

BOARD OF ADJUSTMENT
August 8, 2023

CALL TO ORDER

Chairperson Reider called the meeting of the Davison County Board of Adjustment to order at 9:15 a.m. All members of the Board were present. Also present were Planning & Zoning Administrator Bathke, Assistant Administrator Wegleitner and Auditor Kiepke.

APPROVE AGENDA

Motion by Nebelsick, second by Claggett to approve the agenda for the August 8, 2023, meeting. All members voted aye. Motion carried.

APPROVE MINUTES

Motion by Claggett, second by Blaalid, to approve the minutes of the July 18, 2023, meeting. All members voted aye. Motion carried.

Motion by Blaalid, second by Nebelsick, to approve the minutes of the August 1, 2023, meeting. All members voted aye. Motion carried.

PUBLIC INPUT

Chairperson Reider called for public input. He reminded the public that this was for items not on the agenda.

Administrator Bathke reported that he had received complaints that Greg Patton was moving unlicensed trailers to Petrik Sanitation, which would be in violation of the Planning & Zoning Ordinance Section 2:14(9) concerning the conditional use permit for Petrik Sanitation.

Commissioner Nebelsick cautioned that he believed the trailers in question were licensed.

Robert Ball began to speak about unlicensed trailers, but Chair Reider said the matter would be investigated.

CONDITIONAL USE

The Planning Commission recommended granting 6-0-1.

Motion by Claggett, second by Kiner, after consideration of Section 1206 A Conditional Uses, to grant a Conditional Use Permit to allow construction of an inground pool in the Ag District, as requested by Robert and Jane Ball. This request is pursuant to Section 304(39), 1106(A) & 1206(A) of the Davison County Zoning Ordinance as adopted on 4/1/98 and as subsequently amended. The property is legally described as Lots A & B in Kotrba Subdivision in the SE ¼ of Section 15, T 103 N, R 61 W of the 5th P.M., Davison County, South Dakota.

Application received July 13, 2023
Daily Republic July 29, 2023
Posted July 21, 2023
Notified Applicant July 21, 2023
Notified Abutting Property Owners July 21, 2023
Consideration of 1206 A. Conditional Uses

Roll call vote:

Claggett - aye, Blaaid – aye, Kiner – aye, Nebelsick – aye, Reider – aye. Motion carried.

VARIANCES

The Planning Commission recommended granting 6-0-1.

Motion by Kiner, second by Nebelsick, after consideration of Section 1206 B Variances, to grant a variance in minimum side yard setback of +/- 29', creating a setback of +/- 21' from the garage on the south property line, where the minimum side yard setback is 50' in the Ag District, as requested by Jennifer Booth. This request is pursuant to Section 308(1)(c), 1106(b) & 1206(b) of the Davison County Zoning Ordinance as adopted on 4/1/98 and as subsequently amended. The property is legally described as Lot 2 of Kroupa's 1st Addition in the SW ¼ of Section 22, T 103 N, R 62 W of the 5th P.M., Davison County, South Dakota.

Application received July 13, 2023
Daily Republic July 29, 2023
Posted July 21, 2023
Notified Applicant July 21, 2023
Notified Abutting Property Owners July 21, 2023
Consideration of 1206 B. Variances

Roll call vote:

Blaaid – aye, Nebelsick – aye, Kiner – aye, Claggett – aye, Reider – aye. Motion carried.

The Planning Commission recommended granting 6-0-1.

Motion by Kiner, second by Nebelsick, after consideration of Section 1206 B Variances, to grant a variance in minimum lot size of +/- 15 acres to create a lot size of +/- 10 acres, where the minimum lot size is 25 acres for a residence in the Ag District, as requested by Mark Klumb. This request is pursuant to Section 307, 1106(b) & 1206(b) of the Davison County Zoning Ordinance as adopted on 4/1/98 and as subsequently amended. The property is legally described as the SE ¼ of Section 5, T 101 N, R 61 W of the 5th P.M., Davison County, South Dakota.

Application received July 17, 2023
Daily Republic July 29, 2023
Posted July 21, 2023
Notified Applicant July 21, 2023
Notified Abutting Property Owners July 21, 2023
Consideration of 1206 B. Variances

Roll call vote:

Kiner – aye, Blaalid – aye, Claggett – aye, Nebelsick – aye, Reider – aye. Motion carried.

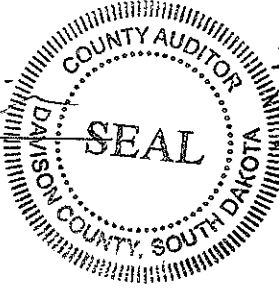
ADJOURN


At 9:27 a.m., motion by Claggett, second by Kiner to adjourn Board of Adjustment. All members voted aye. Motion carried.

ATTEST



Susan Kiepke, Auditor





Randy Reider, Chairperson