

**Lincoln County Planning and Zoning**  
**June 18th, 2007 Minutes**  
**7:00 p.m. at the Lincoln County Extension Office**

The Lincoln County Planning and Zoning Commission met at 7:00pm on Monday June 18<sup>th</sup>, 2007 at the Lincoln County Extension Office, 200 East 5<sup>th</sup> Street, Canton, SD.

Meeting brought to order by Chairman Molstad with members Weeldreyer, Nusz, Andersen, Evanson, McClung, and Portz present for duty.

Item: **Agenda:** A motion was made by Nusz, 2<sup>nd</sup> by Portz to approve agenda. The motion passed unanimously.

a) **Minutes:** A motion was made by Andersen, 2<sup>nd</sup> by McClung to approve minutes. The motion passed unanimously.

b) **Zoning Initiatives/Hearings: None**

c) **Rezoning Petitions:**

1) **07-REZ-004** Petitioner is Gary Anadel for Lamar Outdoor Advertising to rezone from "A" Ag Public Use District to "C" Commercial District at a legal description of the N2510' of the E60' of Fogelmans 2<sup>nd</sup> Addition E1/2 of the NW1/4 of Section 31, Township 100, Range 50. General address of 47027 272<sup>nd</sup> Street, Tea, SD. A motion was made by Andersen, 2<sup>nd</sup> by McClung to set date/time for July 16<sup>th</sup>, 2007 at 7:30p.m. The motion passed unanimously.

d) **Rezoning Hearings:**

1) **07-REZ-002** Petitioner is Michael Poppens to rezone from "A" Ag Public Use District to "R" Rural Residential District at a legal description of the SW1/4 of Section 22 Township 99 Range 51. General address of intersection 467<sup>th</sup> Avenue and 277<sup>th</sup> Street. Tabled until June 18<sup>th</sup>, 2007. A motion was made by Evanson, 2<sup>nd</sup> by Portz to take off the table. The motion passed unanimously. After much discussion a motion was made by McClung, 2<sup>nd</sup> by Andersen to recommend denial to the County Commissioners. The motion passed with Portz opposed.

e) **Conditional Use Permit Applications:**

1) **07-CUP-023** Petitioner is Kurt Donelan for East River Electric to construct a high voltage substation at a legal description of the NE1/4 of the NE1/4 of Section 29, Township 100, Range 49. "A" Ag Public Use District. General address of junction of SD Hwy 11 and 271<sup>st</sup> Street. Tabled until June 18<sup>th</sup>, 2007 meeting. Removed from agenda by request of East River Electric.

2) **07-CUP-024** Petitioner is Jason Lohr to operate a tree service shop and warehouse at a legal description of Lot 9 of D & L Industrial Park in Section 24, Township 100, Range 51. "C" Commercial District. General address of 27070 Duke Avenue, Tea. Tabled until June 18<sup>th</sup>, 2007 meeting. A motion was made by McClung, 2<sup>nd</sup> by Nusz to take off the table. The motion passed unanimously. A motion was made by Portz, 2<sup>nd</sup> by McClung to table until July meeting. The motion passed unanimously.

3) **07-CUP-021** Petitioner is Jim Van Beek for Pork Plus Inc. to construct and operate a 2200 head Class C Confinement at a legal description of the NE1/4 of Section 33, Township 97, Township 51. "A" Ag Public Use District. General address of the corner of 290<sup>th</sup> Street and 467<sup>th</sup> Avenue. Date/time set for June 18<sup>th</sup>, 2007 at 7:30p.m. A motion was made by Andersen, 2<sup>nd</sup> by McClung to table until July meeting. The motion passed with Evanson opposed. Reasons stated from the Planning & Zoning Commission;

- Nusz: Lewis & Clark Opinion
- Andersen: Public Use
- Evanson: Water Supply

- McClung: Monitoring of water
  - Weeldreyer: Errors in Application
- 4) **07-CUP-025** Petitioner is Douglas G. Henderson to operate a 1249 head Class D Confinement at a legal description of S1/2 of the NW1/4 of Section 33, Township 96, Range 51. "A" Ag Public Use Permit District. General address of 29638 466<sup>th</sup> Street Avenue, Beresford, SD. Date/time set for June 18<sup>th</sup>, 2007 at 8:00p.m. A motion was made by Andersen, 2<sup>nd</sup> by McClung to approve. The motion passed unanimously.
- 5) **07-CUP-026** Petitioner is Jerome Van De Stroet to haul manure from Iowa to several legal descriptions attached to petition. "A" Ag Public Use District. A motion was made by Evanson, 2<sup>nd</sup> by Portz to approve with stipulations. The motion passed unanimously.
  - a) Provide county with State permit.
  - b) Loads will be covered.
  - c) Haul roads identified & provided to County
  - d) No hauling on holidays or Sundays.
- 6) **07-CUP-027** Petitioner is Vern Stundahl to transfer a building eligibility from the NW1/4 of the NE1/4 to the N538' of the W890' of the E1/2 of Gov't Lot 2 in the NW1/4 of Section 6, Township 98, Range 48. "A" Ag Public Use District. General address of 48239 279<sup>th</sup> Street, Canton, SD 57013. A motion was made by Nusz, 2<sup>nd</sup> by Andersen to approve. The motion passed unanimously.
- f) **Conditional Use Revocation Petitions: None.**
- g) **Conditional Use Revocation Hearing: None**
- h) **Site Plan Review: None**
- i) **Variance: None**
- j) **Preliminary Plans:**
  - 1) Phase 2 Southtown Addition. A motion was made by Weeldreyer, 2<sup>nd</sup> by McClung to approve. The motion passed unanimously.
- k) **Plats:** A motion was made by Evanson, 2<sup>nd</sup> by Weeldreyer to approve Plats 1-4. The motion passed unanimously.
  - 1) Tract 1 of Dodd's Addition in the NE1/4 of Section 29, Township 100, Range 49
  - 2) Tract 1 of Aspen Creek 2<sup>nd</sup> Addition in the S1/2 of the NE1/4 of Section 8, Township 99, Range 49.
  - 3) Kennedy Tract 1 an addition in the NE1/4 of Section 27, Township 96 Range 51.
  - 4) Lot B of Mc Murry's Addition in the SW1/4 of Section 18 Township 97, Range 48.

**Additional Items:**

A motion to adjourn was made by Evanson, 2<sup>nd</sup> by Portz. The motion passed unanimously.