditor

**Supplement 3 - Ordinance:**

**2011 Subdivision Regulations Ordinance**

**RESOLUTION 2011-19**

**Passed Mtg 21-May 17, 2010**

**Third & Final Reading and Action on the 2011 Subdivision Regulations Ordinance**

**WHEREAS**, it was proposed for the adoption and enactment of a certain Ordinance on the 17th day of May, 2011, which action is recorded in the Clay County Board of Supervisor's Meeting 21 on May 17, 2011.

**WHEREAS**, a summary of the same was duly published in the Spencer Daily Reporter, an official newspaper of general circulation in the county and complying with Iowa Code Section 618.3 and 618.14, on February 12, 2011; February 25, 2011, and May 10, 2011.

**WHEREAS**, copies of the same have been available to the public from the time of publication at the office of the Clay County Auditor:

**WHEREAS**, the same was first previously read and passed by a vote of a majority of the Clay County Board of Supervisors on February 22, 2011; March 8, 2011 and May 17, 2011, which actions are recorded in the Clay County Board of Supervisor's Meeting #9 held on February 22, 2011; Meeting 11 held on March 8, 2011 and Meeting 21 held on May 17, 2011;

**NOW THEREFORE** the following was read and voted upon for the third and final time by the Clay County Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors; the vote thereon being as follows:

Ayes: Brockshus, Chalstrom, Matthews, Skow and Swanson. Nays: None. Abstentions: None.

**AND IT IS NOW THEREFORE ENACTED AND ORDAINED:**

**Clay County 2011 Subdivision Regulations Ordinance**

The county's subdivision regulations establishes by legislation a process for platting, review and approval of new subdivisions, re-subdivisions and other divisions of land within the community.

Passed by the Board of Supervisors on this 17<sup>th</sup> day of May, 2011.

CLAY COUNTY, IOWA  
BOARD OF SUPERVISORS  
/s/ Joe G. Skow, Chairperson

ATTEST: /s/ Marjorie A. Pitts  
Clay County Auditor

**Supplement 4 - Ordinance:**

**2011 Zoning Ordinance**

**RESOLUTION 2011-21**

**Passed Mtg 21-May 17, 2010**

**Third & Final Reading and Action on the Clay County 2011 Zoning Ordinance.**

**WHEREAS**, it was proposed for the adoption and enactment of a certain Ordinance on the 17th day of May, 2011, which action is recorded in the Clay County Board of Supervisor's Meeting 21 on May 17, 2011.

**WHEREAS**, a summary of the same was duly published in the Spencer Daily Reporter, an official newspaper of general circulation in the county and complying with Iowa Code Section 618.3 and 618.14, on February 12, 2011, April 19, 2011, and May 10, 2011.

**WHEREAS**, copies of the same have been available to the public from the time of publication at the office of the Clay County Auditor:

**WHEREAS**, the same was first previously read and passed by a vote of a majority of the Clay County Board of Supervisors on February 22, 2011; April 26, 2011 and May 17, 2011, which actions are recorded in the Clay County Board of Supervisor's Meeting #9 held on February 22, 2011; Meeting 18 held on April 26, 2011 and Meeting 21 held on May 17, 2011;

**NOW THEREFORE** the following was read and voted upon for the third time by the Clay County Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors; the vote thereon being as follows:

Ayes: Brockshus, Chalstrom, Matthews, Skow and Swanson. Nays: None. Abstentions: None.

**AND IT IS NOW THEREFORE ENACTED AND ORDAINED:**

**Clay County 2011 Zoning Ordinance**

The Zoning Ordinance, establishes by legislation, specific zoning districts within the county in which certain land uses are permitted by right or special exception and of which allowed uses will be subject to site development regulations such as yard setbacks, maximum height of buildings, and the minimum lot area and lot width requirements.

Passed by the Board of Supervisors on this 17<sup>th</sup> day of May, 2011.

CLAY COUNTY, IOWA  
BOARD OF SUPERVISORS  
/s/ Joe G. Skow, Chairperson

ATTEST: /s/ Marjorie A. Pitts  
Clay County Auditor

**Supplement 5 - Ordinance:**

**Huffing Ordinance**

**RESOLUTION 2011-32**

**Passed Mtg 28-August 8, 2010**

**Second & Final Reading and Action on the Clay County Huffing Ordinance.**

**WHEREAS**, it was proposed for the adoption and enactment of a certain Ordinance on the 12th day of July, 2011, which action is recorded in the Clay County Board of Supervisor's Meeting 26 on July 12, 2011.

**WHEREAS**, the proposed ordinance was duly published in the Spencer Daily Reporter, Everly-Royal News, and Peterson Patriot, the official newspapers of general circulation in the county and complying with Iowa Code Section 618.3 and 618.14, on July 21, 2011 and July 28, 2011.

**WHEREAS**, copies of the same have been available to the public from the time of publication at the office of the Clay County Auditor:

**WHEREAS**, the same was first previously read and passed by a vote of a majority of the Clay County Board of Supervisors on July 26, 2011 and August 8, 2011, which actions are recorded in the Clay County Board of Supervisor's Meeting #26 held on July 26, 2011 and Meeting 27 held on August 8, 2011;

**NOW THEREFORE** the following was read and voted upon for the second and final time by the Clay County Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors; the vote thereon being as follows:

Ayes: Brockshus, Chalstrom, Matthews, Skow and Swanson. Nays: None. Abstentions: None.

**AND IT IS NOW THEREFORE ENACTED AND ORDAINED:**

**Huffing Ordinance of Clay County**  
**2008 Clay County Code of Ordinances Supplement No. 5**

**HUFFING**

- A. Definition: "huffing" means inhalation or introduction into the respiratory system or body of any vapor, fume, or product that produces toxic substances for the purpose of becoming intoxicated, euphoric, dazed, paralyzed, or otherwise altering one's state of mind.
- B. IT SHALL BE UNLAWFUL for any person to intentionally or knowingly inhale or otherwise introduce into his or her respiratory system or body vapors from any chemical or organic source with the intention of becoming intoxicated, euphoric, dazed, paralyzed, or otherwise altering one's state of mind.

- C. Penalty: A violation of this section shall be punishable by a fine of \$300.00. Additionally the court may impose a sentence not to exceed 30 days in the county jail.

HUFFING PARAPHERNALIA

- A. Definition: "huffing paraphernalia" means any product, implement, or device used, intended to be used or designed to be used to inhale or ingest vapors with the intent to become intoxicated, euphoric, dazed, paralyzed, or otherwise altering one's state of mind.
- B. IT SHALL BE UNLAWFUL for any person to possess huffing paraphernalia for the purpose of committing huffing.
- c. Penalty: A violation of this section shall be punishable by a fine of \$150.00.

This proposed ordinance shall be in effect after a final passage and publication as provided by law.

This proposed ordinance shall be published in Title 3: Public Safety, Clay County Code of Ordinances upon passage and publication as provided by law.

The above and foregoing ordinance was adopted by the Board of Supervisors of Clay County, Iowa, this 8th day of August 2011 and the vote thereon being as follows:

Ayes: Brockshus, Chalstrom, Matthews, Skow and Swanson. Nays: None. Abstentions: None.

CLAY COUNTY, IOWA  
BOARD OF SUPERVISORS  
/s/ Joe G. Skow, Chairperson

ATTEST: /s/ Marjorie A. Pitts  
Clay County Auditor

**Supplement 6 – Amendment to:**

**RESOLUTION 2011-35**

**Second & Final Reading and Action on the *2011 Clay County Zoning Ordinance Amendment.***

**WHEREAS**, it was proposed for the adoption and enactment of a certain Ordinance on the 23rd day of August, 2011, which action is recorded in the Clay County Board of Supervisor’s Meeting 29 on August 23, 2011.

**WHEREAS**, the proposed ordinance was duly published in the Spencer Daily Reporter, the official newspaper of general circulation in the county and complying with Iowa Code Section 618.3 and 618.14, on August 2, 2011 and August 18, 2011.

**WHEREAS**, copies of the same have been available to the public from the time of publication at the office of the Clay County Auditor:

**WHEREAS**, the same was first previously read and passed by a vote of a majority of the Clay County Board of Supervisors on August 8, 2011 and August 23, 2011, which actions are recorded in the Clay County Board of Supervisor’s Meeting #28 held on August 8, 2011 and Meeting 29 held on August 23, 2011;

**NOW THEREFORE** the following was read and voted upon for the second and final time by the Clay County Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors; the vote thereon being as follows:

Ayes: Supervisors Brockshus, Chalstrom, Matthews, Skow and Swanson  
Nays: None.  
Abstentions: None.

**AND IT IS NOW THEREFORE ENACTED AND ORDAINED:**

***2011 Clay County Zoning Ordinance Amendment***

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF CLAY COUNTY, IOWA 2011, BY AMENDING ARTICLE III: DEFINITIONS/USE CLASSIFICATIONS AND BY AMENDING SECTION 5.4 SPECIAL EXCEPTION USES OF ARTICLE V: A-1 AGRICULTURE DISTRICT.

**WHEREAS**, the zoning ordinance on file in the office of the County Auditor designates certain standards as provided by Chapter 414, Code of Iowa, and

**WHEREAS**, it is deemed advisable and recommended by the Planning and Zoning Commission to amend Article III: Definitions/Use Classifications and Section 5.4 Special Exception Uses of Article V: A-1 Agriculture District, and

**WHEREAS**, the Planning and Zoning Commission has previously considered and approved these proposed amendments to the zoning ordinance of Clay County, Iowa;

**NOW THEREFORE IT BE ORDAINED**, by the Clay County Supervisors,

Section 1. ADD NEW DEFINITION. The zoning ordinance of Clay County, Iowa is hereby amended by adding a new use classification of “Winery” to Part 1) of Section 3.2 Use Classifications of Article III: Definitions/Use Classifications; to read as follows.

- t. *Winery*: A facility or building(s) in which wine and associated alcoholic beverages are produced and sold on the premises; and associated with viticulture on the same or adjoining tracts. A winery also includes, but not limited to, associated food and beverage services, wine tastings, conference or entertainment space, and retail or gift shop sales.

Section 2. AMEND SPECIAL EXCEPTION USES. The Zoning Ordinance of Clay County, Iowa is hereby amended by adding a new use classification as a special exception in Section 5.4 of Article V: A-1 Agricultural District; to read as follows.

Agricultural Uses: Winery

Section 3. REPEALER. All ordinances or parts of the previously adopted Clay County zoning ordinance in conflict with the provisions of this zoning amendment ordinance are hereby repealed.

Section 4. SEVERABILITY CLAUSE. If any section, provision or any part of this zoning amendment ordinance is determined to be invalid or unconstitutional, such adjudication shall not affect the validity of the previously adopted Clay County zoning ordinance as a whole, or any part or provision of the zoning amendment ordinance not determined to be invalid or unconstitutional.

Section 5. EFFECTIVE DATE. This zoning amendment ordinance shall be in full force and effect from after passage and publication in a newspaper of general circulation and shall apply to all property within the unincorporated areas of Clay County, Iowa.

CLAY COUNTY, IOWA  
BOARD OF SUPERVISORS  
/s/ Joe G. Skow, Chairperson

ATTEST: /s/ Marjorie A. Pitts  
Clay County Auditor

**RESOLUTION 2011-37**

**Third & Final Reading and Action on the 2011 Clay County Voting Precinct Ordinance  
1.3**

**WHEREAS**, it was proposed for the adoption and enactment of a certain Ordinance on the 20<sup>th</sup> day of September, 2011, which action is recorded in the Clay County Board of Supervisor’s Meeting 32 on September 20, 2011.

**WHEREAS**, a summary of the same was duly published in the Spencer Daily Reporter, Sentinel-Everly-Royal News and Peterson Patriot, the official newspapers of general circulation in the county and complying with Iowa Code Section 618.3 and 618.14, on August 18, 2011 and September 15, 2011.

**WHEREAS**, copies of the same have been available to the public from the time of publication at the office of the Clay County Auditor:

**WHEREAS**, the same was first previously read and passed by a vote of a majority of the Clay County Board of Supervisors on August 23, 2011; September 6, 2011 and September 20, 2011, which actions are recorded in the Clay County Board of Supervisor’s Meeting #29 held on August 23, 2011; Meeting 30 held on September 6, 2011 and Meeting 32 held on September 20, 2011;

**NOW THEREFORE** the following was read and voted upon for the third time by the Clay County Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors; the vote thereon being as follows: Ayes: Brockshus, Chalstrom, Matthews, Skow and Swanson. Nays: None. Abstentions: None.

**AND IT IS NOW THEREFORE ENACTED AND ORDAINED:**

**Ordinance 1.3 Amendment**

**An Ordinance establishing the election precincts in all unincorporated areas of  
County of Clay, Iowa.**

**Amendment dated September 20, 2011**

**2008 Clay County Code of Ordinances Supplement No. 7**

WHEREAS, the 2010 Federal Decennial Census has been conducted and completed with an official census date of April 1, 2010, and;

WHEREAS, the Board of Supervisors of Clay County, Iowa, is required to review and adjust election precinct boundaries within the County pursuant to Chapter 49 of the Code of Iowa, and;

WHEREAS, the Clay County Auditor has received and analyzed the census data and has proposed precinct boundaries, and;

WHEREAS, the Board of Supervisors desires to amend Ordinance 1.3 precinct boundaries that were established by or pursuant to section 49.4, and not changed under subsection 1 since the most recent federal decennial census because the commissioner

recommends, and the board of supervisors, finds that the change will effect a substantial savings in election costs, and;

WHEREAS, the Board of Supervisors has reviewed the proposed precincts and finds that they are relatively easy to describe (being townships) and will result in precincts convenient to the voters,

NOW, THEREFORE, IT BE ORDERED by the Clay County Board of Supervisors as follows:

**LAKE / FREEMAN PRECINCT (LAFR)** shall consist of Lake Township, which is bounded by a line commencing at the intersection of 340<sup>th</sup> Avenue & 270<sup>th</sup> Street and proceeding West to the intersection of 280<sup>th</sup> Avenue and 270<sup>th</sup> Street, then proceeding South to the intersection of 280<sup>th</sup> Avenue and 390<sup>th</sup> Street in Freeman Township, then proceeding East to the intersection of 340<sup>th</sup> Avenue and 390<sup>th</sup> Street in Freeman, then proceeding North along 340<sup>th</sup> Avenue to the point of origin.

In accordance with Chapter 49.6 this precinct shall include the incorporated City of Dickens.

**SUMMIT / RIVERTON / SIOUX / MEADOW PRECINCT (SRSM)** shall consist of Summit Township, which is bounded by a line commencing at the intersection of 160<sup>th</sup> Avenue and 270<sup>th</sup> Street and proceeding South to the intersection of 160<sup>th</sup> Avenue and 390<sup>th</sup> Street in Riverton Township, then proceeding East to the intersection of 280<sup>th</sup> Avenue and 390<sup>th</sup> Street in Sioux Township, then proceeding North to the intersection of 280<sup>th</sup> Avenue and 270<sup>th</sup> Street in Meadow Township, then proceeding West along 270<sup>th</sup> Street to the point of origin.

This precinct shall exclude the boundaries of the incorporated City of Spencer.

In accordance with Chapter 49.6 this precinct shall include the incorporated City of Fostoria.

**WATERFORD / LONE TREE PRECINCT (WFLT)** shall consist of Waterford Township, which is bounded by a line commencing at the intersection of 160<sup>th</sup> Avenue and 270<sup>th</sup> Street and proceeding West to the intersection of 100<sup>th</sup> Avenue and 270<sup>th</sup> Street, then proceeding South to the intersection of 100<sup>th</sup> Avenue and 390<sup>th</sup> St in Lone Tree Township, then proceeding East to the intersection of 160<sup>th</sup> Avenue and 390<sup>th</sup> Street in Lone Tree Township, then proceeding North along 160<sup>th</sup> Avenue to the point of origin.

In accordance with Chapter 49.6 this precinct shall include the incorporated City of Everly.

**LOGAN / GILLETT GROVE PRECINCT (LGGG)** shall consist of Logan Township, which is bounded by a line commencing at the intersection of 340<sup>th</sup> Avenue and 390<sup>th</sup> Street and proceeding West to the intersection of 220<sup>th</sup> Avenue and 390<sup>th</sup> Street in Gillett Grove Township, then proceeding South to the intersection of 220<sup>th</sup> Avenue and 450<sup>th</sup> Street, then proceeding East to the intersection of 340<sup>th</sup> Avenue and 450<sup>th</sup> Street in Logan Township, then proceeding North along 340<sup>th</sup> Avenue to the point of origin.

In accordance with Chapter 49.6 this precinct shall include the incorporated City of Gillett Grove and the City of Greenville.

**LINCOLN / CLAY PRECINCT (LNCL)** shall consist of Lincoln Township, which is bounded by a line commencing at the intersection of 220<sup>th</sup> Avenue and 390<sup>th</sup> Street and proceeding West to the intersection of 100<sup>th</sup> Avenue and 390<sup>th</sup> Street IN Clay Township, then proceeding South to the intersection of 100<sup>th</sup> Avenue and 450<sup>th</sup> Street, then proceeding East to the intersection of 220<sup>th</sup> Avenue and 450<sup>th</sup> Street in Lincoln Township, then proceeding North along 220<sup>th</sup> Avenue to the point of origin.

In accordance with Chapter 49.6 this precinct shall include the incorporated City of Rossie and the City of Royal.

**DOUGLAS / PETERSON PRECINCT (DGPE)** shall consist of Douglas Township, which is bounded by a line commencing at the intersection of 220<sup>th</sup> Avenue and 450<sup>th</sup> Street and proceeding West to the intersection of 100<sup>th</sup> Avenue and 450<sup>th</sup> Street in Peterson Township, then proceeding South to the intersection of 100<sup>th</sup> Avenue and 510<sup>th</sup> Street, then proceeding East to the intersection of 220<sup>th</sup> Avenue and 510<sup>th</sup> Street in Douglas Township, then proceeding North along 220<sup>th</sup> Avenue to the point of origin.

In accordance with Chapter 49.6 this precinct shall include the incorporated City of Peterson.

**GARFIELD / HERDLAND PRECINCT (GFHD)** shall consist of Garfield Township, which is bounded by a line commencing at the intersection of 340<sup>th</sup> Avenue and 450<sup>th</sup> Street and proceeding West to the intersection of 220<sup>th</sup> Avenue and 450<sup>th</sup> Street in Herdland Township, then proceeding South to the intersection of 220<sup>th</sup> Avenue and 510<sup>th</sup> Street, then proceeding East to the intersection of 340<sup>th</sup> Avenue and 510<sup>th</sup> Street in Garfield Township, then proceeding North along 340<sup>th</sup> Avenue to the point of origin.

In accordance with Chapter 49.6 this precinct shall include the incorporated City of Webb.

The County Auditor is hereby authorized and directed, in conformance with Chapter 49 of the Iowa Code to publish notice of the precinct boundaries accomplished by this Ordinance; and to certify said precinct to the State Commissioner of Elections and to the County Commissioner of Elections; and to provide Commissioners with maps depicting the new boundaries.

This ordinance shall be effective the 15<sup>th</sup> day of January, 2012, after its final passage, approval and publication as provided by law.

CLAY COUNTY, IOWA  
BOARD OF SUPERVISORS  
/s/ Joe G. Skow, Chairperson

ATTEST: /s/ Marjorie A. Pitts  
Clay County Auditor