

Resolution 2008-02

A Resolution to Waive the Right to Review Oak Valley Addition

WHEREAS, Iowa Code §354.9 paragraph 2 states that if a subdivision lies in a county and also lies within the area of review established by a city, then the subdivision plat shall be submitted to both the city and county for approval; and

WHEREAS, Buffalo Municipal Code §6-5.0103 states that the city shall review and approve any subdivision within two miles of the corporate limits of the city; and

WHEREAS, a proposed subdivision of real property known as Oak Valley Addition, which is legally described at Exhibit 1, is located within Scott County and is also located within two miles of the corporate boundaries of the City of Buffalo; and

WHEREAS, §354.9 paragraph 2 of the Code of Iowa states that the city may by resolution waive its right to review and approve the subdivision;

NOW THEREFORE BE IT RESOLVED, as follows:

The City of Buffalo hereby exercises its right under §354.9 paragraph 2 of the Code of Iowa to waive its right to review and approve the final plat of the Oak Valley Addition subdivision, and waives the requirements of any of its standards or conditions for approval of Oak Valley Addition subdivision, and hereby certifies that this resolution waiving its right to review the final plat of the Oak Valley Addition subdivision shall be recorded with the final plat of Oak Valley Addition.

Adopted by the City Council of the City of Buffalo, Iowa, this 3rd day of March 2008.

Approved and signed by the Mayor of the City of Buffalo, Iowa, this 3rd day of March 2008.

John Carson, Mayor

Attest: William Bowers, City Clerk