



Davison County Planning & Zoning and Emergency Management  
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PLANNING COMMISSION MINUTES

March 3, 2020

1. Chairperson Haines called the meeting to order at 1:15 P.M.
2. Roll Call
  - Present: Bruce Haines, Steve Thiesse (1:19), Dave Anderson, Brenda Bode, Kim Weitala, Lewis Bainbridge, Jeff Bathke, Mark Jenniges.
  - Absent: Charles Storm
  - Guests: Mr and Mrs Green
3. Consider the proposed agenda.
  - Motion by Brenda Bode, seconded by Lewis Bainbridge, to approve the proposed agenda. All members voted aye, motion carried.
4. Declare conflicts of interest-none.
5. Consider the February 4, 2020 Minutes.
  - Motion by Lewis Bainbridge, seconded by Dave Anderson, to approve the February 4, 2020 proposed minutes. All members voted aye, motion carried.
6. Public input for items not on the agenda-none.
7. That Daryl Green has appealed to the Davison County Planning Commission to recommend granting a Conditional Use Permit to operate a Federal Firearms Sales business in the Ag District.
  - This request is in pursuant to Section 305 of the Davison County Zoning Ordinance as adopted on 4/1/98 and as subsequently amended. The property is legally described as Lot A in the SW 1/4 of Section 20, T 102N, R 60 W of the 5<sup>th</sup> P.M., Davison County, South Dakota.
  - Administrator Bathke explained the application, required notifications, and the GIS view. Notices were sent to the neighbors and it was published in the paper. There were one response stating concerns for it becoming a shooting range.
  - The applicant was present to answer questions. Discussion included that Daryl's customers will order the firearms online and pick them up at his place after he has done the background checks.
  - Commissioner Bode asked about the process he has had to go through to be approved for the FFL. Daryl answered that he has had a background check done by the feds. He will have to pay his fee every year to continue the FFL.
  - Commissioner Weitala questioned how much shooting will be done out there to which Daryl answer he will not be selling ammo at his site. This will not become a testing range for customers. This is strictly a place to pick up firearms. He does some shooting around hunting season to site in his rifles.
  - Commissioner Anderson believed that this should fall under a home occupation and not a conditional use permit. Bathke stated that this is how they have done this in the past for other FFL applications.
  - Commissioner Haines inquired about the shipping of firearms and Daryl gave a description of the process. He will use UPS or any other shipping agency and must be shipped to another FFL dealer for a customer to pick up.

- After consideration of the 1106 A-Conditional Uses, a motion by Lewis Bainbridge, seconded by Steve Thiesse, to recommend approval of the Conditional Use Permit. Roll call vote:  
Haines – aye, Thiesse – aye, Storm – absent, Bainbridge – aye, Bode – aye, Weitala – aye, Anderson – nay, motion carried.
8. Considered a plat of Lot 18A in Tract L of Wild Oak Golf Club Addition in the SE ¼ of Section 20, T 102N, R 60 W of the 5<sup>th</sup> P.M., Davison County, South Dakota; at the request of Ronald Peterson.
- Deputy administrator Jenniges gave an explanation of the plat.
  - The applicant was not present to answer questions. This plat is located within the ETJ so it is the City of Mitchells zoning jurisdiction. Ronald currently owns lot 18 and is platting a portion off from Wild Oak. He intends to annex 18A into the city and then build a residence on lots 18 and 18A.
  - Motion by Dave Anderson, seconded by Kim Weitala, to recommend approval of the plat to the County Commissioners. Roll call vote:  
Haines – aye, Thiesse – aye, Storm – absent, Bainbridge – aye, Bode – aye, Weitala – aye, Anderson – aye, motion carried.
9. Additional Comments from the Group.
- Planning and Zoning is still working with District III on the Comprehensive Plan.
  - Planning and Zoning is still following the progress of SB 157.
10. Set date and time for next meeting – April 7, 2020 @ 7:00 P.M.
11. At 2:09 P.M., a motion by Kim Weitala seconded by Dave Anderson to adjourn the meeting. All members voted aye, motion carried.

  
Bruce Haines  
Planning Commission Chairperson

  
Mark Jenniges  
Deputy Director of Planning & Zoning