

BOARD OF ADJUSTMENT
November 12, 2019

CALL TO ORDER

Chairperson Bode called the meeting of the Davison County Board of Adjustment to order at 9:17 a.m. All members of the Board were present. Also present was Planning & Zoning Administrator Bathke, Deputy Jenniges and Auditor Kiepke.

APPROVE AGENDA

Motion by Weitala, second by Kiner to approve the agenda, as amended, for the November 12, 2019 meeting. All members voted aye. Motion carried.

APPROVE MINUTES

Motion by Kiner, second by Claggett, to approve the minutes of the October 15, 2019 meeting. All members voted aye. Motion carried.

PUBLIC INPUT

Chairperson Bode called for public input. She reminded the public that this was for items not on the agenda. Hearing none, the meeting continued.

VARIANCE

The Planning Commission recommended granting 6-0-1.

Motion by Kiner, second by Claggett, after consideration of Section 1206 B Variances, to grant a variance for minimum lot size of +/- 20.35 acres to create a lot size of +/- 4.65 acres where the minimum lot size requirement is 25 acres in the Ag District, as requested by Jesse Hanson. This request is pursuant to Section 307 (1)(5) of the Davison County Zoning Ordinance as adopted on 4/1/98 and as subsequently amended. The property will be legally described as a plat of Tract 1 of Jesse's Addition in the SE ¼ of Section 14, T 104 N, R 61 W, of the 5th P.M., Davison County, South Dakota.

Application received October 18, 2019
Daily Republic November 1, 2019
Posted October 25, 2019
Notified Applicant October 24, 2019
Notified Abutting Property Owners October 24, 2019
Consideration of 1206 B. Variances

Roll call vote:

Weitala – aye, Kiner – aye, Claggett – aye, Reider – aye, Bode - aye. Motion carried.

CONDITIONAL USE

The Planning Commission recommended granting 6-0-1 with the condition that the fees are paid to the state every year and the state is inspecting the site as it is considered an active site and the 24-month rule per the zoning ordinance is not in affect.

Motion by Claggett, second by Kiner, after consideration of Section 1206 A Conditional Uses, to grant a Conditional Use Permit to allow extraction of sand, gravel, or minerals provided such uses meet requirements for conducting surface mining activities pursuant to SDCL 45-6B, in the Ag District with the condition that if the fees are paid to the state every year and the state is inspecting the site as it is considered an active site and the 24-month rule per the zoning ordinance is not in affect, as requested by Schladweiler Construction. This request is pursuant to Section 304 (14) of the Davison County Zoning Ordinance as adopted on 4/1/98 and as subsequently amended. The property will be legally described as the W ½ of the NW ¼ Ex H1 & H2 & Ex Lots A & B of Puetz's Subdivision of Section 11, T 101 N, R 60 W of the 5th P.M., Davison County, South Dakota and the E ½ of the NW ¼ of Section 11, T 101 N, R 60 W of the 5th P.M., Davison County, South Dakota.

Application received October 18, 2019
Daily Republic November 1, 2019
Posted October 25, 2019
Notified Applicant October 24, 2019
Notified Abutting Property Owners October 24, 2019
Consideration of 1206 A. Conditional Uses

Roll call vote:

Reider - aye, Weitala – aye, Kiner – aye, Claggett – aye, Bode – aye. Motion carried.

VARIANCE

The Planning Commission recommended granting 6-0-1.

Motion by Kiner, second by Claggett, after consideration of Section 1206 B Variances, to grant a variance for minimum lot size of +/- 18.673 acres to create a lot size of +/- 6.327 acres where the minimum lot size requirement is 25 acres in the Ag District, as requested by Britt Bruner. This request is pursuant to Section 307 (4) of the Davison County Zoning Ordinance as adopted on 4/1/98 and as subsequently amended. The property will be legally described as a Plat of Lot 1 of Mirky's Addition in the S ½ of the SE ¼ of Section 11, T 102 N, R 60 W, of the 5th P.M., Davison County, South Dakota.

Application received October 21, 2019
Daily Republic November 1, 2019
Posted October 25, 2019
Notified Applicant October 24, 2019
Notified Abutting Property Owners October 24, 2019
Consideration of 1206 B. Variances

Roll call vote:

Kiner – aye, Claggett – aye, Weitala – aye, Reider – aye, Bode - aye. Motion carried.

ADJOURN

At 9:32 a.m., motion by Reider, second by Weitala to adjourn Board of Adjustment. All members voted aye. Motion carried.

ATTEST

Susan Kiepke, Auditor

Brenda Bode, Chairperson