SPECIAL MEETING OF THE MADISON COUNTY SOIL CONSERVATION DISTRICT

The Madison County Soil Conservation District Commissioners held a special meeting on August 2, 1972, 3:00 P.M. at the SCS Office in Winterset, Iowa.

The special meeting of the Madison County Soil Conservation District Commissioners was called for the sole purpose of conducting a hearing relating to the final adoption of soil loss limit regulations for the Madison County Soil Conservation District. Those present were: Douglas Taylor, Winterset, chairman of Soil Conservation District, Larry Beeler, Peru, Eugene Armstrong, Booneville, John Bishop, Winterset and Sec., Earl W. Griffith, District Conservationist, Dale Frank, Conservation Technician, Doris Schirm, clerk, Dick Wilcox, Des Moines, representing the Department of Soil Conservation, Leo King, C.E.D. of the A.S.C.S., Keith Glandon, Area Conservationist and Earl Lohr from Winterset.

The proposed soil loss limit regulations for the Madison County Soil Conservation District have been prepared in accordance with authority set forth in Chapter 227, Acts of the 64th General Assembly of Iowa, first regular session as amended.

John Bishop, read the publication of notice of hearing.
Notice of this hearing duly published in The Winterset Madisonian Newspaper at Winterset, Iowa on 19th day of July 1972, is as follows.

Under authority set forth in Chapter 467A, Code of Iowa, 1971, as amended, the commissioners of Madison County Soil Conservation District, with the approval of the State Soil Conservation Committee, have formulated soil loss limit regulations applicable to said District.

A copy of the proposed soil loss limit regulations may be obtained at the Madison County Soil Conservation District office, 114 East Jefferson, Winterset, Iowa.

Notice is hereby given that a public hearing will be held at 3:00 P.M. August 2, 1972 at the SCS Office, 114 East Jefferson, at which time and place an explanation of the regulations will be made and opportunity will be given for any landowner or occupant of land who would be affected there by to be heard for or against the proposed regulations.

Commissioners of Madison
County Soil Conservation
District
By Douglas Taylor, Chm.

The proposed soil loss limit regulations as adopted by the Madison County Soil Conservation District Commissioners at a meeting held July 11, 1972, and approved by the State Soil Conservation Committee on July 26, 1972, have been available for review at the office of the Madison County Soil Conservation District since date of publication of notice of hearing and are as follows. Earl Griffith, read the soil loss limit regulations into the record.

Agricultural and Horticultural Lands. Maximum rates of soil erosion for these lands will be the average annual soil loss expressed in tons per acre per year for each soil type in the district as follows.

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FILED NO.
BOOK 29 PAGE 696
1972 AUG 10 AM 11:38
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

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Fee $16.50
I.M.M.

8 pgs.

Non-Agricultural Lands-- including public parks, urban lands, industrial parks, airports, public and private recreation lands, roads, streets, highways, and other public lands. The maximum rates of erosion for these lands will be the average annual soil loss of 5 tons per acre per year.
Construction Sites --including housing developments, shopping centers, industrial park developments, commercial building sites, highways, drainage channels, floodways, water impoundment structures, and other similar projects. Maximum rate of soil erosion permitted on such lands will be 5 tons per acre per year leaving the site.
The proposed regulations are made a part of record of this hearing by reading there of. Dale Frank, Conservation Technician read these:

a. Pollution by sediment resulting from wind or water, soil erosion on farm land, non-farm lands and from construction sites is recognized as a most serious threat to the environment.
b. Soil erosion resulting in damage by sediment to property of others has been declared a nuisance and the law establishes a procedure under which damaged parties can seek relief.
c. The conservancy district law cited above charged soil conservation district commissioners with establishing soil loss limit regulations for lands in the district.
d. The proposed regulations recognize three categories of land and establish maximum rates of soil erosion which will be allowed under each. The Madison County Soil Conservation District Commissioners believe these limits are reasonable as required by law and as a result will be used as a basis for action to resolve complaints made to the district by parties alleging damages.
e. The Iowa General Assembly, in acknowledging the public's interest in abating erosion, provides that specific rates of cost sharing be made available to a landowner to aid in defraying costs of installing control measures.
f. For agricultural and horticultural lands (farm lands) permissable rates of soil erosion are assigned to each soil type in the district. These rates reflect the amounts of soil loss that can be allowed and still maintain the land resource for continued agricultural use over an indefinite period of time. We believe that it is reasonable to expect the landowner to hold average annual soil losses at or below this level.

Agricultural Lands: The rates for these soils are based upon:

A. Suceptability to erosion
B. Tolerance to erosion

Research has proven different soils erode at different rates. The universal soil loss equation is the tool used to determine the loss rates.
Non-Agricultural Lands: These lands differ both in soil charactistics and in use from agricultural land. This land is often disturbed by construction so soil types are unidentiable. This land will probably never be used for food or crop production again.
Construction Sites. Our concern here is of a temporary nature. While the project is under construction the denuded land can cause off-site damages. When construction is complete this land reverts to Non-Agricultural Land.

Chairman Taylor, has indicated that no one has registered to speak on these regulations. If anyone is present that wishes to be heard or make any statements in relation to this. A question was asked by Earl Lohr. "What lands are exempt?" Mr. Wilcox answered "That all lands are covered and that no land is exempt." No other questions were asked.

Close of hearing: Chairman Taylor, all persons present having had an opportunity to be heard, the hearing portion of this special meeting is closed and the district commissioners will now decide whether to adopt the proposed regulations.

Commissioners of the Madison County Soil Conservation District present during the hearing have observed the proceedings and have heard the statements on those in attendance. The chair is ready to entertain a motion on the question of final adoption of the proposed soil loss limits regulations. Moved by Eugene Armstrong that the proposed soil loss limits regulations for the Madison County Soil Conservation District, as presented at a hearing on August 2, 1972, be adopted and that a copy of such regulations be attached to and made a part of the record of this meeting. Seconded by John Bishop. Larry Beeler, Eugene Armstrong, John Bishop, Douglas Taylor voted "yes". Carried.

Larry Beeler moved for adjournment and seconded by John Bishop. Carried.

Douglas Taylor
Chairman

John E Bishop
Secretary.

On this 20th day of July, 1972, A.D., before me, a Notary Public, personally appeared Douglas Taylor, John E. Bishop, to me known to be the persons named in and who executed the foregoing instrument, and acknowledge that they executed the same as their voluntary act and deed.

NOTARIAL SEAL IOWA

Doris Schurm
Notary Public in and for said County
My commission expires Sept. 30, 1975

Exhibit A-1 (Rev.3-72)

SOIL LOSS LIMIT REGULATIONS

Madison County Soil Conservation District
Winterset, Iowa

Under authority set forth in Chapter 467A, Code of Iowa, as amended by House File 73, 64th Iowa General Assembly, the commissioners of Madison County Soil Conservation District, with the approval of the State Soil Conservation Committee, are required to adopt, amend and repeal such reasonable regulations as are deemed necessary to establish a soil loss limit or limits for the district and provide for the implementation of the limit or limits, and may subsequently amend or repeal their regulations as they deem necessary.

The soil loss limit regulations for the district are as follows:

1. Agricultural and Horticultural Lands. Maximum rates of soil erosion for these lands will be the average annual soil loss expressed in tons per acre per year for each soil type in the district as shown on the attached Exhibit A-2.

2. Non-Agricultural Lands--including public parks, urban lands, industrial parks, airports, public and private recreation lands, roads, streets, highways and other public lands. The maximum rates of erosion for these lands will be the average annual soil loss of 5 tons per acre per year.

3. Construction Sites--including housing developments, shopping centers, industrial park developments, commercial building sites, highways, drainage channels, floodways, water impoundment structures, and other similar projects. Maximum rate of soil erosion permitted on such lands will be 5 tons per acre per year leaving the site.

Certification of Commissioners' Tentative Adoption

I, Douglas Taylor, certify that the commissioners of the Madison County Soil Conservation District, Winterset, Iowa, passed a resolution tentatively adopting the above soil loss limit regulations for the district, at an official meeting on 11th day of July, 1972, all as shown in the official minutes thereof.

Douglas Taylor
Chairman, Commissioners
Madison County Soil
Conservation District

(over)

Certification of Approval by Department of Soil Conservation

I, **William H. Greiner**, Director of the Department of Soil Conservation, certify that the State Soil Conservation Committee passed a resolution approving the above soil loss limit regulations for the Madison County Soil Conservation District at their official meeting on 20th day of July, 1972, all as shown in the official minutes thereof.

William H. Greiner
Director
State Department of Soil Conservation

Certification of Commissioners' Final Adoption

I, Douglas Taylor, certify that the commissioners of the Madison County Soil Conservation District, Winterset, Iowa, having held a public hearing thereon with proper legal notice thereof, passed a resolution adopting the above soil loss limit regulations for the district at an official meeting on 20th day of July, 1972, all as shown in the official minutes thereof.

Douglas Taylor
Chairman, Commissioners
Madison County Soil
Conservation District

On this 20 day of July, 1972, A.D., before me, A Notary Public, personally appeared Douglas Taylor to me known to be the person named in and who executed the foregoning instrument, and acknowledge that he executed the same as his voluntary act and deed.

Doris Schirm
Notary Public in and for said County
My commission expires Sept. 30, 1975

NOTARIAL SEAL DORIS L. SCHIRM IOWA

SOIL LOSS LIMITS

MADISON COUNTY, IOWA

SOIL NAME	SOIL SYMBOL	SOIL LOSS LIMIT IN AVG. TONS LOST PER ACRE PER YEAR.
Alluvial land	315	5
Arbor loam	434	4
Bremer silty clay loam	43	5
Caleb loam	451	3
Caleb-Mystic loam	533	3
Clanton silt loam	313x	3
Clanton-Gosport silt loam	313	3
Clarinda silty clay loam	222	3
Clearfield silty clay loam	69	4
Clinton silt loam	80	4
Colo silty clay loam	133	5
Colo-Ely silty clay loam	11	5
Dunbarton silt loam	425	3
Ely silty clay loam	428	5
Flaggy alluvium		5
Gara loam	179	3
Givin silt loam	75	4
Gosport silt loam	313A	3
Hixton fine sandy loam	210	3
Judson silty clay loam	8	5
Kennebec silt loam	212	5
Keswick loam	425	3
Ladoga silt loam	76	4
Lamoni clay loam	822	3

SOIL NAME	SOIL SYMBOL	SOIL LOSS LIMIT IN AVG. TONS LOST PER ACRE PER YEAR.
Lindley loam	65	3
Macksburg silty clay loam	368	4
Martinsburg silt loam	742	4
Mystic loam	592	3
Mystic-Clanton complex	313B	3
Nevin clay loam	88	5
Nira silty clay loam	570	4
Nodaway silt loam	220	5
Nodaway-Martinsburg silt loam		4
Nordiness loam	499	2
Olmitz loam	273	5
Sharpsburg silty clay loam	370	4
Shelby loam	24	4
Shelby Lamoni Complex	93	3
Sloping stony land		2
Sperry silt loam	122	5
Spillville loam	485	5
Steep rock land	378	3
Vesser silt loam	51	5
Wabash silty clay	172	5
Wabash silty clay loam	248	5
Winterset silty clay loam	369	5
Wiota silt loam	7	5
Zook silt clay loam	54	5

Affidavit of Publication

STATE OF IOWA
Madison County

} ss.

John Gorman BEING DULY SWORN

SAYS HE IS publisher OF THE

WINTERSET MADISONIAN, a _____ weekly newspaper of general circulation, published in Winterset, Iowa, and that the notice, a copy of which is annexed and made part hereof, was correctly published in said

newspaper for the period of one ~~XXXXXX~~ consecutive weeks

the last publication thereof being on the 19th day of

July 1972

John Gorman

Subscribed and sworn to before me this 20th day

of July, 19 72.

Lucille C. Hanson
NOTARY PUBLIC
In and for Madison County

Fee $ 9.78

LEGAL NOTICES

NOTICE OF PUBLIC HEARING ON PROPOSED SOIL LOSS LIMIT REGULATIONS WITHIN MADISON COUNTY SOIL CONSERVATION DISTRICT

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Commissioners of Madison County Soil Conservation District
By Douglas Taylor
Chairman

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LUCILLE C. HANSON ★ SEAL ★ NOTARIAL Iowa