

Agenda

Yankton County Commission

6:00 PM, Wednesday, July 5th, 2023

Commission Chamber

Yankton County Government Center

DOCUMENTS WILL BE AVAILABLE AT AUDITOR'S OFFICE FOR REVIEW BEGINNING
June 30th, COPIES AVAILABLE FOR \$1.00 PER PAGE

**Meeting chaired
by:**

Don Kettering, Chairman

**01 Call to
order:**

6:00 PM

PLEDGE OF ALLEGIANCE

_____ Dan Klimisch _____ Wanda Howey-Fox _____ Ryan Heine

02

Roll Call:

_____ John Marquardt _____ Don Kettering

AGENDA ITEMS

No.	Time	Item Description	Presenter
03	6:00 PM	Abstain Financial Conflict of Interest (SDCL 6-1-17) Non-Financial Interest-Must State Reason for Abstaining	Chairman Kettering
04	6:03 PM	Approval of Agenda Public comment is a time for persons to address this body on any subject. No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken. Each person has up to three minutes to speak. There shall be no personal attacks against the members of this body, county staff, individual, or organizations. The Chair has the authority to enforce this policy. Failure to adhere to these rules may result in forfeiture of the remaining speaking time.	Public Comment
05	6:05 PM	2021 – 2022 Audit	Marie Schwader
06	6:10 PM	Sundance Road District	Todd Huber
07	6:15 PM	South Sundance Road District	Bob Currie

08	6:20 PM	Employee Handbook	Gary Vetter
09	6:30 PM	First Reading Bornitz – Rezone	Commission
		Board of Adjustment	
10	6:35 PM	Kozak - CUP	Gary Vetter
11	6:40 PM	Mace - CUP	Gary Vetter
		Regular Session	
12	6:45 PM	June 20, 2023 Minutes	Commission
13	6:50 PM	Claims June 2023 Payroll Transfer Assigned Dollars Ambulance Abate taxes on 500 Merchant St., Gayville, SD	Auditor
14	6:55 PM	Public Comment	
15	7:00 PM	Commissioner Updates	Commission
16	7:05 PM	Executive Session/Personnel Issue Pursuant to SDCL 1-25-2(1) Executive Session/Litigation Pursuant to SDCL 1-25-2(3) Items for Next Meeting	States Attorney

YANKTON COUNTY
SCHEDULE OF PRIOR AND CURRENT AUDIT FINDINGS AND QUESTIONED COSTS

SCHEDULE OF PRIOR AUDIT FINDINGS

Prior Other Audit Findings:

Finding No. 2019-001:

Internal accounting controls over financial reporting were inadequate resulting in inaccurate information being presented to the users of the annual financial report. This finding has not been resolved and has been restated as Current Audit Finding No. 2021-001.

SCHEDULE OF CURRENT AUDIT FINDINGS AND QUESTIONED COSTS

Section I - Summary of the Auditor's Results:

Financial Statements

- a. An unmodified opinion was issued on the financial statements of each opinion unit.
- b. No material weaknesses and one significant deficiency were disclosed by our audit of the financial statements.
- c. Our audit did not disclose any noncompliance which was material to the financial statements.

Federal Awards

- d. An unmodified opinion was issued on compliance with the requirements applicable to major programs.
- e. Our audit did not disclose any audit findings that are required to be reported in accordance with 2 CFR 200.516(a).
- f. The federal awards tested as major programs were:
 - 1. Coronavirus Relief Funds Federal Assistance Listing # 21.019
- g. The dollar threshold used to distinguish between Type A and Type B federal award programs was \$750,000.
- h. Yankton County did not qualify as a low-risk auditee.

Section II – Financial Statement Findings

Internal Control-Related Findings - Significant Deficiencies:

Financial Reporting Errors

Finding No. 2021-001:

Internal accounting controls over financial reporting for the years ended December 31, 2020 and December 31, 2021 were inadequate resulting in inaccurate information being presented to the users of the annual financial reports. This is the second consecutive audit to contain this finding.

Analysis:

We noted the following significant errors in the County's annual financial report for the years ended December 31, 2020 and December 31, 2021:

- a. The 2021 Statement of Net Position contained the following errors:
 - Restricted for 911 Service Purposes was understated by \$313,580.59.
 - Restricted for County Building Purposes was understated by \$145,631.61.
 - Restricted for Modernization and Preservation Purposes was understated by \$123,573.98.
 - Restricted for American Rescue Plan Purposes was understated by \$2,137,390.26.
 - Restricted for Road and Bridge Purposes was understated by \$334,937.01.
 - Unrestricted Net Position was overstated by \$1,649,113.83.
 - Restricted for Other Purposes was overstated by \$1,405,999.62.
- b. The 2021 Statement of Activities contained the following errors:
 - Urban and Economic Development Expense was overstated by \$585,763.69.
 - Public Safety Expense was understated by \$555,800.00.
 - Interest on Long-Term Debt was understated by \$29,963.69.
 - Operating Grants – General Government was overstated by \$2,433,955.02.
 - Operating Grants – Public Works was understated by \$1,193,016.24.
 - Operating Grants – Public Safety was understated by \$1,024,766.74.
 - Charges for Services – Public Works was understated by \$250,000.00.
- c. The 2020 Statement of Activities contained the following errors:
 - Urban and Economic Development Expense was overstated by \$580,387.51.
 - Public Safety Expense was understated by \$546,200.00.
 - Interest on Long-Term Debt was understated by \$34,187.51.
 - Operating Grants – General Government was overstated by \$2,161,614.68.
 - Operating Grants – Public Works was understated by \$117,880.78.
 - Operating Grants – Public Safety was understated by \$1,725,994.97.
 - Operating Grants – Health and Welfare was understated by \$317,738.93.
- d. The 2021 Governmental Funds Balance Sheet contained the following errors:
 - General Fund Unassigned Fund Balance was understated and Assigned Fund Balance was overstated by \$1,729,459.99.
 - Road and Bridge Fund Restricted Fund Balance was understated and Assigned Fund Balance was overstated by \$254,260.83.

Other less significant errors were also noted in the County's annual financial report.

We were able to correct the material reporting errors and therefore have issued an unmodified auditor's opinion on the financial statements contained in this audit report. However, users of the annual financial report received information of diminished reliability.

RECOMMENDATION:

1. We recommend that the County strengthen internal controls over financial reporting.

Management's Response:

NOTE: the county has the option to respond. Last audit, the county opted to have the following:
Management chose not to respond to this finding.

Section III – Federal Award Findings and Questioned Costs

There are no written current federal compliance audit findings to report.

NOTE TO TYPISTS:

The following items are to be disclosed via the official publications as our audit findings:

None

DRAFT



427 SOUTH CHAPELLE
C/O 500 EAST CAPITOL
PIERRE, SD 57501-5070
(605) 773-3595

RUSSELL A. OLSON
AUDITOR GENERAL

July 6, 2023

Yankton County
321 West Third Street
Yankton, South Dakota 57078

This letter is intended to inform you of matters that must be formally communicated to those charged with governance in accordance with auditing standards generally accepted in the United States of America. These required communications include, but are not limited to, the following:

- 1) The auditor's views about qualitative aspects of the entity's significant accounting practices.
- 2) Any significant difficulties encountered during the audit.
- 3) Any disagreements with management.
- 4) Corrected and uncorrected misstatements, other than those that are trivial, brought to management's attention as a result of the audit.
- 5) Representations the auditor has requested from management.
- 6) Management's consultation with other accountants, if any.
- 7) Any significant issues arising from the audit that were discussed or communicated to management.
- 8) Any other findings or issues considered significant or relevant to those charged with governance regarding their oversight of the financial reporting process, such as any threats to auditor independence.

As part of performing the audit of the financial statements of Yankton County (County) as of December 31, 2021 and for each of the years in the biennial period then ended, we have identified the following matters that we feel are required to be communicated to those charged with governance.

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. In accordance with the terms of our engagement letter, we will advise management about the appropriateness of accounting policies and their application. The significant policies used by the County are described in Note 1 to the financial statements. No accounting policies were changed during the audit period noted above. We noted no transactions entered into by the County during the audit period for which there was a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Difficulties Encountered in Performing the Audit

We noted no significant difficulties in dealing with management in performing and completing our audit.

Disagreements with Management

For the purposes of this letter, professional standards define a disagreement with management as a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no significant disagreements arose during the course of our audit.

Corrected and Uncorrected Misstatements

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that are trivial, and communicate them to the appropriate level of management and those charged with governance.

There were no material unposted audit adjustments for the audit period ended December 31, 2021. A recap of significant auditor recommended adjustments that were posted to the financial statements were given to and approved by the County Auditor.

Management Representations

We have requested certain representations from management that are included in the management representation letters dated July 6, 2023.

Management's Consultation with other Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If consultation involves application of an accounting principle to the County's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Audit Findings or Issues

There were no other findings or issues noted during the audit.

This communication is intended solely for the information and use of those charged with governance and, if appropriate, management and is not intended to be and should not be used by anyone other than those specified parties.

Sincerely,

Maria Schwader

Maria Schwader
Auditor-in-Charge



427 SOUTH CHAPELLE
C/O 500 EAST CAPITOL
PIERRE, SD 57501-5070
(605) 773-3595

RUSSELL A. OLSON
AUDITOR GENERAL

July 5, 2023

Yankton County
321 West Third Street
Yankton, South Dakota 57078

In planning and performing our audit of the financial statements of Yankton County (County) as of December 31, 2021 and for each of the years in the biennial period then ended, in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing Standards issued by the Comptroller General of the United States, we considered County's internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the County's internal control. Accordingly, we do not express an opinion on the effectiveness of the County's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A *material weakness* is a deficiency, or combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the County's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph and would not necessarily identify all deficiencies in internal control that might be significant deficiencies or material weaknesses and therefore, there can be no assurance that all deficiencies, significant deficiencies, or material weaknesses have been identified.

Auditing standards generally accepted in the United States of America and *Government Auditing Standards* require that we provide you with this management letter to communicate:

1. Deficiencies Noted in Internal Control:
 - a. Deficiencies in internal control which are material weaknesses or significant deficiencies. Material weaknesses and significant deficiencies will be included in the schedule of current audit findings included in the audit report and are summarized later in this letter.
 - b. Deficiencies noted in internal control which did not rise to the level of being a material weakness or significant deficiency, yet are important enough to merit attention by those charged with governance. These deficiencies are described in detail later in this letter.
2. Violations of laws, rules and regulations and provisions of contracts or grant agreements.

- a. Material violations of laws, rules and regulations and provisions of contracts or grant agreements. Material violations will be included in the schedule of current audit findings included in the audit report and are summarized later in this letter.
 - b. Immaterial violations of laws, rules and regulations and provisions of contracts or grant agreements. These violations are described in detail later in this letter.
3. All unadjusted proposed audit adjustments to the financial statements which were not corrected, including the nature, amount and effect of the uncorrected misstatements. These adjustments have been determined by management to be immaterial, both individually and in the aggregate, to the financial statements, taken as a whole. The lead schedule of potential audit adjustments has been given to and discussed with Patty Hojem, County Auditor.

Deficiencies Noted in Internal Control Which Are Material Weaknesses Or Significant Deficiencies which are included in the schedule of current audit findings in the audit report:

We noted that internal controls over financial reporting for the years 2020 and 2021 were inadequate, resulting in inaccurate information being presented to the users of the annual financial reports. We recommend that the County strengthen internal controls over financial reporting. This is discussed further in Current Audit Finding No. 2021-001.

Deficiencies Noted in Internal Control Which Did Not Rise To The Level Of Being A Material Weakness or Significant Deficiency Yet Important Enough To Merit Attention Of Those Charged With Governance:

None noted.

Material Violations of Laws, Rules, and Regulations and Provisions of Contract and Grant Agreements which are included in the schedule of current audit findings in the audit report:

None noted.

Immaterial Violations of Laws, Rules, and Regulations and Provisions of Contract and Grant Agreements


None noted.

We also noted other less significant items through out the course of the audit that were discussed with management.

This communication is intended solely for the information and use of the South Dakota Legislature, state granting agencies, and the governing board and management of Yankton County and is not intended to be and should not be used by anyone other than these specified parties. As required by South Dakota Codified Law 4-11-11, this report is a matter of public record and its distribution is not limited.

If you have any questions, please contact me.

Sincerely,



Maria Schwader
Auditor-in-Charge



YANKTON COUNTY AUDITOR
321 W 3RD St., SUITE 100
YANKTON, SD 57078

605-260-4400, Ext 0
FAX: 605-260-4494
patty@co.yankton.sd.us

July 5, 2023

Maria Schwader
Department of Legislative Audit
427 S. Chapelle
Pierre, SD 57501

We are providing this letter in connection with your audit of the financial statements of Yankton County as of December 31, 2021 and for each of the two years in the biennial period then ended for the purpose of expressing an opinion as to whether the modified cash basis general purpose financial statements present fairly, in all material respects, the financial position of the governmental activities, aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of Yankton County and the respective changes in financial position in conformity with a comprehensive basis of accounting other than generally accepted accounting principles. We confirm that we are responsible for the fair presentation of the aforementioned financial statements in conformity with a comprehensive basis of accounting other than generally accepted accounting principles. We are also responsible for adopting sound accounting policies, establishing and maintaining appropriate internal controls, and preventing and detecting fraud.

Certain representations in this letter are described as being limited to matters that are material. Items are considered material, regardless of size, if they involve an omission or misstatement of accounting information that, in light of surrounding circumstances, makes it probable that the judgment of a reasonable person relying on the information would be changed or influenced by the omission or misstatement. An omission or misstatement that is monetarily small in amount could be considered material as a result of qualitative factors.

We confirm, to the best of our knowledge and belief, the following representations made to you during your examination.

1. We have fulfilled our responsibilities, as set out in the terms of the audit engagement letter dated September 6, 2022, for the preparation and fair presentation of the financial statements of the various opinion units referred to above in accordance a basis of accounting other than United States Generally Accepted Accounting Principles (modified cash basis).

2. We acknowledge our responsibility for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.
3. We acknowledge our responsibility for the design, implementation, and maintenance of internal control to prevent and detect fraud.
4. We acknowledge our responsibility for compliance with the laws, regulations, and provisions of contracts and grant agreements.
5. We have reviewed, approved, and taken responsibility for the financial statements and related notes.
6. We have identified and communicated to you all previous audits, attestation engagements, and other studies related to the audit objectives and whether related recommendations have been implemented.
7. Related party relationships and transactions have been appropriately accounted for and disclosed.
8. All events subsequent to the date of the financial statements requiring adjustment or disclosure have been adjusted or disclosed.
9. The effects of uncorrected misstatements and aggregated by you during the current engagement are immaterial, both individually and in the aggregate, to the applicable opinion units and to the financial statements as a whole.
10. The effects of all known actual or possible litigation and claims have been accounted for and disclosed.
11. All joint ventures are properly disclosed.
12. All funds and activities are properly classified.
13. All funds that meet the quantitative criteria in GASB Statement No. 34 and GASB Statement No. 65 for presentation as major are identified and presented as such and all other funds that are presented as major are considered important to financial statement users.
14. All components of net position, nonspendable fund balance, and restricted, committed, assigned, and unassigned fund balance are properly classified and, if applicable, approved.
15. Our policy regarding whether to first apply restricted or unrestricted resources when an expense is incurred for purposes for which both restricted and unrestricted net position/fund balance are available is appropriately disclosed and net position/fund balance is properly recognized under the policy.
16. All revenues within the statement of activities have been properly classified as program revenues, general revenues, contributions to term or permanent endowments, or contributions to permanent fund principal.

17. All expenses have been properly classified in or allocated to functions and programs in the statement of activities, and allocations, if any, have been made on a reasonable basis. Where Title 2 U.S. Code of Federal Regulations (CFR) Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance) applies, cost allocations have been made in conformity with its requirements.
18. All interfund and intra-entity transactions and balances have been properly classified and reported.
19. With respect to your assistance in the preparation of the Notes to the Financial Statements and the Schedule of the County's Proportionate Share of Net Pension Liability, we have performed the following:
 - a. Made all management decisions and performed all management functions;
 - b. Assigned a competent individual to oversee the services;
 - c. Evaluated the adequacy of the services performed;
 - d. Evaluated and accepted responsibility for the result of the service performed; and
 - e. Established and maintained internal controls, including monitoring ongoing activities.
20. We have provided you with:
 - a. Access to all information, of which we are aware that is relevant to the preparation and fair presentation of the financial statements of the various opinion units referred to above, such as records, documentation, meeting minutes, and other matters;
 - b. Additional information that you have requested from us for the purpose of the audit; and
 - c. Unrestricted access to persons within the entity from whom you determined it necessary to obtain audit evidence.
21. All transactions have been recorded in the accounting records and are reflected in the financial statements.
22. We have no knowledge of any fraud or suspected fraud that affects the entity and involves:
 - a. Management;
 - b. Employees who have significant roles in internal control; or
 - c. Others where the fraud could have a material effect on the financial statements.
23. We have no knowledge of any allegations of fraud, or suspected fraud, affecting the entity's financial statements communicated by employees, former employees, vendors, regulators, or others.
24. We have disclosed to you all known actual or possible litigation, claims, and assessments whose effects should be considered when preparing the financial statements.
25. We have disclosed to you the identity of the entity's related parties and all the related party relationships and transactions of which we are aware.
26. There have been no communications from regulatory agencies concerning noncompliance with or deficiencies in accounting, internal control, or financial reporting practices.

27. The County has no plans or intentions that may materially affect the carrying value or classification of assets and liabilities.
28. We have disclosed to you all guarantees, whether written or oral, under which the County is contingently liable.
29. We have identified and disclosed to you the laws, regulations, and provisions of contracts and grant agreements that could have a direct and material effect on financial statement amounts, including legal and contractual provisions for reporting specific activities in separate funds.
30. There are no:
 - a. Violations or possible violations of laws or regulations, or provisions of contracts or grant agreements whose effects should be considered for disclosure in the financial statements or as a basis for recording a loss contingency, including applicable budget laws and regulations.
 - b. Unasserted claims or assessments that our lawyer has advised are probable of assertion and must be disclosed in accordance with GASB-62.
 - c. Other liabilities or gain or loss contingencies that are required to be accrued or disclosed by GASB-62
 - d. Restrictions, assignments or commitments of fund equity that were not properly authorized and approved.
31. The County has satisfactory title to all owned assets, and there are no liens or encumbrances on such assets nor has any asset or future revenue been pledged as collateral, except as disclosed to you.
32. We have complied with all aspects of grant agreements and other contractual agreements that would have a material effect on the financial statements in the event of noncompliance.
33. With respect to federal awards, we represent the following to you:
 - a. We are responsible for understanding and complying with, and have complied with, the requirements of Title 2 U.S. Code of Federal Regulations (CFR) Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance).
 - b. We are responsible for the preparation and presentation of the schedule of expenditures of federal awards in accordance with the Uniform Guidance.
 - c. We believe the schedule of expenditures of federal awards, including its form and content, is fairly presented in accordance with the Uniform Guidance.
 - d. The methods of measurement or presentation have not changed from those used in the prior period.
 - e. We are responsible for including the auditor's report on the schedule of expenditures of federal awards in any document that contains the schedule and that indicates that the auditor has reported on such information.
 - f. We have identified and disclosed all our government programs and related activities subject to the Uniform Guidance compliance audit.
 - g. When the schedule of expenditures of federal awards is not presented with the audited financial statements, we will make the audited financial statements readily available to the intended users of the schedule of expenditures of federal awards no later than the

date of issuance by the entity of the schedule of expenditures of federal awards and the auditor's report thereon.

- h. We have, in accordance with the Uniform Guidance, identified in the schedule of expenditures of federal awards, expenditures made during the audit period for all awards provided by federal agencies in the form of grants, federal cost-reimbursement contracts, loans, loan guarantees, property (including donated surplus property), cooperative agreements, interest subsidies, food commodities, direct appropriations, and other assistance.
- i. We have made available to you all federal awards (including amendments, if any) and any other correspondence relevant to federal programs and related activities that have taken place with federal agencies or pass-through entities.
- j. We have received no requests from a federal agency to audit one or more specific programs as a major program.
- k. We have identified and disclosed to you all amounts questioned and any known noncompliance with the direct and material compliance requirements of federal awards, including the results of other audits or program reviews, or stated that there was no such noncompliance. We also know of no instances of noncompliance with direct and material compliance requirements occurring subsequent to period covered by the auditor's report.
- l. We have disclosed to you any communications from federal awarding agencies and pass-through entities concerning possible noncompliance with the direct and material compliance requirements, including communications received from the end of the period covered by the compliance audit to the date of the auditor's report.
- m. We have made available to you all documentation related to compliance with the direct and material compliance requirements, including information related to federal program financial reports and claims for advances and reimbursements.
- n. Federal program financial reports and claims for advances and reimbursements are supported by the books and records from which the basic financial statements have been prepared and are prepared on a basis consistent with the schedule of expenditures of federal awards.
- o. The copies of federal program financial reports provided to you are true copies of the reports submitted, or electronically transmitted, to the respective federal agency or pass-through entity, as applicable.
- p. We have properly classified amounts claimed or used for matching in accordance with related guidelines in the Uniform Guidance, as applicable.
- q. We have charged costs to federal awards in accordance with applicable cost principles.
- r. We are responsible for and have accurately prepared the summary schedule of prior audit findings to include all findings required to be included by the Uniform Guidance, and we have provided you with all information on the status of the follow-up on prior audit findings by federal awarding agencies and pass-through entities, including all management decisions.
- s. We have disclosed to you the findings received and related corrective actions taken for previous audits, attestation engagements, and internal or external monitoring that directly relate to the objectives of the compliance audit, including findings received and corrective actions taken from the end of the period covered by the compliance audit to the date of the auditor's report.
- t. We have disclosed all contracts or other agreements with service organizations and disclosed to you all communications from these service organizations relating to noncompliance at the organizations.

- u. We have disclosed to you the nature of any subsequent events that provide additional evidence with respect to conditions that existed at the end of the reporting period that affect noncompliance during the reporting period.
- v. We are responsible for understanding and complying with the requirements of federal statutes, regulations, and the terms and conditions of federal awards related to each of our federal programs and have identified and disclosed to you the federal statutes, regulations, and the terms and conditions of federal awards that are considered to have a direct and material effect on each major federal program; and we have complied with these direct and material compliance requirements.
- w. We are responsible for establishing and maintaining, and have established and maintained, effective internal control over compliance for federal programs that provide reasonable assurance that we are managing our federal awards in compliance with federal statutes, regulations, and the terms and conditions of the federal award that could have a material effect on our federal programs. Also, no changes have been made in the internal control over compliance or other factors that might significantly affect internal control, including any corrective action taken by management with regard to significant deficiencies and material weaknesses in internal control over compliance, have occurred subsequent to the period covered by the auditor's report.
- x. We are responsible for and have accurately completed the appropriate sections of the Data Collection Form and we are responsible for taking corrective action on audit findings of the compliance audit and have developed a corrective action plan that meets the requirements of the Uniform Guidance.

Board Chairperson

County Auditor

PETITION TO ESTABLISH A ROAD DISTRICT

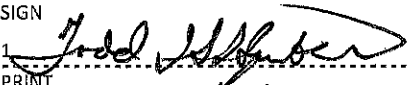
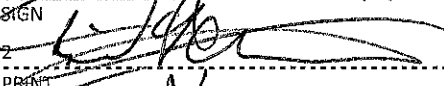
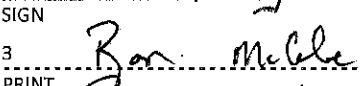
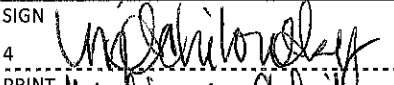

WE, THE UNDERSIGNED, are qualified voters in the area herein described. We petition that the question of forming the Sundance Ridge Road District district be submitted for a vote of approval or rejection pursuant to law.

The NW1/4 of Section 12, T93N, R57W of the 5th. P.M., Yankton County, South Dakota, except for Kabeiseman Tract 4 and Kabeiseman Tract J, and further excepting the property between and adjoining the Kabeiseman Tract 4 and Kabeiseman Tract J. The SW1/4 of Section 12, T93N, R57W of the 5th. P.M., Yankton County, South Dakota. The S1/2 of the SE1/4 of Section 12, T93N, R57W of the 5th. P.M., Yankton County, South Dakota.

Included in the above description are 17 residential parcels and 4 agricultural parcels with a total of 17 owners. All 4 agricultural parcels are voluntarily assessing themselves under this resolution. All lots and the entire road have been surveyed. Map and details attached.

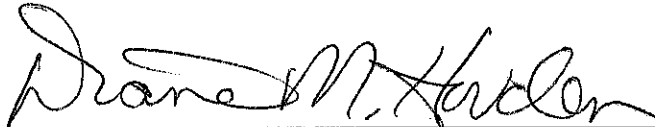
Sundance Ridge Road District will provide for maintaining, graveling, grading, weed control, grass maintenance, snow removal, etc. of Sundance Ridge Road.

SIGNERS:

	NAME	RESIDENCE	DATE/COUNTY
SIGN 1		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 31083 SUNDANCE RIDGE	DATE OF SIGNING 5/17/23
PRINT	TODD H. HUBER	CITY OR TOWN YANKTON	COUNTY OF REGISTRATION YANKTON
SIGN 2		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 31067 Skyline Dr	DATE OF SIGNING 5/17/23
PRINT	Tim Wrage	CITY OR TOWN Yankton, SD. 57078	COUNTY OF REGISTRATION Yankton
SIGN 3		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 31006 Sundance Ridge	DATE OF SIGNING 5/18/2023
PRINT	Ron McCabe	CITY OR TOWN Yankton SD 57078	COUNTY OF REGISTRATION Yankton
SIGN 4		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 31038 Sundance Rdg	DATE OF SIGNING 5/18/23
PRINT	Melissa Schibusky	CITY OR TOWN Yankton SD 57078	COUNTY OF REGISTRATION Yankton
SIGN 5		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 31064 Sundance Ridge	DATE OF SIGNING 5/18/2023
PRINT	WAYNE R. WESSIE	CITY OR TOWN Yankton	COUNTY OF REGISTRATION Yankton

In witness whereof, I hereunto set my hand and official seal.

 5/19/23



Title of Officer Administering Oath

(Seal)

My Commission Expires:

2/26/29

SIGN 6	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 7	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 8	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 9	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 10	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 11	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 12	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT	CITY OR TOWN	COUNTY OF REGISTRATION

VERIFICATION BY PERSON CIRULATING PETITION

INSTRUCTIONS TO CIRCULATOR: This section **must** be completed following circulation and before filing.

TODD H HUBER 31083 SYNDANCE RIDGE, YANKTON, SD
 Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, and that either the signer or I added the printed name, the address of the signer, the date of signing, and the county of voter registration.

Todd H Huber
 Signature of Circulator

Sworn to before me this 19th day
 of May, 2023
 (Seal)

Diane M. Holden
 Signature of Officer Administering Oath
Notary Public, SD
 Title of Officer Administering Oath

My Commission Expires:

02/26/29

SOUTH SUNDANCE ROAD DISTRICT
Yankton County Commissioner Meeting

Hi, I'm Bob Currie 31070 Starview Dr. Yankton, SD - Lot 4 of Sundance Ridge. I have been asked by the owners of Lots 1-6 to be the spokesman and point of contact during the formation of the South Sundance Road District.

We request that you approve the South Sundance Road District and have Mr. Huber remove lots 1-6 from the Sundance Ridge Road District prior to approval.

Mr. Huber has maintained Sundance Ridge for the past 14 years and no longer wants to maintain the road. We completely understand. He stopped maintaining the south most 3 tenths of a mile of Sundance Ridge (the only part of the road Lots 1-6 use) after the last big snow storm this winter. The lot owners, of Lots 1-6, have a verbal agreement and are currently maintaining that 3 tenths of a mile section of Sundance Ridge while we were in discussions with Mr. Huber about forming 1 or 2 Road Districts. We have graded the road and will again as needed. We are mowing the sides and have estimates from 3 gravel providers, when needed and have contracted with Neu Pond Landscaping for snow removal this winter (2023/2024).

On April 20, 2023, Elaine Schmitz suggested 2 separate road districts be formed. Mr. Huber replied on April 21 "I am open to having two separate road districts if that is what the majority of lot owners want". The problem with that is, we in lots 1-6 will never have a majority or any control over how we are assessed or how the money is spent.

I stopped by the County Auditor's Office to pick up the current Road District Guidelines and found out that Mr. Huber had already filed the Petition for Sundance Ridge Road District without notifying the owners of Lots 1-6.

We tried to work with Mr. Huber, in fact we thought we still were.

Several of us were waiting for access to his Road District Attorney since May 15th. Mr. Huber refused to allow us access or provide the name so we could make our own arrangements.

I called the lot owners for Lots 1-6 and was able to talk with five of them. Some of us met with our own attorney and found out the only way we could separate our lots and protect our rights was to form our own Road District.

We filed the petition for the South Sundance Road District later that day.

After filing the South Sundance Road District Petition, I was able to talk with all 6 lot owners and we are united in not wanting to participate in Mr. Huber's Sundance Ridge Road District.

Our 6 lots use approx. 0.3 tenths of a mile (we are currently maintaining) of the 1.8 miles of Sundance Ridge.

These are two separate and distinct developments with separate and distinct Covenants and Road Maintenance Agreements that run with the land. Lots 1-7 were developed and sold by Todd & Lisa Huber between November 27, 2006 and March 21, 2007. Lots 8-18 were developed and sold by Sundance Development, LLC between April 16, 2008 and October 21, 2020. The owner of Lot 7 wanted to be part of Sundance Ridge Road District due to his friendship with the Hubers. The 6 owners of Lots 1-6 don't feel we have the right to force Lot 7 to be part of our Road District. Nor do we think Lots 8-18 have the right to force us to be part of their Road District.

When Lots 1-6 were originally platted and the Covenants & Road Maintenance Agreements were filed with the Register of Deeds in December 2006 and January 2007, the portion of Sundance Ridge Road that services Lots 9-18 did not exist. Mr. Huber wants to force Lots 1-6 to pay to further develop and maintain a road we will never use. We are surprised that the lot owners of the north 1.5 miles of Sundance Ridge Road are willing to pay to finish the development of the road. That is their choice, but we do not want to participate.

If it does in fact need culverts, widening, drain tile, grading and gravel, this could cost 10s of thousands of dollars.

There are approx. 200 additional acres included in the proposed Sundance Ridge Road District owned by Sundance Development, LLC that will most likely be developed in the future. Mr. Huber states he has no intention of developing. He also said this about his intention of not developing any further lots after the initial 1-8.

If you look at the attached map we believe it is easy to see why we request that you approve the South Sundance Road District and have Mr. Huber remove lots 1-6 from the Sundance Ridge Road District prior to approval.

Thank you for your time.

Bob Currie

31070 Starview Drive, Yankton, SD 57078 - Lot 4 Sundance Ridge

13.001.500.405

CEDAR HILLS RD

310th ST

BUDS AVE

18

13.012.250.180

17

13.012.250.170

15

13.012.250.150

16

13.012.250.160

ZISKOV SOUTH
93 N-57 W

13.012.250.140

14

13.012.250.120

12

SUNDANCE RDG

WILDFLOWER DR

13.012.100.600

12

13.012.100.607

13.012.100.601

13.012.100.200

11

13.012.400.600

13.012.400.500

13.012.100.040

WHITETAIL DR

13.012.100.210

13.012.100.230

434TH AVE

09.007.400.4

09.007.400.4

09.007.400.4

09.007.400.4

09.1

SUNDANCE RIDGE
ROAD DISTRICT

SUNDANCE RDG

13.012.100.606

13.012.100.603

434TH AVE

13.012.200.010

ZISKOV SOUTH
93 N-57 W

13.012.250.100

10

13.012.100.630

13.012.100.625

SOUTH SUNDANCE
ROAD DISTRICT

13.012.300.600

13.012.250.090

9

13.012.250.080

8

13.012.250.070

7

13.012.250.060

4

3

SUNDANCE RIDGE RD

13.012.200.350

SKYLINE DR

6

13.012.250.040

5

13.012.250.050

13.012.250.030

STARVIEW DR

13.012.250.020

2

13.012.250.010

1

434th AVE

WE, THE UNDERSIGNED are qualified voters in the area herein described. We petition that the question of forming the South Sundance Road District (insert name and type of district) district be submitted for a vote of approval or rejection pursuant to law.

(Here insert the legal description of the area to be included in the proposed district.)

Lots One (1) through Six (6), Sundance Ridge, in the South One-half (S1/2) of the Southeast Quarter (S1/2 SE1/4) of Section Twelve (12), Township Ninety-three (93) North, Range Fifty-seven (57) West of the 5th P.M., Yankton County, South Dakota. Sundance Ridge is located in Yankton County R1 zoning (Low Density Rural Residential District).

Included in the above description are six (6) residential parcels with a total of six (6) owners.

South Sundance Road District will provide for maintaining, graveling, weed control, grass maintenance, snow removal, etc. of the south most three tenths of a mile (0.3 Miles) of Sundance Ridge Road starting where 434 Avenue stops.

INSTRUCTIONS TO SIGNERS:

1. Signers of this petition must individually sign their names in the form in which they are registered to vote or as they usually sign their names.
2. Before the petition is filed, each signer or the circulator must add the residence address of the signer and the date of signing. If the signer is a resident of a second or third class municipality, a post office box may be used for the residence address.
3. Before the petition is filed, each signer or the circulator must print the name of the signer in the space provided and add the county of voter registration.
4. Abbreviations of common usage may be used. Ditto marks may not be used.
5. Failure to provide all information requested may invalidate the signature.

NAME		RESIDENCE	DATE/COUNTY
SIGN 1	<i>E. Robert Currie Jr</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 31020 STARVIEW DRIVE	DATE OF SIGNING 5-31-2023
PRINT	E. ROBERT CURRIE JR	CITY OR TOWN YANKTON	COUNTY OF REGISTRATION YANKTON
SIGN 2	<i>Elaine Schmitz</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 14296 Juniper Ave	DATE OF SIGNING 5-31-2023
PRINT	Elaine Schmitz	CITY OR TOWN Le Mars, IA 51031	COUNTY OF REGISTRATION Plymouth
SIGN 3	<i>M Yr</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 105 Spring Meadow Rd	DATE OF SIGNING 5-31-23
PRINT	Blake Yonke	CITY OR TOWN Yankton SD	COUNTY OF REGISTRATION Yankton
SIGN 4		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT		CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 5		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
PRINT		CITY OR TOWN	COUNTY OF REGISTRATION
SIGN 6		STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
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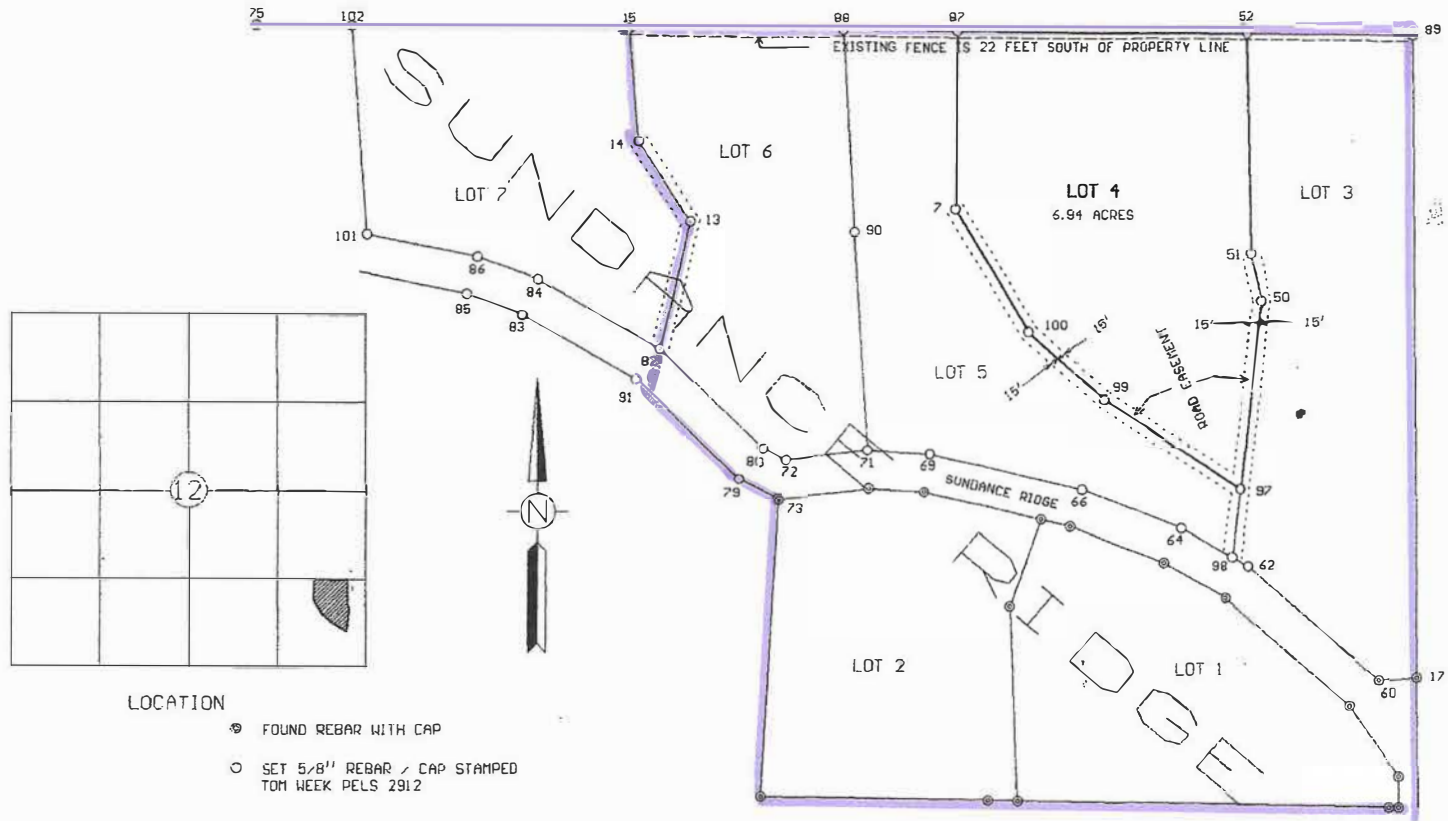
SUNDANCE RIDGE ROAD DISTRICT OWNERS

PARCEL ID	LOT#	OWNERS	OWNER (TAX DISTRICT 13633Y)	PHONE	ADDRESS	ACRES
13.012.250.010	1	Blake & Kristin Yonke	Blake & Kristin Yonke, 105 Spring Meadow RD, Yankton, SD 57078	605-660-4161	Lot 1 Sundance Ridge	5.04
13.012.250.020	2	Michael & Judith Peterson	Michael & Judith Peterson, 4807 Caraway Dr, Sioux Falls 57108	605-668-9044	Lot 2 Sundance Ridge	5.02
13.012.250.030	3	Jim & Elaine Schmitz	Jim & Elaine Schmitz, 31084 Starview Dr, Yankton, SD 57078 14296 Juniper Ave, LaMars, IA 51031	712-540-8296 712-541-8405	31084 Starview Dr	6.70
13.012.250.040	4	Bob & Jane Currie	Bob & Jane Currie, 31070 Starview Dr, Yankton, SD 57078 880 Blackwood, Chula Vista, CA 91910 (Currie Family Trust)	619-980-9317	31070 Starview Dr	6.94
13.012.250.050	5	Richard G. & Carly Herrold	Richard G. & Carly Herrold, PO Box 54, Dimock, SD 57331 (102 S King St)	605-928-3397 605-995-1101	Lot 5 Sundance Ridge	5.16
13.012.250.060	6	Andrea & Bill Christensen	Andrea & Bill Christensen, 31086 Skyline Dr, Yankton, SD 57078 2913 W Bitterroot St., Sioux Falls, SD 57108	605-728-2782	31066 Skyline Dr	5.21

Handwritten notes:
 12/12/12
 12/12/12
 12/12/12

PLAT OF LOT 4 OF SUNDANCE RIDGE, LOCATED IN
 THE S.E.1/4 OF THE S.E.1/4 OF SECTION 12, T93N,
 R57W, OF THE 5TH. P.M., YANKTON COUNTY, SOUTH DAKOTA

SCALE : 



LOCATION

- ⊙ FOUND REBAR WITH CAP
- SET 5/8" REBAR / CAP STAMPED TOM WEEK PELS 2912

LINE	DISTANCE	BEARING	LINE	DISTANCE	BEARING	LINE	DISTANCE	BEARING
LOT 3 :			LOT 4 :			LOT 5 :		
17-60	66.25	S 83-47-28 W	97-99	280.87	N 56-32-45 W	98-64	101.00	N 60-38-07 W
60-62	296.53	N 48-40-46 W	99-100	172.42	N 48-17-35 W	64-66	183.23	N 68-23-16 W
62-98	31.10	N 60-38-07 W	100-07	245.89	N 30-30-04 W	66-69	267.34	N 76-36-12 W
98-97	117.76	N 06-21-05 E	07-87	303.05	N 00-31-29 E	69-71	105.10	N 86-21-21 W
97-50	324.43	N 06-21-05 E	87-52	495.09	S 89-28-30 E	71-90	375.33	N 03-35-53 W
50-51	84.86	N 12-10-30 W	52-51	374.60	S 01-13-28 E	90-88	343.60	N 03-17-06 W
51-52	374.60	N 01-13-28 W	51-50	84.86	S 12-10-30 E	88-87	194.52	S 89-28-30 E
52-89	282.45	S 89-28-30 E	50-97	324.43	S 06-21-05 W	87-07	303.05	S 00-31-29 W

314 Animals in the Workplace Policy

This policy is intended to protect the health and safety of the Yankton County customers, employees, vendors and visitors; to maintain a professional and clean environment in which to work, conduct business and visit; and to promote the welfare and safety of animals.

For reasons of liability, safety, health and sanitation, no animals of any type are allowed in any Yankton County owned or leased buildings, or in County owned or leased vehicles with the following exceptions:

- Service animals as defined by the Americans with Disabilities Act of 1990, for use by customers, employees, vendors and visitors. Yankton County recognizes the ability of persons with documented disabilities to utilize service animals as defined by the Americans with Disabilities Act 1990 (ADA). Customers, employees, vendors and visitors who require a service animal should consult with the Yankton County Auditor Office.
- Emotional support animals where the owner has medical certification from a qualified medical or psychiatric practitioner, and that have been approved by the Auditor's Office as a reasonable accommodation.
- Animals professionally trained for search and rescue activities or law enforcement or a certified therapeutic dog as defined by SDCL 23A[1]24-10-(1).
- Livestock, rodeo animals, and other animals for showing will be allowed as required for the fair and other approved events at the County Fairgrounds and in employee buildings. Animals professionally trained for theatrical purposes and directly supervised by show personnel within a controlled environment for training purposes.
- Aquariums, containing aquatic fish only, may be permitted in County buildings with approval of the Department Head or Administrative Supervisor of the County employee requesting approval. Any damage caused by having aquariums will be repaired at the expense of the aquarium owner.

Animals on County grounds (not buildings) must be in the control of their owners. Under no circumstances should animals be allowed to run loose. Animals may not be tethered to buildings, handrails, trees, bicycle racks or other objects. Any animal found tethered to County property or wandering loose on campus may be impounded at the owner's expense. Animals left in an unattended motor vehicle are subject to the same rules and regulations if they become a nuisance, or if the welfare of the animal is threatened. Any infractions or complaints should be directed to the Yankton County Sheriff or the City Animal Control Office.

Animals walked on County property must be kept on a leash; and all animal fecal matter should be removed to a proper disposal container by the animal's owner to protect the health and safety of others.

Feral and/or stray animals (such as dogs, cats, raccoons, possums) sometimes appear on campus. If such an animal is noticed, please alert the Sheriff's Office or the City Animal Control Office. Although it may be tempting to feed or offer care for such animals, it is in the best interest of the animals to allow an animal-related professional to find proper environments for them.

Individuals having permission as listed in the exceptions must assume the responsibility of their animal. Individuals should:

- Carefully consider the needs of their animals and the sensitivities of other members of the work areas or community.
- Remain with their animal at all times.
- Clean up after their animal.

- Be responsible for any costs or consequences of damage caused.

The Department Head or Administrative Supervisor will enforce this policy to ensure a safe and healthy work environment is maintained. Abuse of this policy will be reviewed for disciplinary action.

This policy is effective 24 hours per day including holidays and weekends.

Additional exception requests: The Yankton County Auditor's Office, must approve any additional exceptions to this policy.

If the exception request is denied, the employee may initiate an appeal to the denial by seeking and receiving written approval from their Department Head or Administrative Supervisor. The Department Head or Administrative Supervisor will then submit a written appeal to the Auditor Office for secondary review. If the appeal is denied, the request will no longer be considered.

Yankton County Planning Commission
Yankton County Board of Adjustment

Applicant

Bornitz– Rezone

District type: AG R1-Low R2-Moderate R3-High C-Comm.

LC – Lakeside Commercial RT-Rural Transitional

Variance needed:

Section 513 Section 607 Section 705 Section 1709 Section 1723

Section 1809

NOTE:

Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

PC: Article 18 Section 1809

CC: Article 18 Section 2003

Planning Commission date: 6/13/2023

Time: 7:05 PM

Board of Adjustment date: 7/5/2023 7/18/2023

Time: 6:30 PM

Yankton County

 Variance Conditional Use X Rezoning

Owner: Connie J. Bornitz

Owners Address: 400 Marina Dell Ave.

Owners Phone: 605-553-6908

Applicants Name, if different from

Owner: Connie J. Bornitz

Applicants

Address: 400 Marina Dell Ave.

Job Address: TBD

Legal: LT 1 VALLEY WEST ADDN

Section, Township, Range: 4-93-56

Zoning Classification: RT

Affected Zoning Ordinance: 1809 20031809 2003

Reason for Request: Rezone parcels 09.004.300.310, 09.004.300.320, 09.004.300.330, 09.004.300.340, 09.004.300.350, and 09.004.300.360 to Moderate

List Specific Hardships: _____

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 06/13/2023 7:05 PM CDT

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 07/05/2023 07/18/2023 6:30pm

Application Fee: \$450.00 Check #: 1107 Receipt #: _____

Connie Bornitz

Signature: Connie J. Bornitz

Date: 05/14/2023

Site Map

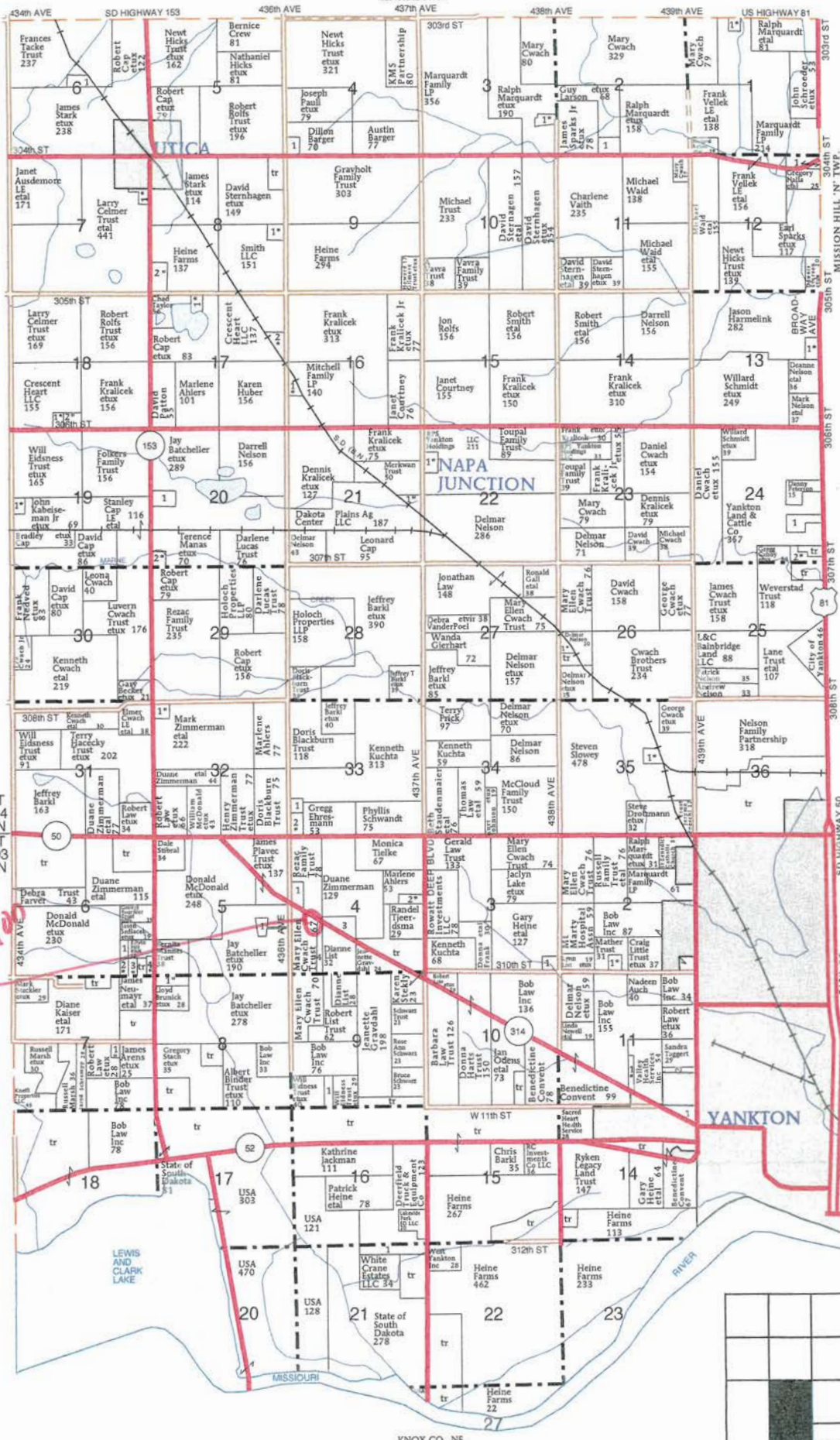


Parcel Number: 09.004.300.310

Site Description: The lot is currently used as a house and single family residence

(Landowners)

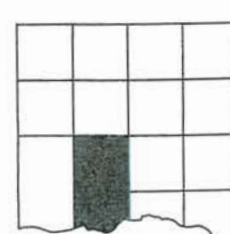
CENTRAL TWP.



UTICA TOWNSHIP

- SECTION 1N**
- 1. Siebrandt, Jacob etux 5
- SECTION 2N**
- 1. Kralicek, Melissa 11
- SECTION 2S**
- 1. Holdahl, Robert etux 5
- SECTION 3N**
- 1. Grate, Leo etux 11
- SECTION 3S**
- 1. Holtzmann Family Trust 7
- SECTION 4N**
- 1. Nedved, Mark 7
- SECTION 4S**
- 1. Larson, Robert 8
- 2. Brandt Trust, Merle etal 11
- 3. Zimmerman, Steve 20
- 4. List Trust, Robert 18
- SECTION 5S**
- 1. Batcheller, Jay 8
- SECTION 6N**
- 1. Town of Utica 6
- SECTION 6S**
- 1. Maska, Leann 5
- 2. Olivier, Curtis etux 6
- 3. Loecker, Mark etux 5
- 4. Blaha, Jon etux 5
- SECTION 7N**
- 1. Anthony, Craig etux 10
- SECTION 7S**
- 1. Phillips, Timothy etux 5
- SECTION 8N**
- 1. Christianson, David etux 6
- 2. Hughes, Scott etux 13
- SECTION 8S**
- 1. Fanta, Timothy etux 9
- SECTION 9S**
- 1. Rokahr, Steven 9
- SECTION 11S**
- 1. Hecky Trust, Terrance etux 11
- 2. Affordable Self Storage LLC 8
- SECTION 12N**
- 1. Marquardt Family LP 6
- SECTION 13N**
- 1. Cotton, Jeffrey etux 8
- SECTION 14S**
- 1. Yankton Medical Clinic PC 12
- SECTION 15N**
- 1. Anstine, Rodney etux 7
- SECTION 17N**
- 1. Schenkel, Darrell etux 8
- 2. Tacke, WM etux 13
- SECTION 18N**
- 1. Cap LE, Stanley etal 5
- 2. Cap, Robert etux 7
- SECTION 19**
- 1. Schenkel, Daniel etux 7
- SECTION 20N**
- 1. Yankton Co Sharpshooters Assn 12
- 2. Johnson, Michael etux 9
- SECTION 21N**
- 1. Kralicek, Frank etux 5
- SECTION 21S**
- 1. White Crane Estates LLC 18
- SECTION 22N**
- 1. Taggart, William etux 9
- SECTION 24**
- 1. Marquardt, Doug 13
- 2. Keller, Dallas etux 10
- SECTION 26**
- 1. Barnes, David etux 7
- SECTION 32**
- 1. Zimmerman Trust, Henry etal 12
- SECTION 33**
- 1. DeLozier, Darrik 6
- 2. Waddell, Edward etux 8
- SECTION 35**
- 1. Slowey, Steven etux 14

Location



FINDINGS OF FACT – REZONE

Bornitz– REZ-2023-91

Are the requirements of Section 1723 met?	Yes
Are the requirements of Section 1729 met? (all fees paid at time of application)	Yes
Section 1805:	
1. All documents required for application for said request have been satisfactorily completed and all required fees have been paid in full.	All required documents received and fees paid
2. The individual petitioner provides a completed amendment or change in zone request. Said request must clearly state: a. Special conditions and circumstances exist which require the land to be rezoned; b. The special conditions and circumstances do not result from the actions of the applicant; and c. The granting of the amendment or change in zoning will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structure, or buildings in the area.	Property is currently zoned Rural Transitional, limiting its development. Lots were platted for single family dwelling in 1992, prior to zoning. Conditions are not the result of the applicant Will not confer any special privilege on applicant
3. Notice of public hearing shall be given, as in Section 1803 (3-5).	Mailed 5-31-2023 Published 6-2-2023 and 6-9-2023
4. The public hearing shall be held. Any party may appear in person or by agent or attorney.	Meeting held 6-13-2023
5. The Planning Commission shall make findings that the requirements of this Section have been met by the applicant for an amendment or change in zone, to include: a. The reasons set forth in the application justify a recommendation to approve the amendment or change in zone;	Rezone is justified
b. The amendment or change in zone will make possible the reasonable use of the land, building, or structure;	Will make reasonable use of the land
c. A recommendation to grant the amendment or change in zone will be in harmony with the general purpose and intent of this ordinance; and	Is in harmony with general purpose and intent of the ordinance

<p>d. A recommendation of approval will not be injurious to the neighborhood, or otherwise detrimental to the public welfare as presented and testified to by the applicant.</p>	<p>Will not be injurious or detrimental. Property is being rezoned to Moderate Density Residential which matched the property across the road</p>
<p>6. No petition for amendment or change in zone shall be recommended for approval unless the Planning Commission finds that the condition, situation or the intended use of the property concerned is unique, required, or necessary as to make reasonably practicable the amendment or change in zone.</p>	<p>Planning Commission finds the amendment change is reasonable. Passed 7-0</p>
<p>7. Before any amendment or petition for rezoning is recommended for approval, the Planning Commission shall make written findings certifying compliance with:</p> <ul style="list-style-type: none"> a. The Comprehensive Plan; b. Specific rules governing land uses; c. Zoning district regulations; and d. Satisfactory provision and arrangement has been made concerning the following, where applicable: 	<p>The application is in compliance with the Comprehensive Plan. The Master Ordinance regulates rules governing the land and zoning district regulations. All are being met</p> <p>Satisfactory provisions have been made</p>
<ul style="list-style-type: none"> 1. Certification of compliance with all ordinances and regulations regarding licensing and zoning, health, plumbing, electrical, building, fire prevention, and all other applicable ordinances and regulations; 2. Ingress and egress to property and proposed structures thereon with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe; 3. Off right-of-way parking and loading areas where required; with particular attention to the items in (A) above and the economic, noise, glare or odor effects of the amendment or rezone on adjoining properties and properties generally in the district; 4. Refuse and service areas, with particular reference to the items in (A) and (B) above; 5. Utilities, with reference to locations, availability, 	<p>All ordinance requirements and regulations will be met</p> <p>Ingress/Egress exists</p> <p>None required</p> <p>None required</p> <p>Utilities present</p>

<p>and compatibility;</p> <p>6. Screening and buffering with reference to type, dimensions, and character;</p> <p>7. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect and compatibility and harmony with properties in the district;</p> <p>8. Required yards and other open spaces; and</p> <p>9. General compatibility with adjacent properties and other property in the district.</p>	<p>No screening or buffering required</p> <p>No signs proposed with exception of E911 address sign</p> <p>Required yards will be met per ordinance</p> <p>Is in general compatibility with adjacent properties in the district</p>
<p>8. In recommending approval of any petition for amendment or change in zone, the Planning Commission may prescribe appropriate conditions and safeguards in conformity with this ordinance.</p>	<p>No Conditions added</p>

VERIFICATION OF APPROVAL
YANKTON COUNTY, SOUTH DAKOTA

I Jack Cwoach date this 25th day of May, 2023 am aware of the proposed Variance/CUP/Rezone being proposed by Connie Bornitz-Greckel at the property legally described as Lots one through six, Valley West Addition in the NW¹/₄ of the SW¹/₄ of Section 4, Township 93, Range 56 West of the 5th P.M., Yankton, County, South Dakota.

Jack Cwoach
Signature

30954 436th Ave
Address

Yankton, SD 57078
City, State, Zip

1 913 999 3105
Phone



09.004.400.303

09.004.400.305

09.004.400.306

09.004.400.300

09.004.400.307

09.004.400.308

09.004.400.309

09.004.300.360

09.004.300.350

09.004.300.340

HWY LOT

09.004.400.310

09.004.300.330

UNCA SOUTH
93 N 26 W

09.004.300.320

09.004.400

09.004.300.310

SD HIGHWAY 314

09.004.300.300

09.004.300.150

Variance, Conditional Use and Rezoning Application REZ-2023-91
Fees Paid \$450.00
Applicant Connie Bornitz
Created May 14, 2023

Number REZ-2023-91

09.004.300.310 | Connie J. Bornitz | TBD, Yankton, SD, 57078
Submitted by cbgproperties on 5/14/2023



Applicant

Connie Bornitz

6055536908

Cb7@sio.midco.net

Draft Building Permit Completed On 5/14/2023 10:42 AM EST by cbgproperties

Upload Draft Building Permit

Submit Completed On 5/14/2023 10:46 AM EST by cbgproperties

A notification sign shall be posted on the property upon which action is pending at least seven (7) days prior to the hearing date. Such signs shall be placed along all the property's road frontage so as to be visible from the road. If a property does not have a road frontage, then such signs shall be placed upon the closest available right-of-way and upon the property. Said signs shall not be less than one hundred and eighty seven (187) square inches in size. It shall be unlawful for any person to remove, mutilate, destroy or change such posted notice prior to such hearings.

Please pick the sign up from the zoning office on or before eight (8) days prior to the meeting.

Applicant Agreement

Please check the box to confirm you have read and agree to the notices above.

Signature

Connie Bornitz

Date

5/14/2023

Application Submitted Successfully Completed On 5/14/2023 10:46 AM EST by cbgproperties

Your application has been submitted for review. Thank you.

Please click next at the bottom to continue. Thank you

Parcel search Completed On 5/15/2023 9:16 AM EST by bconkling





Maxar, Microsoft

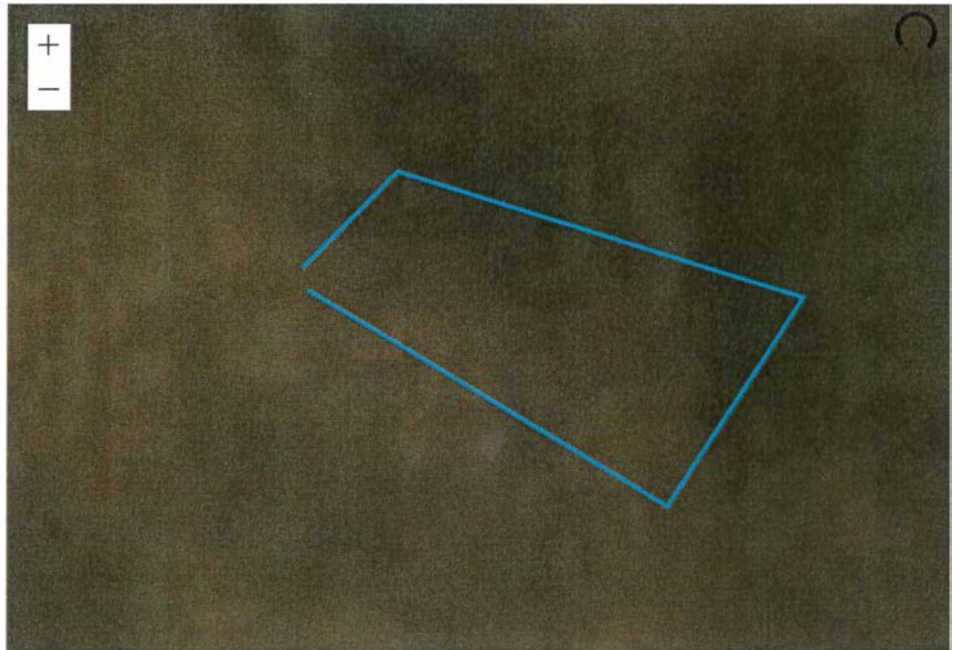
Powered by Esri

ParcelID	Address	City	OwnerName	Acres
09.004.300.310			CWACH, MARY ELLEN FAMILY TRUST (D)	0.000

Site Plan Completed On 5/15/2023 9:17 AM EST by bconkling

Map - Mark the location of structures and other necessary information.

- Sketch Layer
- Reference Layer
- Mapproxy



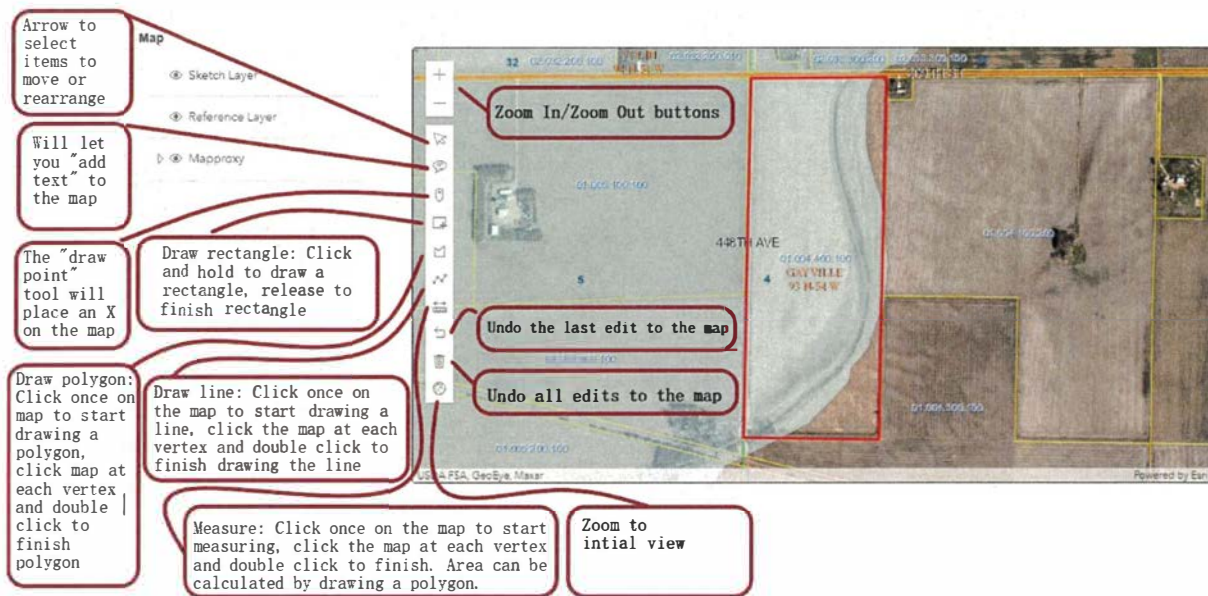
Maxar, Microsoft

Powered by Esri

Describe the location and use of adjacent structures

The lot is currently used as a house and single family residence

Upload Site Plan and/or additional plans and documents



Planning Review Completed On 5/15/2023 9:46 AM EST by bconkling

Continue with application

Continue

Describe what the applicant is requesting

Applicant is requesting to Rezone two lots in a Rural Transitional District to Moderate Density Residential

Planning Commission Code Reference

Other Planning Commission Code Reference ⓘ

1809 2003

Board of Adjustment Code Reference

Other Board of Adjustment Code Reference ⓘ

1809 2003

Please confirm the zoning provided by the applicant. If zoning is incorrect, please enter the correct zoning. It is this field that is printed on the final form to avoid applicant/system error. The correct zoning must be entered.

Zoning Classification ⓘ

RT

Wave Fee

Notes ⓘ

Director Review Completed On 5/15/2023 9:55 AM EST by gvetter

Zoning Director Review

Approve

Payment Completed On 5/18/2023 10:46 AM EST by bconkling

Fees Paid

[VIEW RECEIPT](#)

Fee Name	Recipient	Amount
Fee	Planning and Zoning	\$450.00

Confirmation Data

Payment Method	Check
Confirmation Number	1107
Amount Paid	\$450.00

PC App Form Completed On 5/23/2023 10:32 AM EST by bconkling

[PC App Form](#)

PC Prep Completed On 5/25/2023 9:25 AM EST by bconkling

Planning Commission Meeting

Planning Commission Meeting Date and Time

June 13th 2023, 7:05 pm CDT

Letters to be mailed 10 days prior to the public meeting:

06/03/2023 7:05 PM

Additional instructions for PC email

Return the affidavit 8 days prior to the public meeting:

06/05/2023 7:05 PM

Place your zoning action sign 7 days prior to the public meeting:

06/06/2023 7:05 PM

Date to send email to applicant

05/30/2023

Upload PC Mailing Labels

[Bornitz labels.pdf](#)

Upload PC Affidavit of Mailing

[3 Mailing affidavit 1320.pdf](#)

Upload PC Notification Letter

[Bornitz Notification Letter rezone.pdf](#)

Upload PC Newspaper Publication

[Legals 6-13-2023.pdf](#)

Permit Number

REZ-2023-91

Receipt Number

Request Information Completed On 5/25/2023 9:28 AM EST by bconkling

Type of Request

Rezoning

Fee

\$450.00

Reason for Request

Rezone parcels 09.004.300.310, 09.004.300.320, 09.004.300.330, 09.004.300.340, 09.004.300.350, and 09.004.300.360 to Moderate D

List Specific Hardships

Applicant Information

Are you the owner of the property?

Yes

Applicant Name

Connie J. Bornitz

Applicant Address

400 Marina Dell Ave.

Applicant Phone

605-553-6908

Owner Information

Owner Name

Connie J. Bornitz

Owner Address

400 Marina Dell Ave.

Owner Phone Number

605-553-6908

Property Information

Parcel ID Number

09.004.300.310

Legal Description

LT 1 VALLEY WEST ADDN

Site Address

TBD

City

Yankton

Zip

57078

Section-Township-Range

4-93-56

Zoning District

RT

Zoning Description

RT

Beacon™ Yankton County, SD

Summary

Parcel ID 09.017.400.210
 Property Address 43516 SD HWY 52
 Sec/Twp/Rng 17/93/56
 Brief Tax Description LTS F4 & F5 FITZGERALD PARK
 (Note: Not to be used on legal documents)
 Comments
 Class NAC
 Tax District 09633Y
 Gross Acres 0.00
 \$/Acre N/A



Owners

Deed Holder
 BORNITZ-GRECKEL, CONNIE

PO BOX 708
 YANKTON SD 57078

Land

Lot Dimensions Regular Lot: 0 x 0.00
 Lot Area 1.3940 Acres; 60723 SF
DISCLAIMER: ALL LOT SIZES SHOULD BE VERIFIED WITH THE REGISTER OF DEEDS.

Buildings

Residential Dwelling
 Occupancy Single family
 Year Built 1974
 Style 1 Story
 Exterior Material Vinyl siding
 Roof Type Hip
 Roof Material Asphalt shingles
 Interior Walls Drywall
 Predominate Floor Cows Base Allowance
 Stories/Floors 1
 Above-Grade Living Area 1300 SF
 Attic Type None
 Number of Rooms 8
 Number of Bedrooms 3
 Basement Type Full Bsmt
 Basement Area 1300 SF
 Basement Finished Area 0 SF
 Number of Bathrooms 2 Fix(1); 3 Fix(2);
 Central Air Y
 Fireplace N
 Heat Type Forced hot air-gas
 Porches
 Decks 400 SF
 Garages Attached: 528 SF;
 Other Features

Other Building Information

Primary Use
 Year Built
 Building Type
 Exterior Material
 Roof Type
 Roof Material
 Interior Walls
 Predominate Floor Covs
 Stories/Floors
 Above-Grade Living Area SF
 Attic Type
 Number of Rooms
 Basement Type
 Basement Area SF
 Basement Finished Area SF
 Number of Bathrooms
 Central Air
 Heat Type
 Porches
 Decks SF
 Garages
 Other Features Carport
 Residential Shed - Small Utility

Other Building Information

Primary Use
 Year Built
 Building Type
 Exterior Material
 Roof Type
 Roof Material
 Interior Walls
 Predominate Floor Covs
 Stories/Floors
 Above-Grade Living Area SF
 Attic Type
 Number of Rooms
 Basement Type
 Basement Area SF
 Basement Finished Area SF
 Number of Bathrooms
 Central Air
 Heat Type
 Porches
 Decks SF
 Garages
 Other Features Residential Detached Garage

Valuation

	2023	2022	2021	2020	2019	2018
+ NACO		\$25,800	\$25,800			
+ NAC10		\$115,900	\$115,900			
+ NAC1	\$131,400			\$115,900	\$115,900	\$115,900
+ NAC	\$25,800			\$25,800	\$25,800	\$25,800
= Total Value	\$157,200	\$141,700	\$141,700	\$141,700	\$141,700	\$141,700

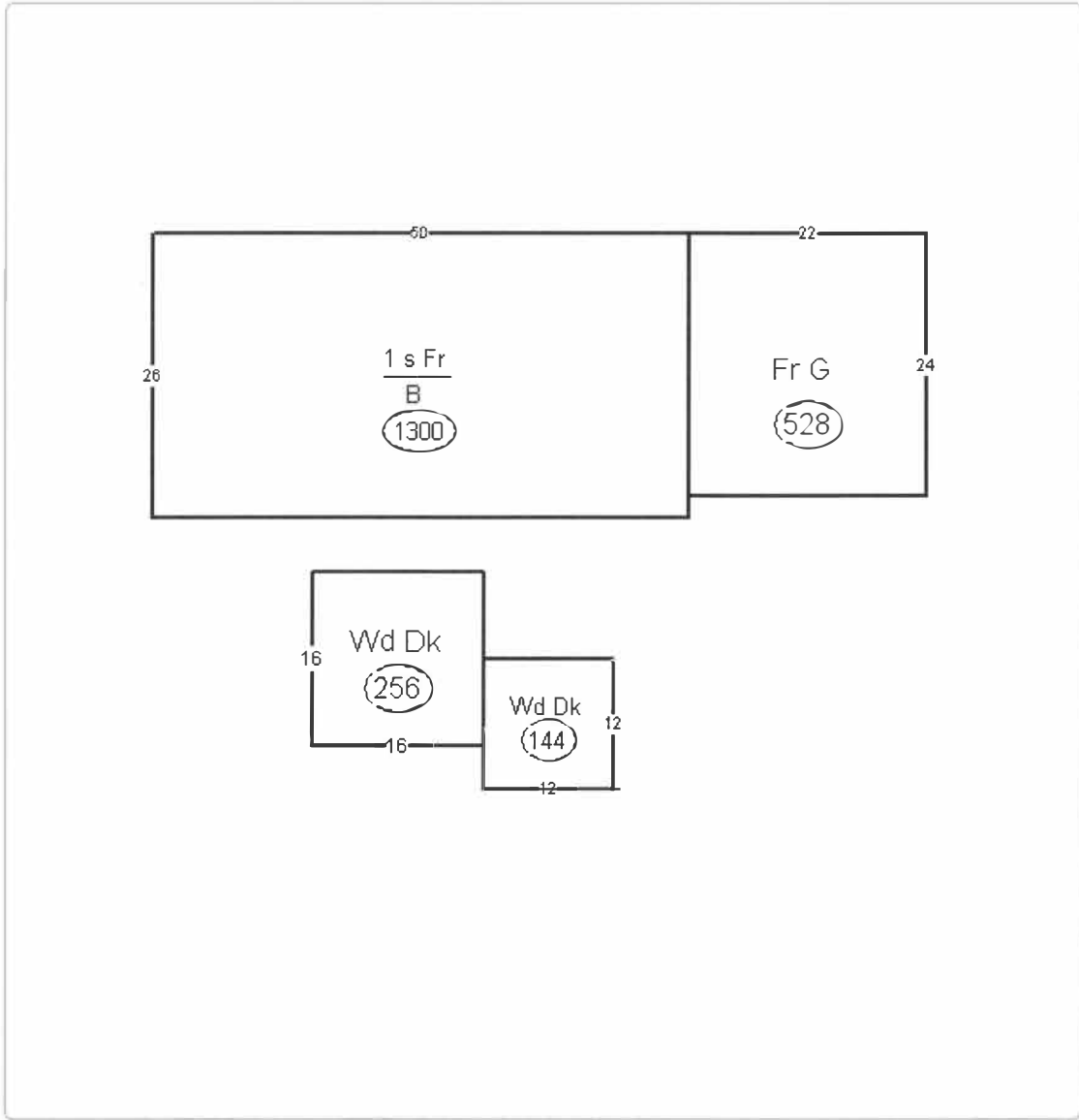
DISCLAIMER: ALL VALUES ARE BASED ON FULL AND TRUE VALUES BEFORE COUNTY BOARD ADJUSTMENTS, ELDERLY FREEZE, DISCRETIONARY AND EXEMPTIONS.

2018	1st Half	2nd Half	Full Year
Due Date	April 30, 2019	October 31, 2019	
Tax Billed	1,062.05	1,062.05	2,124.10
Specials Etc.	0.00	0.00	0.00
Amount Paid	1,062.05	1,062.05	2,124.10
Amount Due	0.00	0.00	0.00
Payment Status	Paid	Paid	
Date Paid	04/17/2019	10/17/2019	

Photos



Sketches



AFFIDAVIT OF MAILING

I, Connie Boenitz Greckel hereby certify that on the 24th day of June, 2023, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

A true and correct copy of the Notice of Public Hearing notification letters are attached as Exhibit #1 or #2.

A true and correct copy of the mailing list for owners of real property is attached as Exhibit #1A or #2A.

Dated the 26^m day of June, 2023.

Connie Boenitz Greckel

(Name)

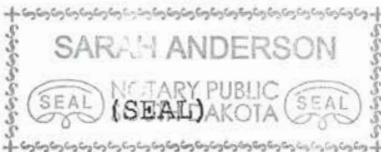
Affiant

Subscribed and sworn to before me this 26 day of June, 2023.

Sarah C

Notary Public - South Dakota.

My commission expires: April 26, 2027



NOTIFICATION

June 19, 2023

Applicant:
Connie Bornitz-Greckel
400 Marina Dell
Yankton, SD 57078

Dear Yankton County Property Owner:

The Yankton County Zoning Ordinance requires written notification describing a specific action be sent to the owners of real property lying within 1320 feet of the property on which the below described action is proposed. The notice shall be given to each owner of record by depositing such notice in the United States Post Office not less than 10 days prior to the hearing date. Therefore, you are hereby notified. Please take a moment to review the notice of public hearing described below.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Commission, Yankton County, South Dakota, at 6:30 P.M. on the 5th day of July, 2023 and 18th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6) Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

The application may be reviewed at the Zoning Administrators office, Yankton County Government Center, 321 West Third St., Yankton, S.D. or online at the Yankton County Website.

Sincerely,
Connie Bornitz-Greckel
Petitioner

BATCHELLER, JAY (D)
30967 436 AVE
YANKTON SD 57078

BOHNET, BRADLEY A (C)
4608 SD HWY 314
YANKTON SD 57078

CBG PROPERTIES LLC (D)
PO BOX 708
YANKTON SD 57078

CWACH, MARY ELLEN FAMILY TRUST (I
% JACK JOE CWACH, TRUSTEE
2665 WEST 162 ST
STILWELL KS 66085

CWACH, MARY ELLEN FAMILY TRUST (I
30954 436 AVE
YANKTON SD 57078

EBELING, JOHNNIE (D)
4700 SD HWY 314
YANKTON SD 57078

JACKSON, BRYANT MERTEN (D)
4710 SD HWY 314
YANKTON SD 57078

KEEGAN, MARTY J (D)
4806 SD HWY 314
YANKTON SD 57078

KLUG, TIFFANY R (D)
4606 SD HWY 314
YANKTON SD 57078

KUCHTA, ELMER J (D)
4810 SD HWY 314
YANKTON SD 57078

LIST, DIANNE R (D)
PO BOX 689
YANKTON SD 57078

LIST, ROBERT L TESTAMENTARY TR (D
% DIANNE LIST, TRUSTEE
PO BOX 689
YANKTON SD 57078

MARIENAU, MARK (D)
4906 SD HWY 314
YANKTON SD 57078

MARQUARDT, RALPH J (D)
1317 GOLF VIEW LN
YANKTON SD 57078

MEHRMAN REVOCABLE TRUST (D)
4712 SD HWY 314
YANKTON SD 57078

PLAVEC, JAMES T REV TRUST (D)
30930 SD HWY 314
YANKTON SD 57078

REZAC FAMILY REVOCABLE TRUST (D)
30776 435 AVE
YANKTON SD 57078

STECKELBERG, KEVIN R (D)
4706 SD HWY 314
YANKTON SD 57078

VER HEUL, BECKY ANN (D)
4900 SD HWY 314
YANKTON SD 57078

ZIMMERMAN, DUANE G (D)
2717 DEER BLVD
YANKTON SD 57078

ZIMMERMAN, STEVEN A (D)
4412 SD HWY 314
YANKTON SD 57078

AFFIDAVIT OF MAILING

I, Connie Bognitz, hereby certify that on the 31st day of May, 2023, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

A true and correct copy of the Notice of Public Hearing notification letters are attached as Exhibit #1 or #2.

A true and correct copy of the mailing list for owners of real property is attached as Exhibit #1A or #2A.

Dated the 31st day of May, 2023.

Connie Bognitz
(Name)
Affiant

Subscribed and sworn to before me this 31st day of May, 2023.

Marilyn Hejna
Notary Public - South Dakota
My commission expires: 06/09/24

(SEAL)

NOTIFICATION

May 30, 2023

Applicant:
Connie Bornitz-Greckel
400 Marina Dell
Yankton, SD 57078

Dear Yankton County Property Owner:

The Yankton County Zoning Ordinance requires written notification describing a specific action be sent to the owners of real property lying within 1320 feet of the property on which the below described action is proposed. The notice shall be given to each owner of record by depositing such notice in the United States Post Office not less than 10 days prior to the hearing date. Therefore, you are hereby notified. Please take a moment to review the notice of public hearing described below.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:05 P.M. on the 13th day of June, 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6) Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

The application may be reviewed at the Zoning Administrators office, Yankton County Government Center, 321 West Third St., Yankton, S.D. or online at the Yankton County Website.

Sincerely,
Connie Bornitz-Greckel
Petitioner

BATCHELLER, JAY (D)
30967 436 AVE
YANKTON SD 57078

BOHNET, BRADLEY A (C)
4608 SD HWY 314
YANKTON SD 57078

CBG PROPERTIES LLC (D)
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4700 SD HWY 314
YANKTON SD 57078

JACKSON, BRYANT MERTEN (D)
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LIST, ROBERT L TESTAMENTARY TR (D
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MARIENAU, MARK (D)
4906 SD HWY 314
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1317 GOLF VIEW LN
YANKTON SD 57078

MEHRMAN REVOCABLE TRUST (D)
4712 SD HWY 314
YANKTON SD 57078

PLAVEC, JAMES T REV TRUST (D)
30930 SD HWY 314
YANKTON SD 57078

REZAC FAMILY REVOCABLE TRUST (D)
30776 435 AVE
YANKTON SD 57078

STECKELBERG, KEVIN R (D)
4706 SD HWY 314
YANKTON SD 57078

VER HEUL, BECKY ANN (D)
4900 SD HWY 314
YANKTON SD 57078

ZIMMERMAN, DUANE G (D)
2717 DEER BLVD
YANKTON SD 57078

ZIMMERMAN, STEVEN A (D)
4412 SD HWY 314
YANKTON SD 57078

Yankton County,
South Dakota

Receipt

Paid by
Connie Bornitz
Cb7@sio.midco.net

Payment number
Date paid
Payment method

1107
May 18, 2023 10:46 AM
Check

\$450.00 paid on May 18, 2023

Variance, Conditional Use and Rezoning Application

Application ID: REZ-2023-91

Description	Amount
Fee	\$450.00

2010 Legal and Public Notices

report are available at <https://danr.sd.gov/public> or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer, the Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by June 12, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any proceeding that may be held. Any comment must be filed by June 12, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$44.16 and can be viewed free of charge at www.sdpublicnotices.com.

Published on June 2, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:30 P.M. on the 6th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for an accessory building in a Moderate Density Residential District that exceeds the maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure with 16 sidewalls per Article 7 Section 707. Said property is legally described as Plat of Lots B-47 and B-48 of Far View Heights located in the NE1/4 of the SE 1/4 of Section 13, Township 93 North, Range 57 West of the 5th Principal Meridian, Yankton County, South Dakota. E911 address is 43384 SD HWY 52, Yankton, South Dakota.

Published twice at the total approximate cost of \$20.44 and can be viewed free of charge at www.sdpublicnotices.com.

Published on May 26 & June 2, 2023.

NOTICE OF PUBLIC HEARING

2010 Legal and Public Notices

Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:15 P.M. on the 13th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sdpublicnotices.com.

Published on June 2 & 9, 2023.

Notice to Bidders

Wood doors to be 20 minute U.L. rated where required. Plain sliced red oak factory pre-finished 1-3/4" doors. New ball bearing hinges & schlage commercial lever locksets and falcon door closers. Each gym and classroom door are to have a 4" x 25" visible glass kit with 1/4" polished micro wired glass.

Five pairs, twenty-eight classrooms, one janitor door, one laundry door, and six multi-purpose room doors. Seven rest-room doors and one kitchen duct door not rated.

Thirteen Closet doors and transoms. To be 1-3/8" pre-finished plain sliced red oak doors. Hinges and passage levers (no locks). Not rated one janitor storage door to be 1-3/8" hollow metal in lieu of wood due to water exposure. Complete with hinges and passage lever at gym door #211-0 a new hollow metal frame is included. Since the frame is all wood, new framing is only 5-3/4" deep so some new trim work may be required to finish off on the inside when done.

All doors with locks to be keyed and master keyed, and installed in lieu of the existing.

Please send bids and questions to:

Jeffrey Messersmith
Superintendent
jmessersmith@yfbfrees.org
402-373-4800

Published fourteen times at the approximate cost of \$202.86 and can be viewed free of charge at www.sdpublicnotices.com.

Published on May 19, 20, 23, 24, 25, 26, 27, 30, 31, June 1, 2, 3, 6, and 7, 2023.

WWW.YANKTON.NET
Border

From Page 1

members soon after.

The deployment cost \$1.45 million, according to records obtained by Citizens for Responsibility and Ethics in Washington, through a Freedom of Information Act lawsuit.

At the time, Noem said the troops would stop drug smug-

Nebraska

On Final Day Of Session, Voter ID, Tax Break Bills Approved

BY PAUL HAMMEL
© 2023, Nebraska Examiner

LINCOLN, Neb. — State senators ended a tumultuous 2023 session Thursday, giving a final OK to bills concerning voter identification, tax breaks for economic development and criminal justice reform.

The 90-day session ended two days early and will be remembered for historic tax cuts, hard feelings aired during floor debate, and an almost session-long string of filibusters mounted in protest of a bill that banned gender-affirming procedures for minors.

State Sen. Tom Briese of Albion, a key player in the legislation that delivered income tax cuts and property tax relief, summed it up best: It was a "momentous session" for what got done and for how hard it was to get those things done.

The time-sucking filibusters, led by Omaha Sens. Machaela Cavanaugh and Megan Hunt, forced legislators to get creative to get bills passed.

Instead of several individual bills being advanced for debate, "Christmas tree" bills, containing up to 30 pieces of legislation, became the norm.

In the end, only 56 bills were passed, but those measures contained 291 separate bills. That compares favorably with the most recent 90-day sessions, in which 281 bills were passed in 2021 and 322 were passed in 2019.

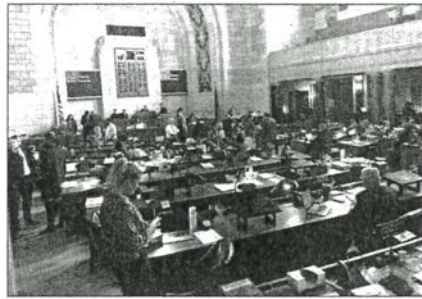
The perception that state lawmakers weren't getting anything done because of the filibusters was incorrect, said the Speaker of the Legislature, Sen. John Arch of LaVista.

"We have done the work we were sent to do despite all the challenges before us," Arch said.

Cavanaugh, who helped set a new record for filibusters, said it was a disappointing session in which income tax cuts that mostly benefit the wealthiest Nebraskans and out-of-state corporations were passed, but little for average Nebraskans.

"We had record revenue and we did not try to ease the economic struggles of everyday Nebraskans," she said. COVID-19 era food stamp and childcare credits were extended for two years, but not increased, Cavanaugh said, despite increased need at a time of record inflation.

Omaha Sen. Mike McDonnell struck a note of optimism, saying



State senators work on the final day of the 2023 session of the Nebraska Legislature.

PAUL HAMMEL/NEBRASKA EXAMINER

that toward the end of the 2023 session, floor debates became more substantive, instead of readings of recipes and news stories during the lengthy filibusters.

"By the end of the session, people were trying to work together," he said. "I think that may carry over to the 60-day session (next year)."

Gov. Jim Pillen, in his first legislative session, labeled as "historic" and "transformational" the income tax and property tax bills passed this year.

"This is one of the most impactful sessions in Nebraska history," Pillen said in a speech at the end of the session.

Said Pillen, "In the face of extraordinary challenges, the will of the people of Nebraska has prevailed and our state has implemented once-in-a-generation conservative policies."

He said lawmakers passed a fiscally conservative budget that raised spending by 2%, provided low-income students a chance to attend a private school via the "Opportunity Scholarships Act" and boosted spending on K-12 education. Also passed was a stricter, 12-week (gestational) ban on abortion, as well as the ban on certain gender-affirming procedures for minors.

Legislative Bill 754, sponsored by Elkhorn Sen. Lou Ann Linehan, will drop the state's top two income tax brackets, and the corporate income tax rate, to 3.99% by tax year 2027.

The bill also provides a total exemption on Social Security benefits a year early, in 2024, and provides tax credits related to childcare.

A companion measure, LB 243, increases state property tax relief credits and removes

some, has said the tax break to Nebraska Crossing could help it transform into a regional destination for shoppers and youth sports tournaments like the "Legends" development in Kansas City.

The bill also expands the state's turnback tax to benefit an expansion of the CHI Health Center in Omaha, a new convention center in Lincoln and concert halls in downtown Omaha and LaVista.

LB 50, a package of criminal justice reforms fashioned by Omaha Sen. Justin Wayne out of recommendations made a year ago by the Crime and Justice Institute, a think tank that has helped several states reduce spending.

The bill, the topic of several negotiations with county prosecutors, the Attorney General's Office and the Pillen administration, is aimed at reducing the number of inmates who "jan out" of prison without undergoing some rehabilitation programming.

Wayne, who chairs the Legislature's Judiciary Committee, said his main goal was ensuring public safety while trying to reduce the need for Nebraska to build two new prisons.

He said the bill should make the state's criminal justice system more "efficient and effective."

One aspect of the bill, promoted by Brewer, would provide Kevlar protective vests for state correctional officers.

The need for such protective gear came into stark focus Wednesday after five prison guards were stabbed during an altercation with inmates armed with homemade weapons at the Reception and Treatment Center in Lincoln.

The union that represents state corrections officers have long sought the stab-resistant vests.

Nebraska Examiner reporters Aaron Sanderford and Zach Wendling contributed to this report.

Nebraska Examiner is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. Nebraska Examiner maintains editorial independence. Contact Editor Cate Folsom for questions: info@nebraskaxaminer.com. Follow Nebraska Examiner on Facebook and Twitter.

LB 727, an omnibus tax credit bill that offers breaks for everything from biodiesel to waste incinerators to expansion of the Nebraska Crossing shopping mall. The measure also would allow bond financing of state freeway projects and would end a controversial "home equity theft" procedure. Linehan, the main sponsor

People With Felony Convictions Can Now Vote In Minnesota; Secretary Of State Celebrates

BY TRISHA AHMED
Associated Press/Report for America

ST. PAUL, Minn. (AP) — At a celebration of Minnesota's new law that restores voting rights to people who have left prison, Democratic Secretary of State Steve Simon registered newly eligible voters Thursday, when the law went into effect.

"It is the largest single act of enfranchisement in over 50 years" for the state, Simon said at Arlington Hills Community Center in St. Paul, where dozens of people wearing purple T-shirts that said "Restore the Vote" clapped and cheered.

The new law allows people with felony convictions to vote as long as they are not currently incarcerated. It expands voting rights to at least 55,000 people in Minnesota, said Simon, the state's chief election official.

Antonio Williams, a formerly incarcerated person and nonprofit director, spoke at the ceremony before registering himself to vote.

"After spending years registering other people to vote, I will now be able to register myself!" Williams said to a round of spirited applause.

In an interview with The Associated Press, Williams said he spent 14 years in prison for second-degree murder. Since leaving prison in 2020, he has worked as a canvasser on several political campaigns. He also started a nonprofit called Tone Up to help other formerly incarcerated people find housing, jobs and healing.

Democratic Rep. Cedric Frazier, of New Hope, championed the legislation in the House and spoke at the celebration. He said Democratic lawmakers decided early in the session that passing this law would be a top priority.

"Because what we know is, strong and enduring democracies — they allow for the voices of the people to be heard," Frazier said.

Democrats took full control of state government when the Legislature convened for its 2023 session, marking the first time in eight years they have held the Senate, the House and the governor's office. With that power, they passed a long list of legislative priorities that the previous Senate Republican majority had blocked.

Supporters of the new law have said it restores rights to people whom the courts have

already working, raising families and paying taxes in the community. Opponents have said the new law is not tough enough on people who have committed crimes.

Twenty-two other states restore voting rights when people with felony convictions leave prison, according to the National Conference of State Legislatures. That includes Republican-controlled North Dakota, Indiana and Utah.

In some places — including Maine, Vermont and the District of Columbia — people with felony convictions can vote while they're still in prison.

Restoring the voting rights of former felons drew national attention after Florida lawmakers weakened a voter-approved constitutional amendment and after a new election police unit championed by Republican Gov. Ron DeSantis arrested 20 former felons. Several of them said they were confused by the arrests because they had been allowed to register to vote.

Attempts like those to discourage felons from voting appear to be an outlier among the states, even as some Republican-led states continue to restrict voting access in

vided by the Chief Engineer. The petition form is available online at <https://dnr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by June 12, 2023.

The petition shall include a statement describing the undue injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://dnr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by June 12, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$44.16 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 2, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:30 P.M. on the 6th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for an accessory building in a Moderate Density Residential District that exceeds the maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure with 16 sidewalls per Article 7 Section 707. Said property is legally described as Plat of Lots B-47 and B-48 of Far View Heights located in the NE1/4 of the SE 1/4 of Section 13, Township 93 North, Range 57 West of the 5th Principal Meridian, Yankton County, South Dakota. E911 address is 43384 SD HWY 52, Yankton, South Dakota.

Published twice at the total approximate cost of \$20.44 and can be viewed free of charge at www.sd-publicnotices.com.

Published on May 26 & June 2, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:05 P.M. on the 13th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 13th day of June 2023 at the Yankton County

Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.38 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 2 & 9, 2023.

Notice to Bidders

Wood doors to be 20 minute U.L. rated where required. Plain sliced red oak factory pre-finished 1-3/4" doors. New ball bearing hinges, schlage commercial lever lockets and falcon door closers. Each gym and classroom door are to have a 4" x 25" visible glass kit with 1/4" polished micro wired glass.

Five pairs, twenty-eight classrooms, one janitor door, one laundry door, and six multi-purpose room doors. Seven rest-room doors and one kitchen dutch door not rated.

Thirteen Closet doors and transoms. To be 1-3/8" pre-finished plain sliced red oak doors. Hinges and passage levers (no locks). Not rated one janitor storage door to be 1-3/8" hallow metal in lieu of wood due to water exposure. Complete with hinges and passage lever at gym door #2111-D a new hollow metal frame is included. Since the frame is all wood, new framing is only 5-3/4" deep so some new trim work may be required to finish off on the inside when done.

All doors with locks to be keyed and master keyed, and installed in lieu of the existing.

Please send bids and questions to:

Jeffrey Messersmith
Superintendent
jmessersmith@blfibeers.org
402-373-4800

Published fourteen times at the approximate cost of \$202.86 and can be viewed free of charge at www.sdpublicnotices.com.

Published on May 19, 20, 23, 24, 25, 26, 27, 30, 31, June 1, 2, 3, 6, and 7, 2023.

WWW.YANKTON.NET

Border

From Page 1

members soon after.

The deployment cost \$1.45 million, according to records obtained by Citizens for Responsibility and Ethics in Washington, through a Freedom of Information Act lawsuit.

At the time, Noem said the troops would stop drug smugglers and human traffickers. However, the records obtained by CREW and reported on by The Associated Press showed that in the first two months of deployment, the troops didn't seize any drugs, and mission logs did not contain any confirmed encounters with "transnational criminals." Some days, the records showed, the troops had little if anything to do.

Noem's spokesperson, Ian Fury, did not reply to a request for comment Thursday. Noem's news release about the new deployment did not say how much it will cost or how it will be funded.

South Dakota Searchlight is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. South Dakota Searchlight maintains editorial independence. Contact Editor Seth Tupper for questions: info@southdakotasearchlight.com. Follow South Dakota Searchlight on Facebook and Twitter.

in protest of a bill that danned gender-affirming procedures for minors.

State Sen. Tom Brieser of Albion, a key player in the legislation that delivered income tax cuts and property tax relief, summed it up best: It was a "momentous session" for what got done and for how hard it was to get those things done.

The time-sucking filibusters, led by Omaha Sens. Machaela Cavanaugh and Megan Hunt, forced legislators to get creative to get bills passed.

Instead of several individual bills being advanced for debate, "Christmas tree" bills, containing up to 30 pieces of legislation, became the norm.

In the end, only 56 bills were passed, but those measures contained 291 separate bills. That compares favorably with the most recent 90-day sessions, in which 281 bills were passed in 2021 and 322 were passed in 2019.

The perception that state lawmakers weren't getting anything done because of the filibusters was incorrect, said the Speaker of the Legislature, Sen. John Arch of LaVista.

"We have done the work we were sent to do despite all the challenges before us," Arch said. Cavanaugh, who helped set a new record for filibusters, said it was a disappointing session in which income tax cuts that mostly benefit the wealthiest Nebraskans and out-of-state corporations were passed, but little for average Nebraskans.

"We had record revenue and we did next to nothing to ease the economic struggles of everyday Nebraskans," she said.

COVID-19 era food stamp and childcare credits were extended for two years, but not increased, Cavanaugh said, despite increased need at a time of record inflation.

Omaha Sen. Mike McDonnell struck a note of optimism, saying



PAUL HAMMEL/NEBRASKA EXAMINER

State senators work on the final day of the 2023 session of the Nebraska Legislature.

that toward the end of the 2023 session, floor debates became more substantive, instead of readings of recipes and news stories during the lengthy filibusters.

"By the end of the session, people were trying to work together," he said. "I think that may carry over to the 60-day session (next year)."

Gov. Jim Pillen, in his first legislative session, labeled as "historic" and "transformational" the income tax and property tax bills passed this year.

"This is one of the most impactful sessions in Nebraska history," Pillen said in a speech at the end of the session.

Said Pillen, "In the face of extraordinary challenges, the will of the people of Nebraska has prevailed and our state has implemented once-in-a-generation conservative policies."

He said lawmakers passed a fiscally conservative budget that raised spending by 2%, provided low-income students a chance to attend a private school via the "Opportunity Scholarships Act" and boosted spending on K-12 education. Also passed was a stricter, 12-week (gestational) ban on abortion, as well as the ban on certain gender-affirming procedures for minors.

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A companion measure, LB 243, increases state property tax relief credits and removes

community colleges from the property tax rolls.

Another, the two measures, along with the impact of increased state aid to K-12 schools, are expected to provide \$6.4 billion in tax relief over the next six years.

"(This) tax package puts Nebraska back on track to become competitive nationally," Pillen said at a press conference Wednesday.

Among the measures gaining final-round approval on Thursday were:

- LB 514, which implements voter ID in Nebraska, following voter approval of a state constitutional amendment in 2022 requiring voters to show a photo ID.

The bill overcame a one-woman filibuster by Dunbar Sen. Julie Slama, who was pushing for a "more conservative vision" of voter ID.

Gordon Sen. Tom Brewer, who chairs the Government, Military and Veterans Affairs Committee, said the panel picked the "narrower, more focused" approach on voter ID when no compromise could be found between Slama and Nebraska Secretary of State Bob Evnen.

- LB 514 requires voters to show ID when voting in person. It makes exceptions for religious objectors to being photographed and people with disabilities.

- LB 727, an omnibus tax credit bill that offers breaks for everything from biodiesel to waste incinerators to expansion of the Nebraska Crossing shopping mall. The measure also would allow bond financing of state freeway projects and would end a controversial "home equity theft" procedure. Linehan, the main sponsor

recommendations made a year ago by the Crime and Justice Institute, a think tank that has helped several states reduce spending.

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The need for such protective gear came into stark focus Wednesday after five prison guards were stabbed during an altercation with inmates armed with homemade weapons at the Reception and Treatment Center in Lincoln.

The union that represents state correction officers have long sought the stab-resistant vests.

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BY TRISHA AHMED
Associated Press/Report for America

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"After spending years registering other people to vote, I will now be able to register myself!" Williams said to a round of spirited applause.

Tranq

From Page 1

injuries that can lead to necrosis or death of that tissue, and amputations. According to the report, xylazine itself is addictive to humans and reportedly causes more severe withdrawal symptoms than heroin, including sharp chest pains and seizures.

"It is a drug that causes flesh eating, it causes amputations and it causes death," Jackley said. "Anything that we can do to spread the awareness (of this), I think could help save a life."

The first step is to arm those who will be on the front lines of this battle with tools that work, he said.

In an interview with The Associated Press, Williams said he spent 14 years in prison for second-degree murder. Since leaving prison in 2020, he has worked as a canvasser on several political campaigns. He also started a nonprofit called Tone Up to help other formerly incarcerated people find housing, jobs and healing.

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Supporters of the new law have said it restores rights to people whom the courts have found safe to release and those people are

already working, raising families and paying taxes in the community. Opponents have said the new law is not tough enough on people who have committed crimes.

Twenty-two other states restore voting rights when people with felony convictions leave prison, according to the National Conference of State Legislatures. That includes Republican-controlled North Dakota, Indiana and Utah.

In some places — including Maine, Vermont and the District of Columbia — people with felony convictions can vote while they're still in prison.

Restoring the voting rights of former felons drew national attention after Florida lawmakers weakened a voter-approved constitutional amendment and after a new election police unit championed by Republican Gov. Ron DeSantis arrested 20 former felons. Several of them said they were confused by the arrests because they had been allowed to register to vote.

Attempts like those to discourage ex-felons from voting appear to be an outlier among the states, even as some Republican-led states continue to restrict voting access in other ways.

"Even though we don't have a reversal agent yet, hopefully with medicine and technology, we can help their awareness," Jackley said. "So, when that overdose comes in, there's something they can do."

From a legal perspective, though xylazine is not approved for human use, it isn't illegal, and because it is not a controlled substance, traffickers can't be prosecuted for using it.

"(It's important) for us to be able to prosecute, especially those that are bringing it into our state," he said. "Ingestion, that's typically a misdemeanor. If a drug dealer comes in and they haven't ingested it, I can't prosecute them."

In May, the National Association of Attorneys General sent a letter to U.S. House and Senate representatives requesting

they support passage of the Combating Illicit Xylazine Act that would essentially make it a controlled substance on par with opioids.

The 39 attorneys general who signed the letter were from: Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Missouri, Nevada, New Hampshire, New Mexico, New York, North Carolina, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin and South Dakota.

"Congress has had 39 Republican and Democrat attorneys general — and we don't

always agree on stuff — say, 'Hey, we need this.' And they still haven't acted," Jackley said. "We've urged them, and I've said publicly, if they don't act soon, I will be going to the South Dakota Legislature and asking for help. It's that significant."

South Dakota was one of the last states to detect this off-label use of xylazine, he said, which he noted has long been used in South Dakota appropriately on farm animals.

"We've started to test for it because we've seen what's happened elsewhere in the country, which is why we know it's here; people have tested positive for it," Jackley said. "It's being used, especially with fentanyl, and we're going to start seeing overdose deaths and we need to do something about it."

2010 Legal and Public Notices

NOTICE OF POSSIBLE YANKTON COUNTY COMMISSION QUORUM

There may be a quorum of the Yankton County Commission at Yankton Middle School Theater/Lecture Hall, 2000 Mulberry St., from 5:30 p.m. to 7:30 p.m. on Thursday, June 15, 2023 for FEMA flood map changes.

Published once at the total approximate cost of \$6.24 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 9, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:05 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section 404, Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as plated in Book 520, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:15 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com

Published on June 2 & 9, 2023.

Get It Here. Get It Now.

SHOP LOCAL

Courts

Corps

From Page 1

Michelle L'Heureux, climate scientist at the Climate Prediction Center, said the weather pattern could intensify conditions.

"For example, El Nino could lead to new records for temperatures, particularly in areas that already experience above-average temperatures during El Nino," she told The Associated Press.

The Corps is monitoring El Nino and other factors impacting the Missouri River releases and reservoirs.

Warm temperatures in the mountainous region of the upper Missouri River Basin led to a quick melt of the mountain snowpack, according to a Corps news release.

"The warm temperatures in the northern Rockies has melted the snow earlier than is typical," said John Remus, chief of the Corps' Missouri River Basin Water Management Division.

On June 1, only 16% of the annual peak remained in the reach above Fort Peck Dam, and 13% of the annual peak remained in the Fort Peck Dam to Garrison Dam reach.

The mountain snowpack peaked in the reach above Fort Peck on April 24 at 117% of average, while the mountain snowpack in the Fort Peck to Garrison reach peaked on April 6 at 109% of average.

Mountain snowpack normally peaks near April 17. The rapid melting, com-

bined with precipitation in the western half of the basin, resulted in above-average inflow into the reservoir system.

May runoff for the basin above Sioux City, Iowa, was 4.9 million acre-feet (MAF), 144% of average. However, Remus doesn't look for that figure to remain sustained.

"With much of the mountain snowpack already melted, the basin will need additional rainfall to continue the trend of above-average runoff," he said.

The annual runoff forecast above Sioux City is 26.8 MAF, 104% of average, and about the same as last month's forecast. While portions of the basin received above-normal rainfall, precipitation was below normal over most of the basin during May.

"The precipitation during the month of May provided some relief to the western half of the basin, but the drought continues to worsen in other areas," Remus said. "There is some level of drought present in every state with the worst conditions in Nebraska and Kansas."

System storage is currently 52.6 MAF, 3.5 MAF below the top of the carryover multiple-use zone. During May, system storage increased 2.5 MAF.

Basin and river conditions continue to be monitored, and system regulation will be adjusted based on updated information.

The Missouri River system contains plentiful storage space, Remus said.

"The river reservoirs remain below the base of the flood control zone, so we anticipate water conservation measures through

2023 and possibly longer," he said.

"There will be adequate water to meet water supply needs, but the Corps cannot provide or guarantee access to the water. Maintaining access is the responsibility of the individual operator of the facility."

Gavins Point Dam releases near Yankton are scheduled to rise in the coming days, according to the Corps' Mike Swenson.

Gavins Point releases averaged 19,400 cubic feet per second (cfs) in May, he said. Current releases stand at 21,000 cfs and are forecast to increase over the next several days to meet downstream targets.

Gavins Point Dam releases near Yankton will provide minimum-service navigation flow support at all four target locations—Sioux City, Omaha, Nebraska City, and Kansas City—through the first half of the navigation season ending July 1, according to the Corps.

At Fort Randall Dam near Pickstown, releases averaged 16,700 cfs during the past month. Releases are adjusted as necessary to maintain the desired reservoirs elevation downstream at Gavins Point and to back up Gavins Point releases.

Fort Randall releases are lower than Gavins Point to allow for inflows from the Niobrara River and other tributaries between the two dams.

The Missouri River is less likely to flood as the lower basin dries up, according to the Corps' Kevin Low.

The James River faces a different situation, as it will remain flooded for much of the summer, Low said. The extremely flat

river meanders and drains slowly across eastern South Dakota, from the North Dakota border to Nebraska.

"It takes a long time for the water to recede," he said. "We anticipate flooding through late August."

The Yankton region remains in drought with little prospect for major improvements, according to the U.S. Drought Monitor. The agency released its weekly map Thursday, showing little to no change.

Southeast South Dakota remains in severe drought except for northern Charles Mix County and northwest Douglas County, which are in moderate drought.

In northeast Nebraska, Knox, Cedar and Dixon counties as well as areas to the west and southwest remain in severe drought. Much of the rest of eastern Nebraska remains in extreme and exceptional drought, the two worst classifications.

The National Weather Service (NWS) outlook through June 15 calls for some areas receiving a half-inch of rain while other will likely get little or nothing, Kluck said.

"I'm not saying a half-inch isn't important, but this time of year, we go through a half-inch pretty quickly," he said. "It's a good sign for those areas that are super-dry right now."

The 8- to 14-day outlook calls for normal temperatures and near-normal precipitation.

However, soil moisture has shown deterioration in areas of eastern South Dakota, according to the Corps' Ryan Larsen.

A gauge at White Lake, 30 miles west of Mitchell, showed a decrease in soil moisture since

March 31. The region has trended toward more drying since mid-May, he added.

The NOAA's High Plains report reflects the continued drought.

In Nebraska, extreme drought expanded slightly north of Omaha, as soil moisture and precipitation deficits worsened alongside poor streamflow.

"In South Dakota, moderate and severe drought increased in coverage in the southeast, where short-term precipitation deficits mounted amid decreased streamflow and soil moisture," the report said.

"Rolling corn was reported north of Mitchell, and very dry soils were reported in far southeast South Dakota, where impacts to agriculture and need for irrigation are quickly ramping up."

The drought's impact on the Missouri River has also affected hydropower production from the mainstem dams.

The six mainstem power plants generated 633 million kilowatt-hours (kWh) of electricity in May. Typical energy generation for May is 793 million kWh.

"The power plants are expected to generate 7.6 billion kWh this year, compared to the long-term average of 9.4 billion kWh."

The Yankton region could receive rainfall over the next two days. The NWS outlook calls for a 40% chance today (Friday), 50-70% tonight, 70% Saturday afternoon and 30% Saturday night.

Follow @RDockendorf on Twitter.

Abortion

From Page 1

when the U.S. Supreme Court overturned Roe v. Wade with its ruling in Dobbs vs. Jackson's Women's Health Organization, leaving it up to the states to determine reproductive rights.

The South Dakota trigger law makes it a Class 6 felony for anyone "who administers to any pregnant female or procures for any pregnant female" a means for an abortion, except to save the life of the mother.

Dakotans for Health founder Rick Weiland thinks the time is right for an abortion amendment because of the unsettled nature of South Dakota's ban. Women now cross the border into neighboring states to obtain abortion pills. And questions remain about the legal interpretation of "life of the mother" in state law.

"With Roe v. Wade, at least there was a framework that provided some reasonable guardrails on both sides of the issue," Weiland said. "It's like the wild, wild West right now."

The petition drive has galvanized an equally passionate opposition movement, with anti-abortion groups wary of allowing the issue to reach the ballot. South Dakotans rejected near-total abortion bans by statewide vote in 2006 and 2008.

A News Watch-sponsored poll of 500 registered voters in July 2022 by Mason-Dixon Polling & Strategy showed that a majority (57%) of respondents support allowing legal access to abortion medications in the state.

Nearly two-thirds (65%) said they support having a statewide referendum to determine South Dakota's laws regarding reproductive rights.

More than three-fourths (76%) of those polled support allowing legal abortion in cases of rape and incest, an exception not currently allowed under South Dakota law.

That public support of abortion rights with restrictions is reflected in other GOP-controlled states.

In Kansas, which former President Donald Trump won

with 56% of the vote in 2020, voters overwhelmingly rejected a 2022 constitutional amendment that would have allowed the Republican-led Legislature to tighten restrictions or ban abortion outright, with 59% voting against the amendment.

In South Dakota, the abortion measure's most public opponent is state Rep. Jon Hansen, a Republican from Dell Rapids. He serves as vice president of South Dakota Right to Life and co-chair of the Sioux Falls-based Life Defense Fund, which has the stated goal of fighting against "this deadly constitutional amendment at every step."

Hansen has encouraged volunteers to stand next to Dakotans for Health petition circulators and "explain to the public how radical this amendment is and encourage our fellow citizens not to sign the petition."

Hansen, a lawyer who serves as Speaker Pro Tempore of the South Dakota House, has also criticized the wording of the proposed amendment, claiming that it's "far more extreme than Roe v. Wade itself."

Weiland and others pushed back on that statement by claiming that the amendment uses the same trimester framework as Roe, the landmark 1973 ruling in which the Supreme Court held that the Constitution protected a woman's right to an abortion prior to the viability of the fetus.

The proposed South Dakota ballot amendment prevents the state from regulating "the abortion decision and its effectuation" during the first trimester (1 to 13 weeks). During the second trimester (14 to 26 weeks), the state could regulate "the abortion decision and its effectuation only in ways that are reasonably related to the physical health of the pregnant woman."

After the end of the second trimester (when the fetus becomes viable), abortion could be regulated or prohibited except to preserve "the life or health" of the mother.

Hansen, who sent a statement to News Watch via email but didn't agree to an interview, did not respond directly when asked what specific elements of the amendment are more extreme than Roe v. Wade.

In public statements, Hansen pointed to a lack of "safety

protections" such as parental notification, waiting periods and informed consent.

In South Dakota, before Dobbs, informed consent meant that doctors were required to tell patients that women who undergo abortion procedures could experience depression and suicidal thoughts and that the procedure would "terminate the life of a whole, separate, unique, living human being."

These state restrictions were not permissible under Roe v. Wade. They were passed after Planned Parenthood v. Casey, a 1992 Supreme Court ruling that upheld the basic tenets of Roe but overturned the trimester framework and used a more flexible standard as to whether state-imposed restrictions were constitutional.

Based on this, supporters can be taken literally when they say the proposed abortion amendment is an attempt to codify Roe v. Wade, according to Hannah Haksgaard, a professor at the University of South Dakota Knudson School of Law.

"The proposed amendment is very closely aligned with the original Roe v. Wade framework," Haksgaard told News Watch. "The language mimics the trimester framework of Roe v. Wade and nothing in this amendment indicates any abortion rights more extreme than that."

Dakotans for Health does not dispute the assertion that the proposed amendment allows greater abortion access than existed under post-Casey laws in many states, including South Dakota.

Hansen also contends that the amendment, if passed, would allow abortions "up to nine months" because of the measure's language. After the second trimester, the state would be permitted to regulate or prohibit abortion "except when abortion is necessary, in the medical judgment of the woman's physician, to preserve the life or health of the pregnant woman."

Hansen notes that the phrase "or health" could include mental health, "however severe or however mild," and that "preserve" means to keep something as it is.

"So, the abortion amendment isn't even about abortion to relieve existing mental health

issues," he wrote on Twitter. "The abortion amendment legalizes late-term abortion up to the point of birth if the stated reason is to avoid stress, anxiety, or adjustment issues, however mild, even before these issues ever occur."

Mental health conditions account for more than 20% of pregnancy-related deaths in the United States, according to data from Maternal Mortality Review Committees and reported by the

Centers for Disease Control and Prevention (CDC).

The criteria for mental health included suicide and overdose/ poisoning related to substance abuse.

This article was produced by South Dakota News Watch, a non-profit journalism organization located online at sdnnewswatch.org.

CROSSWORD

By THOMAS JOSEPH

- ACROSS 35 Machu 1 Does Picchu something people 5 Gushing 36 Secreting review organ 9 Less 38 Some common pickles 11 In debt 39 Spine-tingling 13 Cheer up 40 Big rig 14 Israel's Meir 15 Pole worker 16 Creeper supporter 18 More high-minded 20 Caesar's "hail" 21 Ultra-excited 22 A long time 23 Cow's chew 24 Phone bill addition 25 Track event 27 Most awful 29 Boxing great 30 Like Caravaggio's art 32 Writer Kingsolver

Grid for crossword puzzle with clues and answers.

Yesterday's answer

- 7 Statue setting often 24 Seek food 25 Zealous 26 Singer 8 Salad green 27 Fighting 28 Hit the sack 30 Low singers 31 Done 33 Soothing stuff 37 Rent out

Grid for crossword puzzle with clues and answers.

theft-1st degree-more \$400; Dismissed by prosecutor.

attempt to cause bodily injury; Recharged by information.

information. Andrew Joseph Feiber, Tabor; Driv-

1830 Rummage Sales

911 West 13th
Wednesday, 6/21, 8am-3pm
Thursday, 6/22, 8am-3pm
Friday, 6/23, 8am-3pm
Saturday, 6/24, 8am-3pm
Estate Sale: Most contents of an entire home will be for sale. Furniture, small appliances, hand tools, clothing, tools that include saws, all, circular saw, yard tools, jacks, ramps. Some handmade furniture, miscellaneous household items, home decor, books, televisions and more, most everything will go!

2010 Legal and Public Notices

NOTICE OF APPLICATION NO. 8743-3 to Appropriate Water

Notice is given that Brian Huth or Bob and Helene Hegge, 30417 455th Avenue, Wakonda SD, 57477 has filed an application for a water permit to irrigate an additional 50 acres. Water Right No. 3628-3 authorizes 1.9 cubic feet of water per second (cfs) from one well completed under the Missouri Elk Point Aquifer (95 feet deep) located near the center of the NE 1/4 Section 6 for irrigation of 130 acres located in the NE 1/4 Section 6; all in T92N-R53W. This application proposes to irrigate an additional 50 acres located in the NE 1/4, E 1/2 NW 1/4, N 1/2 SE 1/4 Section 6; all in T92N-R53W from the existing well as described above. This application, if approved, and Water Right No. 3628-3 will authorize a combined total of 1.9 cfs for irrigation of 180 acres. This site is located approximately 11 miles northwest of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8743-3 with qualifications because: 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at https://danr.sd.gov/public or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. The petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at https://danr.sd.gov/public or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at https://danr.sd.gov/public or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by July 3, 2023.

2010 Legal and Public Notices

private 1.78 cubic feet of water per second (cfs) from one well to be completed into the Lower Vermilion Missouri Aquifer (approximately 125 feet deep) located near the center of the SE 1/4 Section 9 for irrigation of 115.89 acres located in the SE 1/4 Section 9; all in T93N-R51W. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres. This site is located approximately 7 miles north of Vermillion SD.

Application No. 8747-3 proposes to appropriate 1.78 cubic feet of water per second (cfs) from one well to be completed into the Lower Vermilion Missouri Aquifer (approximately 125 feet deep) located near the center of the NW 1/4 Section 16 for irrigation of 108.32 acres located in the NW 1/4 Section 16; all in T93N-51W. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres. This site is located approximately 6 miles north of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 8746-3 and 8747-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendations with qualifications, the applications, and staff report are available at https://danr.sd.gov/public or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing these applications or recommendations shall allege that the applications, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the applications, or other matter concerning the applications within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the applications with BOTH the applicant and Chief Engineer. A petition opposing the applications shall be filed on a form provided by the Chief Engineer. The petition form is available online at https://danr.sd.gov/public or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendations, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

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If the applicant does not contest the recommendations of the Chief Engineer and no petition to oppose the applications is received, the Chief Engineer shall act on the applications pursuant to the recommendations with no hearing held before the Water Management Board. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled, and the Water Management Board will consider this applications. Notice of the hearing will be given to the applicant and any person filing a petition.

2010 Legal and Public Notices

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:35 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads, E911 address is 3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:40 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

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Published on June 23 & 30, 2023.

STATE OF SOUTH DAKOTA)
COUNTY OF YANKTON)SS

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

ESTATE OF BONNIE TAGGART,

DECEASED.

66PRO23-000021

NOTICE TO CREDITORS

Notice is given that on the 20th day of June, 2023, LINDA LARSON, whose address is 19473 429th Ave., Bryant, SD 57221, was appointed as Personal Representative of the Estate of Bonnie Taggart.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated the 20th day of June, 2023.

LINDA LARSON
19473 429th Ave
Bryant, SD 57221
(605) 881-3304

JODY JOHNSON
Yankton County Clerk of Courts
410 Walnut, Suite 205
Yankton, South Dakota
605-668-3080

HEATHER LACROIX
Attorney at Law
806 Belfast
PO Box 632
Yankton, SD 57078
605-665-2535

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Published on June 23, 30, & July 7, 2023.

STATE OF SOUTH DAKOTA)

2010 Legal and Public Notices

notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk, and a copy of the claim mailed to the co-personal representatives.

Dated this 6th day of June, 2023.

Robyn Stolz
915 Picotte St.
Yankton, SD 57078
605-760-1662

Dated this 6th day of June, 2023.

Mike Lee
2505 Timberland Dr.
Yankton, SD 57078
605-660-8124

Dated this 6th day of June, 2023.

LaRae Lee
44620 304th St.
Volin., SD 57072
605-857-9433

Jody Johnson
Yankton County Clerk of Court
410 Walnut, Ste. 205
Yankton, SD 57078
(605) 668-3080

Joshua M. Anderson
Marlow, Woodward & Huff, Prof. LLC
PO Box 667
Yankton, SD 57078-0667
(605) 665-5009

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Published on June 16, 23 & 30, 2023.

YANKTON SCHOOL DISTRICT
63-3 REQUEST FOR PROPOSAL (RFP)
LIQUID PROPANE GAS (LPG)
COMMODITY & DELIVERY SERVICES

Proposals for the furnishing of the annual supply of Liquid Propane Gas (LPG) and Delivery will be received by the Business Manager of the Yankton School District, until 1:30 p.m., Tuesday, June 27, 2023 at the Yankton School District Administration Building located at 2410 West City Limits Road, Yankton, South Dakota. RFP packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

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Published on June 16 & 23, 2023.

YANKTON ATHLETICS MOVES TO NU PRESIDENT

Barney McCoy, a professor in UNL's College of Journalism and Mass Communication, expressed concern at the regents' proposal to shift oversight of Husker Athletics from the UNL chancellor to the NU president.

University of Nebraska-Lincoln professor Barney McCoy. (Zach Wendling/Nebraska Examiner)

McCoy is the chair of the UNL Faculty Senate Intercollegiate Athletics Committee that reviews policies and advises Husker Athletics and includes Athletic Director Trev Alberts.

He said NU is facing a "historic operational threat" that requires Carter's "full attention" to address. Similarly, intercollegiate athletics is in a "historic era," with new transfer rules and name, image and likeness revenue, so campuses face new challenges and opportunities.

But the system is not broken, McCoy said, and UNL provides Husker student-athletes support, resources and opportunities for lifelong success.

"Under these circumstances, it seems prudent to present to keep oversight of Husker Athletics in the hands

Published on June 16 & 23, 2023.



ZACH WENDLING/NEBRASKA EXAMINER
University of Nebraska President Ted Carter, at right, leads an NU Board of Regents meeting on Thursday, June 22, 2023, in Lincoln, Neb.

Nebraska

From Page 1

Carter announced NU will also be looking for students to lead recruitment efforts, and NU will reimagine Regents Scholarships to cover all the scholars' NU expenses, not just tuition.

A major goal will also be for NU to rejoin the Association of American Universities, an elite group of colleges and universities. NU had belonged to the group from 1909 until 2011, when the AAU terminated its membership. Bennett has also expressed interest in rejoining the AAU.

"No university that's ever left the AAU has ever been brought back in. Ever. We would be the first," Carter said.

As part of that plan, NU intends to report research expenditures at UNL, the University of Nebraska Medical Center and systemwide institutions together.

Multiple AAU members are aligned with a medical school.

"It's not a merger," Carter said. "It's an administrative realignment that leverages the full combined strengths of our flagship university and our medical center."

Regent Tim Clare of Lincoln, the board's chair, said the budget and subsequent plan allow NU to go from good to great.

HUSKER ATHLETICS MOVES TO NU PRESIDENT

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University of Nebraska-Lincoln professor Barney McCoy. (Zach Wendling/Nebraska Examiner)

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But the system is not broken, McCoy said, and UNL provides Husker student-athletes support, resources and opportunities for lifelong success.

"Under these circumstances, it seems prudent to present to keep oversight of Husker Athletics in the hands

of the UNL chancellor," McCoy said. "By doing so, this also allows President Carter to have sole focus and the undivided support needed to address the historic operational challenges now facing the entire University of Nebraska system."

Regents, including Clare and Regent Rob Schafer of Fremont, the board's vice chair, said the move is to offer the job to the "best man" to advance the university.

"We need to put our best person that's situated, for us, to move us forward," Schafer said, noting that it's not to take anything away from Bennett or current UNL Chancellor Ronnie Green.

CHANCELLOR RODNEY BENNETT

Bennett, the former University of Southern Mississippi president, will start July 1 with a \$720,000 base salary. This is 37% above his predecessor's salary.

"The chance to serve the University of Nebraska-Lincoln as chancellor is the opportunity I have been preparing for over 30 years," Bennett said in a statement.

"UNL is truly unique in building vibrant, economically competitive communities across Nebraska while preparing students to be successful in an evolving world in which they will live and work," he continued.

Regents approved Bennett without discussion of his candidacy or the salary increase.

UNL Student Regent Paul Pechous said after the meeting that he's excited to bring Bennett in, someone who is "really student-centered" with a background in student affairs.

"It's exciting to be in this position, to have a chancellor who is excited to make some positive changes," Pechous said. "He's not afraid to speak candidly about some of the complexities of what we're going to be facing in the next couple of years."

Clare described Bennett as an "enthusiastic, bold, visionary leader."

"He will... not only enhance the research credibility at the University of Nebraska, but will also help grow the entire institution," Clare said. "That can change not only the University of Nebraska but change the nation if not the world."

Nebraska Examiner is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501c(3) public charity. Nebraska Examiner maintains editorial independence. Contact Editor Cate Folsom for questions: info@nebraskaxaminer.com. Follow Nebraska Examiner on Facebook and Twitter

You're News! The Press and Dakotan

second (sf) from one well completed under the Missouri Elk Point Aquifer (95 feet deep) located near the center of the NE 1/4 Section 6 for irrigation of 130 acres located in the NE 1/4 Section 6; all in T92N-R53W. This application proposes to irrigate an additional 50 acres located in the NE 1/4, E 1/2 NW 1/4, N 1/2 SE1/4 Section 6; all in T92N-R53W from the existing well as described above. This application, if approved, and Water Right No. 3628-3 will authorize a combined total of 1.9 cfs for irrigation of 180 acres. This site is located approximately 11 miles northwest of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8743-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

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Published once at the total approximate cost of \$43.20 and can be viewed free of charge at www.sd-publicnotices.com.

NOTICE OF APPLICATION NOS. 8746-3 & 8747-3 to Appropriate Water

Notice is given that Mark D. Nelson, 31079 467th Ave, Vermillion SD 57069 has filed the following applications for a water permit. Application No. 8746-3 proposes to appro-

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 8746-3 and 8747-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendations with qualifications, the applications, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing these applications or recommendations shall allege that the applications, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the applications with BOTH the applicant and Chief Engineer. A petition opposing the applications shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendations, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

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Published once at the total approximate cost of \$46.88 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Commission, Yankton County, South Dakota, at 6:30 P.M. on the 5th day of July and the 18th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5) and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:40 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book 220, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23 & 30, 2023.

STATE OF SOUTH DAKOTA) COUNTY OF YANKTON)

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

ESTATE OF BONNIE TAGGART,

DECEASED.

66PRO23-000021

NOTICE TO CREDITORS

Notice is given that on the 20th day of June, 2023, LINDA LARSON, whose address is 19473 429th Ave., Bryant, SD 57221, was appointed as Personal Representative of the Estate of Bonnie Taggart.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated the 20th day of June, 2023.

LINDA LARSON
19473 429th Ave
Bryant, SD 57221
(605) 881-3304

JODY JOHNSON
Yankton County Clerk of Courts
410 Walnut, Suite 205
Yankton, South Dakota
605-668-3080

HEATHER LACROIX
Attorney at Law
806 Belfast
PO Box 632
Yankton, SD 57078
605-665-2535

Published three times at the total approximate cost of \$55.75 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 30, & July 7, 2023.

STATE OF SOUTH DAKOTA) COUNTY OF YANKTON)

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

Estate of DONNA L. LEE
Deceased

66PRO23-

NOTICE TO CREDITORS AND NOTICE OF INFORMAL PROBATE AND APPOINTMENT OF PERSONAL REPRESENTATIVE

Notice is given that on June 5th Mike Lee, whose address is 2505 Timberland Dr., Yankton, SD 57078, Latae Lee, whose address is 44620 304th St., Volin, SD 57072 and Robyn Stolz, whose address is 915 Picotte St., Yankton, SD 57078, were appointed as co-personal representatives of the estate of Donna L. Lee.

Creditors of decedent must file their claims within four months after the date of the first publication of this

Volin, SD 57072
605-857-9433

Jody Johnson
Yankton County Clerk of Court
410 Walnut, Ste. 205
Yankton, SD 57078
(605) 668-3080

Joshua M. Anderson
Marlow, Woodward & Huff, Prof. LLC
PO Box 667
Yankton, SD 57078-0667
(605) 665-5009

Published 3 times at the total approximate cost of \$77.37 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16, 23 & 30, 2023.

YANKTON SCHOOL DISTRICT 63-3 REQUEST FOR PROPOSAL (RFP) LIQUID PROPANE GAS (LPG) COMMODITY & DELIVERY SERVICES

Proposals for the furnishing of the annual supply of Liquid Propane Gas (LPG) and Delivery will be received by the Business Manager of the Yankton School District, until 1:30 p.m., Tuesday, June 27, 2023 at the Yankton School District Administration Building located at 2410 West City Limits Road, Yankton, South Dakota. RFP packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Jason L. Bietz
Business Manager

Published twice at the total approximate cost of \$21.30 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16 & 23, 2023.

YANKTON SCHOOL DISTRICT 63-3 NOTICE TO BIDDERS

Sealed bids for the furnishing of the annual supply of Gasoline and Diesel Fuel will be received by the Business Manager, and witnessed by the Supervisor of Bussing, or other designee, until 1:30 p.m., Tuesday, June 27, 2023 at which time bids will be opened, read aloud and tabulated in the School Board Meeting room at the Yankton School District Administration Building at 2410 West City Limits Road, Yankton, South Dakota. Bid packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Jason L. Bietz
Business Manager

Published twice at the total approximate cost of \$19.59 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16 & 23, 2023.

Published on June 23, 30, & July 7, 2023.

STATE OF SOUTH DAKOTA) COUNTY OF YANKTON)

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

Farmers

From Page 1

Surging land values have been fueled by increased global demand for grain, the limited availability of land for sale, federal pandemic stimulus payments that increased demand for land (because more farmers had more cash on hand), and higher corn prices that have made cropland more profitable. "If you were to put historical corn prices next to that," Moe said, referencing rising land prices, "you'd find that they follow pretty closely."

"It's not just land values putting ownership out of reach for producers with less capital and cash on hand.

Fertilizer and fuel prices jumped more than 33% in 2021, according to Farm Credit Services. Farm machinery, building materials, seed and feed costs increased, as well.

Farmers with less cash take out loans to afford those inputs,

Carter announced NU will also be looking for students to lead recruitment efforts, and NU will reimagine Regents Scholarships to cover all the scholars' NU expenses, not just tuition.

A major goal will also be for NU to rejoin the Association of American Universities, an elite group of colleges and universities. NU had belonged to the group from 1909 until 2011, when the AAU terminated its membership. Bennett has also expressed interest in rejoining the AAU.

"No university that's ever left the AAU has ever been brought back in. Ever. We would be the first," Carter said.

As part of that plan, NU intends to report research expenditures at UNL, the University of Nebraska Medical Center and systemwide institutions together.

Multiple AAU members are aligned with a medical school. "It's not a merger," Carter said. "It's an administrative realignment that leverages the full combined strengths of our flagship university and our medical center."

Regent Tim Clare of Lincoln, the board's chair, said the budget and subsequent plan allow NU to go from good to great.

HUSKER ATHLETICS MOVES TO NU PRESIDENT

Barney McCoy, a professor in UNL's College of Journalism and Mass Communications, expressed concern at the regents' proposal to shift oversight of Husker Athletics from the UNL chancellor to the NU president.

University of Nebraska-Lincoln professor Barney McCoy (Zach Wendling/Nebraska Examiner)

McCoy is the chair of the UNL Faculty Senate Intercollegiate Athletics Committee that reviews policies and advises Husker Athletics and includes Athletic Director Trev Alberts.

He said NU is facing a "historic operational threat" that requires Carter's "full attention" to address. Similarly, intercollegiate athletics is in a "historic era," with new transfer rules and name, image and likeness revenue, so campuses face new challenges and opportunities.

But the system is not broken, McCoy said, and UNL provides Husker student-athletes support, resources and opportunities for lifelong success.

"Under these circumstances, it seems prudent at present to keep oversight of Husker Athletics in the hands

historic operational challenges now facing the entire University of Nebraska system."

Regents, including Clare and Regent Rob Schafer of Fremont, the board's vice chair, said the move is to offer the job to the "best man" to advance the university.

"We need to put our best person that's situated, for us, to move us forward," Schafer said, noting that it's not to take anything away from Bennett or current UNL Chancellor Ronnie Green.

CHANCELLOR RODNEY BENNETT

Bennett, the former University of Southern Mississippi president, will start July 1 with a \$720,000 base salary. This is 37% above his predecessor's salary.

"The chance to serve the University of Nebraska-Lincoln as chancellor is the opportunity I have been preparing for for over 30 years," Bennett said in a statement.

"UNL is truly unique in building vibrant, economically competitive communities across Nebraska while preparing students to be successful in an evolving world in which they will live and work," he continued.

Regents approved Bennett without discussion of his candidacy or the salary increase. UNL Student Regent Paul Pechous said after the meeting that he's excited to bring Bennett in, someone who is "really student-centered" with a background in student affairs.

"It's exciting to be in this position, to have a chancellor who is excited to make some positive changes," Pechous said. "He's not afraid to speak candidly about some of the complexities of what we're going to be facing in the next couple of years."

Clare described Bennett as an "enthusiastic, bold, visionary leader."

"He will ... not only enhance the research credibility at the University of Nebraska, but will also help grow the entire institution," Clare said. "That can change not only the University of Nebraska but change the nation if not the world."

Nebraska Examiner is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity.

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Moe said, and the interest rates on those loans more than doubled in recent years.

"It's just so capital intensive," Moe said. "It is a barrier to entry, there is no doubt; whether you're trying to rent or buy, because the costs of production are so high. And I don't have a good answer to solve that. It's just a reality."

Ultimately, more tenant farmers are struggling to grow or secure land holdings.

"It's just about impossible for a new person to enter the farming industry," Wonnberg said. "And because higher land prices also tend to drive up rent, some can't even afford to rent now either."

According to SDSU Extension, an average acre of cropland in the state costs \$149 to rent annually — \$96 more than in 2003, but \$1 less than the peak in 2014. Inflation and higher interest rates have made conditions far worse than in 2014, Wonnberg said.

Programs exist in the state to help new farmers develop a sustainable business model, like the Farm Beginnings program run by Dakota Rural Action. Farm Begin-

nings is a training program where local farmers help participants launch a profitable operation.

However, the program is less focused on the large-scale grain and cattle farms popular in the state.

Frank James is the director of Dakota Rural Action. He said new farmers are finding inroads with diverse, smaller-scale farms — raising things like bees and chickens, growing things like fruits and vegetables — selling to the communities in which they live.

"A lot of the problem is federal crop insurance guarantees producers get a return on that grain," James said. "And that guarantee drives up the price of land."

South Dakota Searchlight is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. South Dakota Searchlight maintains editorial independence. Contact Editor Seth Tupper for questions: info@southdakotasearchlight.com. Follow South Dakota Searchlight on Facebook and Twitter.

MEETING (ENTITY): PLANNING COMMISSION REGULAR OR SPECIAL MEETING: Regular
DATE: 6/13/2023 TIME: 7PM LOCATION: COMMISSION CHAMBERS

STAFF ATTENDANCE: Conkling/Vetter

ROLL BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

CALL:

APPROVAL OF MINUTES: MOTION BY: Nelson SECOND BY: Kettering

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

APPROVAL OF AGENDA: MOTION BY: Loest SECOND BY: Michael

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Bornitz - Rezone**

ADDRESS/LEGAL: Lots One (1) and Two (2), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

COMMENTS: **Chris Bornitz – for applicant**
Doris Kuchta – Neighbor
Brad Wenandt - Neighbor

MOTION: **Approve as presented based on Findings of Facts**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Kettering

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Kozak – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

COMMENTS: **Kristen Kozak - Applicant**

MOTION: **Approve as presented with condition the 0.3 foot candle limitation is adhered to**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Loest

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Mace – Conditional Use Permit**

ADDRESS/LLEGAL: Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

COMMENTS: Kevin Guthmiller – Neighbor, HOA Rep.
Mike Campbell – Neighbor
Paul Schelhaas – Neighbor
Steve Kraus - Neighbor

MOTION: **Approve as presented based on checklist that allows it
Passed 7-0**

APPROVAL: MOTION BY: Michael SECOND BY: Kettering

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Olivier Plat**

ADDRESS/LLEGAL: Plat of Lot 11 of Block 6, Law Overlook Subdivision, in the SE1/4 of Section 7 and in the NE1/4 of Section 18, All in T93N, R56W of the 5th P.M., Yankton County, South Dakota

COMMENTS: None

MOTION: **Approve as presented
Passed 7-0**

APPROVAL: MOTION BY: Michael SECOND BY: Loest

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Olivier Plat**

ADDRESS/LLEGAL: A Replat of Lot 16, Block 3, Law Overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M., Yankton County, South Dakota,
Hereafter to be known as:
lot 16A, Block 3, Law overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M. Yankton County, South Dakota

COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Michael
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Kolberg Plat**
ADDRESS/LEGAL: Plat of Tracts 1 and 2, Kolberg's Addition, in the E1/2 of the SW1/4 and in the SE1/4 of Section 5, T93N, R54W of the 5th P.M., Yankton County, South Dakota.
COMMENTS: none

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Nelson SECOND BY: Kettering
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **White Crane Estates Plat**
ADDRESS/LEGAL: Plat of Lots 17, 18, 19, 77, 78, and 79, Crestview Homes Subdivision, in the NE1/4 of Section 21, T93N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Loest
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **LL Cwach LLC Plat**
ADDRESS/LEGAL: Plat of Tract 1, L and L Cwach Addition, in the SE1/4 of the NE1/4 of Section 30, T94N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Clark
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **DKL&M LLC Plat**
ADDRESS/LEGAL: Plat of Tract 1, Kronaizl Addition, in the NW1/4 of Section 1, T93N, R57W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Michael
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Yankton Thrive**
ADDRESS/LEGAL: Plat of tracts 2, 3, and 4 of Law Addition in the N1/2 of the SE1/4 of Section 2, Township 93 North, Range 56 West of the 5th P.M., City and County of Yankton, South Dakota Containing 1,222,443 SQ. FT (28.06 Acres) More or less
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: _____ SECOND BY: _____
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Discussion regarding Building Height, Small Acre Lots, and Solar Farms**
ADDRESS/LEGAL: _____
COMMENTS: _____

MOTION:

No action taken

APPROVAL:

MOTION BY: _____ SECOND BY: _____

PLANNING:

BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM:

Public Comment

ADDRESS/LEGAL:

COMMENTS:

None

MOTION:

**Adjourn
Passed 7-0**

APPROVAL:

MOTION BY: Kettering SECOND BY: Loest

PLANNING:

BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

NOTICE OF ADOPTION

ORDINANCE NO. **23-ZN-02** ESTABLISHING PERMANENT ZONING REGULATIONS FOR YANKTON COUNTY SOUTH DAKOTA, PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND AMENDMENTS THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

Notice is hereby given that Ordinance No. **23-ZN-02** establishing permanent zoning regulations for Yankton County, South Dakota. Applicant is requesting to rezone a property from Article 12 Rural Transitional District (RT) to Article 7 Moderate Density Residential (MD): Said property is described as:

Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

Yankton County is adopting this ordinance and map in order to protect the public health, safety, and general welfare. This ordinance was duly adopted by the County Commission on the **18th day of July, 2023**, and will become effective on the **17th day of August, 2023**.

First Reading: **July 5, 2023**

Second Reading: **July 18, 2023**

Publication Date: **July 21, 2023**
(First Notice of Adoption)

Effective Date: **August 17, 2023**
(20 days after 2nd Notice of Adoption)

Dated this **18th day of July, 2023**.

Don Kettering, Yankton County Commission Chair

ATTEST:

Patty Hojem, Yankton County Auditor

2nd NOTICE OF ADOPTION

ORDINANCE NO. **23-ZN-02** ESTABLISHING PERMANENT ZONING REGULATIONS FOR YANKTON COUNTY SOUTH DAKOTA, PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND AMENDMENTS THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

Notice is hereby given that Ordinance No. **23-ZN-02** establishing permanent zoning regulations for Yankton County, South Dakota. Applicant is requesting to rezone a property from Article 12 Rural Transitional District (RT) to Article 7 Moderate Density Residential (MD): Said property is described as:

Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

Yankton County is adopting this ordinance and map in order to protect the public health, safety, and general welfare. This ordinance was duly adopted by the County Commission on the **18th day of July, 2023**, and will become effective on the **17th day of August, 2023**.

First Reading: **July 5, 2023**

Second Reading: **July 18, 2023**

Publication Date: **July 28, 2023**
(Second Notice of Adoption)

Effective Date: **August 17, 2023**
(20 days after 2nd Notice of Adoption)

Dated this **18th day of July, 2023**.

Don Kettering, Yankton County Commission Chair

ATTEST:

Patty Hojem, Yankton County Auditor

Yankton County Planning Commission
Yankton County Board of Adjustment

Applicant

Kristen Kozak – Conditional Use Permit

District type: AG R1-Low R2-Moderate R3-High C-Comm.

LC – Lakeside Commercial RT-Rural Transitional

CUP needed:

Section 507 Section 607 Section 707 Section 807

Section 1403 Section 1805 Section 1905

NOTE:

Conditional Use Permit

Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

PC: Article 18 Section 1805

BOA: Article 19 Section 1905

Planning Commission date:

6/13/2023

Board of Adjustment date: 07/15/2023

Time:

Time: 6:35 PM

Yankton County

 Variance X Conditional Use Rezoning

Owner: McAllister TD

Owners Address: 4002 w 8th

Owners Phone: 9188515063

Applicants Name,
if different from

Owner: Kristen Kozak

Applicants

Address: 3804 W. 8th St

Job Address: 3804 WEST 8 ST

Legal: LT 25 L&C BUSINESS CTR

Section,
Township, Range: 16-93-56

Zoning
Classification: LC

Affected Zoning

Ordinance: Section 180514031403

Reason for
Request: lighted sign

List Specific
Hardships: _____

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 06/13/2023 7:10 PM CDT

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 06/05/2023 6:35 pm

Application Fee: \$300.00 Check #: 226271248 Receipt #: _____



Signature: Kristen Kozak

Date: 05/25/2023

Site Map



Parcel Number: 09.016.100.183

Site Description:

FINDINGS OF FACT – CONDITIONAL USE PERMIT

Kozak– CUP-2023-93

<p>Are the requirements of Section 1723 met? (signed by owner unless there is a binding purchase agreement then signed by applicant, Variance accompanied by building permit (if applicable), site plan included with building permit,</p>	<p>Yes</p>
<p>Are the requirements of Section 1729 met? (all fees paid at time of application)</p>	<p>Yes</p>
<p>Section 1805:</p>	
<p>1. Did you specifically cite, in the application, the section of the Ordinance under which the conditional use is sought and state the grounds on which it is requested</p>	<p>Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403</p>
<p>2. Was notice of public hearing given per Section 1803 (3-5)?</p>	<p>Mailed – 5-30-2023 Published – 6-2, 6-9-2023</p>
<p>3. Attend the public hearing</p>	<p>Yes</p>
<p>4. Planning Commission: Make a recommendation to include: a. Granting of conditional use; b. Granting with conditions; or c. Denial of conditional use</p>	<p>Grant Conditional Use with the condition the 0.3 foot candle limit is adhered to</p>
<p>5. Planning Commission must make written findings certifying compliance with specific rules including: a. Ingress and Egress to proposed structures thereon with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe:</p>	<p>Ingress/Egress exists</p>
<p>b. Off right-of-way parking and loading areas where required; with particular attention to the items in (A) above and the economic, noise, glare or odor effects of the conditional use on adjoining properties and properties generally in the district;</p>	<p>Off right-of-way parking exists</p>
<p>c. Refuse and service areas, with particular reference to the items in (A) and (B) above;</p>	<p>Present</p>
<p>d. Utilities, with reference to locations, availability, and compatibility;</p>	<p>Present</p>
<p>e. Screening and buffering with reference to type, dimensions, and character;</p>	<p>Present</p>
<p>f. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect;</p>	<p>Addressed in Article 14 and Article 27 and Conditions added. Applicant stated light will be off when business is closed</p>
<p>g. Required yards and other open spaces; and</p>	<p>Present</p>

<p>h. General compatibility with adjacent properties and other property in the district and that the granting of the conditional use will not adversely affect the public interest.</p>	<p>Is in general compatibility with adjacent properties and will not adversely affect public interest</p>
---	---

VERIFICATION OF APPROVAL
YANKTON COUNTY, SOUTH DAKOTA

I, Luke McAllister date this 25 day of MAY, 2023 am aware of the
proposed Variance/CUP/Rezone being proposed by KRISTEN KOZAK at the property legally
described as 3804 W 8TH.
LT 25 L+C BUSINESS CNTR

Luke McAllister
Signature

208 VIOLET DR.
Address

Yankton SD 57078
City, State, Zip

918-851-5063
Phone

Variance, Conditional Use and Rezoning Application CUP-2023-93
 Applicant Kristen Kozak
 Fees Paid \$300.00
 Created May 25, 2023

Number CUP-2023-93
 09.016.100.183 | McAllister TD
 | 3804 WEST 8 ST, YANKTON, SD, 57078
 Submitted by fireandice on 5/25/2023



Applicant

Kristen Kozak

6053500207

fireandiceyankton@gmail.com

Parcel search Completed On 5/25/2023 10:24 AM EST by Anonymous



Maxar, Microsoft

Powered by Esri

ParcelID	Address	City	OwnerName	Acres
09.016.100.183	3804 WEST 8 ST	YANKTON	MCALLISTER TD LLC (D)	0.000

Request Information Completed On 5/25/2023 10:42 AM EST by fireandice

Type of Request

Conditional Use

Fee

\$300.00

Reason for Request

lighted sign

List Specific Hardships

Applicant Information

Are you the owner of the property?

No

Applicant Name

Kristen Kozak

Applicant Address

3804 W. 8th St

Applicant Phone

6053500207

Owner Information

Owner Name

McAllister TD

Owner Address

4002 w 8th

Owner Phone Number

9188515063

Property Information

Parcel ID Number

09.016.100.183

Legal Description

LT 25 L&C BUSINESS CTR

Site Address

3804 WEST 8 ST

City

YANKTON

Zip

57078

Section-Township-Range

16-93-56

Zoning District

LC

Zoning Description

LC

Existing Use of Property

Property Owner Verification of Approval Completed On 5/25/2023 10:51 AM EST by fireandice

Applicants who are not the property owner must provide consent by the owner for the proposed request. Please download/print the [Verification of Approval](#) document here. Fill out the form and attach below.

Upload signed document here

[CUP.pdf](#)

Draft Building Permit Completed On 5/25/2023 10:51 AM EST by fireandice

Upload Draft Building Permit 

Draft Building Permit Form Completed On 5/25/2023 10:53 AM EST by fireandice

Job Address

3804 WEST 8 ST

Legal Description of Construction Site

LT 25 L&C BUSINESS CTR

Owner Name

MCALLISTER TD LLC (D)

Owner Address

4002 w 8th st

Owner Phone

9188515063

Contractor

self

Contractor Mailing Address

3804 W. 8th St

Contractor Phone

6056895555

Architect or Designer

self

Architect or Designer Mailing Address

Architect or Designer Phone

Type and Use of Building

Class of Work

Addition

Describe Work

Lighted retail sign

Valuation of Work

\$0

Generate Draft Building Permit Completed On 5/25/2023 10:53 AM EST by fireandice

[Generate Draft Building Permit](#)

Submit Completed On 5/25/2023 10:53 AM EST by fireandice

A notification sign shall be posted on the property upon which action is pending at least seven (7) days prior to the hearing date. Such signs shall be placed along all the property's road frontage so as to be visible from the road. If a property does not have a road frontage, then such signs shall be placed upon the closest available right-of-way and upon the property. Said signs shall not be less than one hundred and eighty seven (187) square inches in size. It shall be unlawful for any person to remove, mutilate, destroy or change such posted notice prior to such hearings.

Please pick the sign up from the zoning office on or before eight (8) days prior to the meeting.

Applicant Agreement

Please check the box to confirm you have read and agree to the notices above.

Signature

Kary. 4/5/23

Date

5/25/2023

Application Submitted Successfully Completed On 5/25/2023 10:53 AM EST by fireandice

Your application has been submitted for review. Thank you.

Please click next at the bottom to continue. Thank you

Site Plan Completed On 5/25/2023 11:07 AM EST by bconkling

Map - Mark the location of structures and other necessary information.

- Sketch Layer
- Reference Layer
- Mapproxy



Maxar, Microsoft

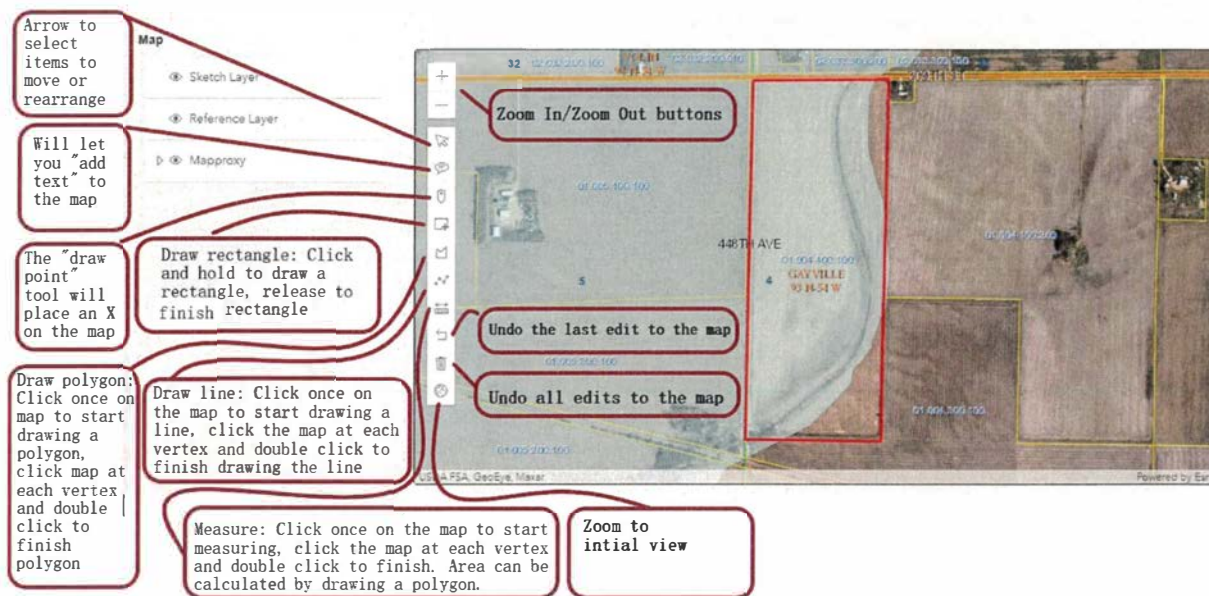
Powered by Esri

Describe the location and use of adjacent structures

Upload Site Plan and/or additional plans and documents

[FIRE AND ICE SIGN ON BUILDING 1.pdf](#)

[FIRE AND ICE SIGN 2.pdf](#)



Planning Review Completed On 5/25/2023 11:09 AM EST by bconkling

Continue with application

Continue

Describe what the applicant is requesting

Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling.

Planning Commission Code Reference

Section 1805

Other Planning Commission Code Reference ⓘ

1403

Board of Adjustment Code Reference

Other Board of Adjustment Code Reference ⓘ

1403

Please confirm the zoning provided by the applicant. If zoning is incorrect, please enter the correct zoning. It is this field that is printed on the final form to avoid applicant/system error. The correct zoning must be entered.

Zoning Classification ⓘ

LC

Wave Fee

Notes ⓘ

Director Review Completed On 5/25/2023 1:35 PM EST by gvetter

Zoning Director Review

Approve

Payment Completed On 5/25/2023 2:26 PM EST by fireandice

Fees Paid

[VIEW RECEIPT](#)

Fee Name	Recipient	Amount
Fee	Planning and Zoning	\$300.00

Confirmation Data

Payment Method	Online
Confirmation Number	226271248
Amount Paid	\$300.00

PC Prep Completed On 5/25/2023 2:38 PM EST by bconkling

Planning Commission Meeting

Planning Commission Meeting Date and Time

June 13th 2023, 7:10 pm CDT

Letters to be mailed 10 days prior to the public meeting:

06/03/2023 7:10 PM

Additional instructions for PC email

Return the affidavit 8 days prior to the public meeting:

06/05/2023 7:10 PM

Place your zoning action sign 7 days prior to the public meeting:

06/06/2023 7:10 PM

Date to send email to applicant

05/29/2023

Upload PC Mailing Labels

[Kozak Labels.pdf](#)

Upload PC Affidavit of Mailing

[3 Mailing affidavit 1320.pdf](#)

Upload PC Notification Letter

[CUP NOT Letter.pdf](#)

Upload PC Newspaper Publication

[Legals 6-13-2023.pdf](#)

Permit Number

CUP-2023-93

Receipt Number

PC App Form Completed On 5/25/2023 2:38 PM EST by bconkling

[PC App Form](#)

External Notes

Documents

Internal Notes

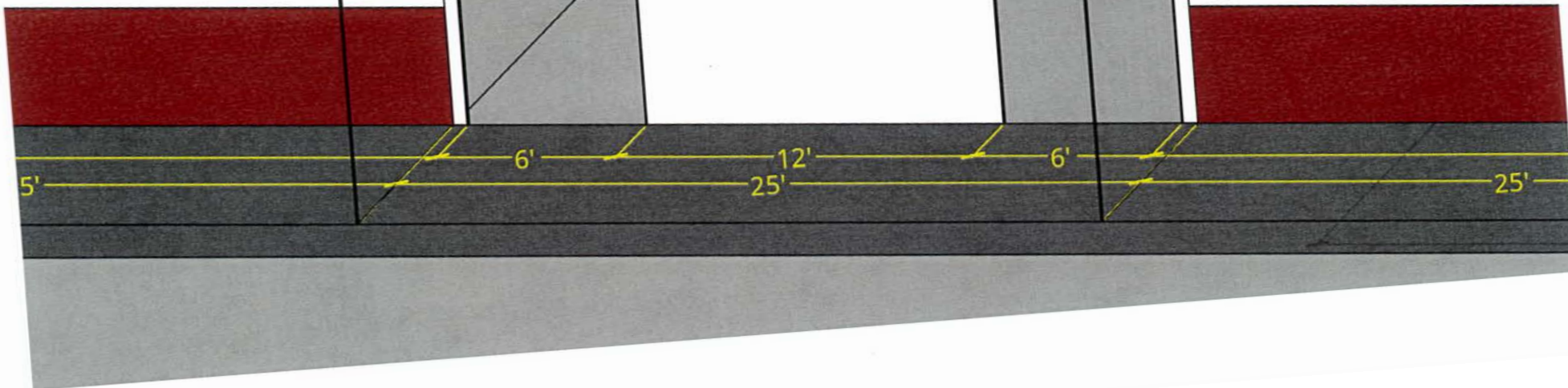
Documents

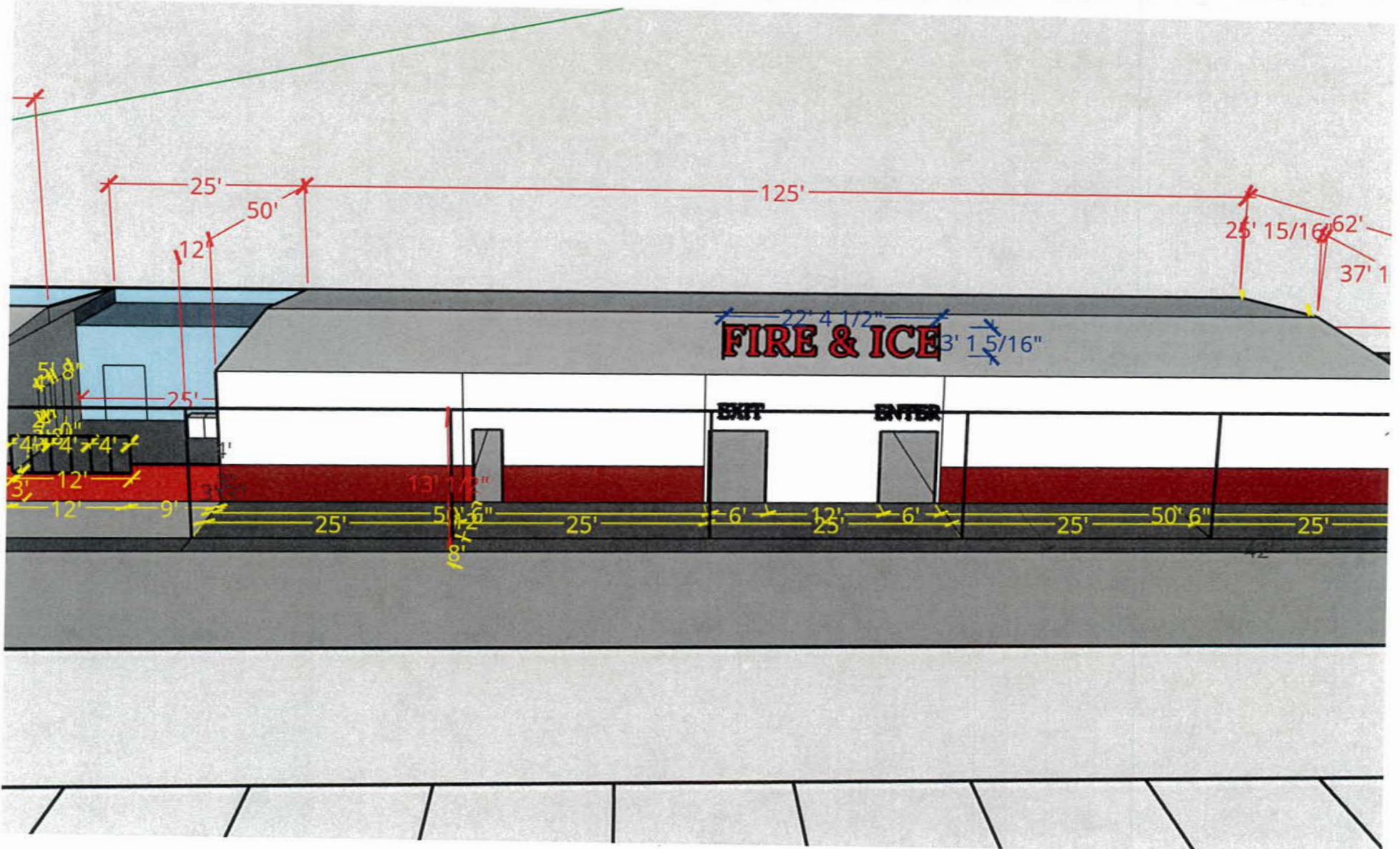
22' 4 1/2"
FIRE & ICE

3' 1 5/16"

EXIT

ENTER





AFFIDAVIT OF MAILING

I, Kristen Kozak, hereby certify that on the 22nd day of June, 2023, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

A true and correct copy of the Notice of Public Hearing notification letters are attached as Exhibit #1 or #2.

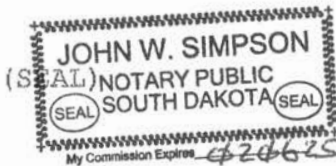
A true and correct copy of the mailing list for owners of real property is attached as Exhibit #1A or #2A.

Dated the 22nd day of June, 2023.

Kristen Kozak
(Name)
Affiant

Subscribed and sworn to before me this 22 day of JUNE, 2023.

John W. Simpson
Notary Public - South Dakota
My commission expires: 6/24/25



NOTIFICATION

June 19, 2023

Applicant:
Kristen Kozak
3804 W. 8th St
Yankton, SD 57078

Dear Yankton County Property Owner:

The Yankton County Zoning Ordinance requires written notification describing a specific action be sent to the owners of real property lying within 1,320 feet of the property on which the below described action is proposed. The notice shall be given to each owner of record by depositing such notice in the United States Post Office not less than 10 days prior to the hearing date. Therefore, you are hereby notified. Please take a moment to review the notice of public hearing described below.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:35 P.M. on the 5th day of July, 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

The application may be reviewed at the Zoning Administrators office, Yankton County Government Center, 321 West Third St., Yankton, S.D. or online at the Yankton County Website.

Sincerely,
Kristen Kozak

Petitioner

5A BOAT & RV STORAGE LLC (D)
3909 WEST 8TH ST
YANKTON SD 57078

AFFORDABLE SELF-STORAGE 2 LLC (D)
1505 WEST CITY LIMITS RD
YANKTON SD 57078

ASPS LLC (D)
3609 WEST 8 ST
YANKTON SD 57078

BENDER, FREDERICK REV TRUST (D)
4402 HILLSIDE DR
YANKTON SD 57078

BLOM, COLE S (D)
517 LOCUST ST
YANKTON SD 57078

DAHLIN DRYWALL INC (D)
3703 WEST 7 ST
YANKTON SD 57078

DEERFIELD TRUCK & EQUIPMENT CO (D)
PO BOX 805
LAUREL NE 68745

DOERING, HENRY L (D)
902 BEEMER AVE
YANKTON SD 57078

FEJFAR, JEFF (D)
407 DEER BLVD
YANKTON SD 57078

FEJFAR, MARY REVOCABLE TRUST (D)
43145 SD HWY 52
YANKTON SD 57078

JACKMAN, KATHERINE (D)
PO BOX 373
YANKTON SD 57078

JEREN PROPERTIES LLC (D)
47001 MONA ST STE 5
TEA SD 57064

KALTSULAS, THOMAS C (D)
188 MARINA DELL AVE
YANKTON SD 57078

KULBEL, THERESA M REV TRUST (D)
4111 WEST 11 ST
YANKTON SD 57078

LANGE FAMILY PROTECTION TRUST (D)
827 HEMI DR
YANKTON SD 57078

LAW, BARBARA M IRREV TRUST (D)
1501 WEST ST
YANKTON SD 57078

LEADER, LARRY F (D)
43459 KAISER RD
YANKTON SD 57078

LEFEBVERE, ROBERT G (D)
601 MAPLE ST
YANKTON SD 57078

LEMONADE STAND LLC (THE) (D)
2800 BROADWAY AVE
YANKTON SD 57078

LEWIS & CLARK MEAT LODGE LLC (D)
48129 266 ST
BRANDON SD 57005

LEWIS & CLARK STORAGE LLC (D)
403 JAMES PL
YANKTON SD 57078

LOCKWOOD LEASING LLC (D)
PO BOX 561
VIBORG SD 57070

LOECKER PROPERTIES LLC (C)
3702 LEADER LN
YANKTON SD 57078

LUKEN CONSTRUCTION LLC (D)
605 DOUGLAS AVE
YANKTON SD 57078

MABEE, TAMARA F (D)
3803 WEST 11 ST
YANKTON SD 57078

MACY FAMILY TRUST (D)
115 BROADWAY SUITE 1
YANKTON SD 57078

MAU, ANTHONY LIVING TRUST (D)
3701 WEST 11 ST
YANKTON SD 57078

MCALLISTER TD LLC (D)
208 VIOLET DR
YANKTON SD 57078

MCALLISTER TD LLC (D)
4002 WEST 8 ST
YANKTON SD 57078

MCHENRY, CRYSTAL (D)
600 DEER BLVD
YANKTON SD 57078

MINES, SCOTT (D)
275 MARINA DELL AVE
YANKTON SD 57078

MUELLENBERG, JASON (D)
703 DEER BLVD
YANKTON SD 57078

NEU, JOHN (C)
3706 KRISTI LN
YANKTON SD 57078

PAYER, WAYLON (D)
3406 WEST 8 ST
YANKTON SD 57078

PAYER, WAYLON (D)
4306 WEST 8 ST
YANKTON SD 57078

PHIL SPADY CHRYSLER-JEEP-DODGE
316 CAPITOL ST
YANKTON SD 57078

RE PROPERTIES LLC (D)
802 EASTRIDGE ST
NORFOLK NE 68701

RYKEN LEGACY LAND TRUST (D)
%RUSSELL RYKEN
19597 EAST 70 ST N
OWASSO OK 74055

SAT ENTERPRISES LLC (D)
3703 WEST 8 ST
YANKTON SD 57078

SCHAEFFER, HAROLD D (D)
701 DEER BLVD
YANKTON SD 57078

SCHREMPP ENTERPRISES LLC (D)
88307 562 AVE
HARTINGTON NE 68739

SCHWARZ, BRUCE W (D)
43076 LAKE PORT RD
YANKTON SD 57078

SD DEPT OF TRANSPORTATION (D)
700 EAST BROADWAY AVE
PIERRE SD 57501

SIMONSEN, THOMAS L (D)
% MC STORAGE
3702 LEADER LN
YANKTON SD 57078

SIMONSEN, THOMAS L (D)
3702 LEADER LN
YANKTON SD 57078

TJ LAND INC (D)
% MCALLISTER TD, LLC
4002 WEST 8 ST
YANKTON SD 57078

TJEERDSMA, JEREMY (D)
406 S DEER BLVD
YANKTON SD 57078

TL REAL ESTATE LLC (D)
3220 WEST 57 ST STE 212
SIOUX FALLS SD 57108

WALSH CONSTRUCTION (C)
1107 EAST 19 ST
YANKTON SD 57078

WIESELER, DALE (D)
4005 WEST 11 ST
YANKTON SD 57078

WRIGHT, RICHARD A (D)
31111 434 AVE
YANKTON SD 57078

YANKTON RV BOAT & STORAGE LLC (D)
1900 EAST 2 ST
HARTFORD SD 57033

YANKTON'S EXEC STORAGE LLC (D)
1900 EAST 2 ST
HARTFORD SD 57033

YEAGER, RICHARD G (D)
3703 WEST 11 ST
YANKTON SD 57078

AFFIDAVIT OF MAILING

I, Kristen Krcak, hereby certify that on the 30th day of May, 2023, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

A true and correct copy of the Notice of Public Hearing notification letters are attached as Exhibit #1 or #2.

A true and correct copy of the mailing list for owners of real property is attached as Exhibit #1A or #2A.

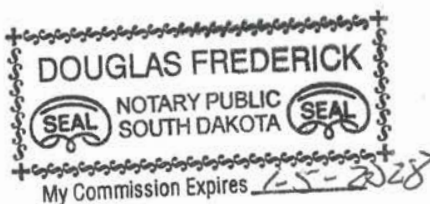
Dated the 30th day of May, 2023.

Kristen Krcak
(Name)
Affiant

Subscribed and sworn to before me this 30th day of May, 2023.

[Signature]
Notary Public - South Dakota
My commission expires: 1-5-2028

(SEAL)



NOTIFICATION

May 29, 2023

Applicant:
Kristen Kozak
3804 W. 8th St
Yankton, SD 57078

Dear Yankton County Property Owner:

The Yankton County Zoning Ordinance requires written notification describing a specific action be sent to the owners of real property lying within 1,320 feet of the property on which the below described action is proposed. The notice shall be given to each owner of record by depositing such notice in the United States Post Office not less than 10 days prior to the hearing date. Therefore, you are hereby notified. Please take a moment to review the notice of public hearing described below.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 13th day of June, 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

The application may be reviewed at the Zoning Administrators office, Yankton County Government Center, 321 West Third St., Yankton, S.D. or online at the Yankton County Website.

Sincerely,
Kristen Kozak

Petitioner

5A BOAT & RV STORAGE LLC (D)
3909 WEST 8TH ST
YANKTON SD 57078

AFFORDABLE SELF-STORAGE 2 LLC (D)
1505 WEST CITY LIMITS RD
YANKTON SD 57078

ASPS LLC (D)
3609 WEST 8 ST
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BENDER, FREDERICK REV TRUST (D)
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BLOM, COLE S (D)
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DAHLIN DRYWALL INC (D)
3703 WEST 7 ST
YANKTON SD 57078

DEERFIELD TRUCK & EQUIPMENT CO (D)
PO BOX 805
LAUREL NE 68745

DOERING, HENRY L (D)
902 BEEMER AVE
YANKTON SD 57078

FEJFAR, JEFF (D)
407 DEER BLVD
YANKTON SD 57078

FEJFAR, MARY REVOCABLE TRUST (D)
43145 SD HWY 52
YANKTON SD 57078

JACKMAN, KATHERINE (D)
PO BOX 373
YANKTON SD 57078

JEREN PROPERTIES LLC (D)
47001 MONA ST STE 5
TEA SD 57064

KALTSULAS, THOMAS C (D)
188 MARINA DELL AVE
YANKTON SD 57078

KULBEL, THERESA M REV TRUST (D)
4111 WEST 11 ST
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LANGE FAMILY PROTECTION TRUST (D)
827 HEMI DR
YANKTON SD 57078

LAW, BARBARA M IRREV TRUST (D)
1501 WEST ST
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LEADER, LARRY F (D)
43459 KAISER RD
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LEFEBVERE, ROBERT G (D)
601 MAPLE ST
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LEWIS & CLARK MEAT LODGE LLC (D)
48129 266 ST
BRANDON SD 57005

LEWIS & CLARK STORAGE LLC (D)
403 JAMES PL
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LOCKWOOD LEASING LLC (D)
PO BOX 561
VIBORG SD 57070

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MABEE, TAMARA F (D)
3803 WEST 11 ST
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115 BROADWAY SUITE 1
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MAU, ANTHONY LIVING TRUST (D)
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MCALLISTER TD LLC (D)
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MCHENRY, CRYSTAL (D)
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275 MARINA DELL AVE
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MUELLENBERG, JASON (D)
703 DEER BLVD
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NEU, JOHN (C)
3706 KRISTI LN
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PAYER, WAYLON (D)
3406 WEST 8 ST
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PAYER, WAYLON (D)
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PHIL SPADY CHRYSLER-JEEP-DODGE
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RE PROPERTIES LLC (D)
802 EASTRIDGE ST
NORFOLK NE 68701

RYKEN LEGACY LAND TRUST (D)
%RUSSELL RYKEN
19597 EAST 70 ST N
OWASSO OK 74055

SAT ENTERPRISES LLC (D)
3703 WEST 8 ST
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SCHAEFFER, HAROLD D (D)
701 DEER BLVD
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SCHREMPP ENTERPRISES LLC (D)
88307 562 AVE
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WIESELER, DALE (D)
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WRIGHT, RICHARD A (D)
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1900 EAST 2 ST
HARTFORD SD 57033

YANKTON'S EXEC STORAGE LLC (D)
1900 EAST 2 ST
HARTFORD SD 57033

YEAGER, RICHARD G (D)
3703 WEST 11 ST
YANKTON SD 57078

Yankton County, South Dakota

Receipt

Paid by
Kristen Kozak
fireandiceyankton@gmail.com

Payment number
Date paid
Payment method

226271248
May 25, 2023 02:26 PM
Online

\$300.00 paid on May 25, 2023

Variance, Conditional Use and Rezoning Application

Application ID: CUP-2023-93

Description	Amount
Fee	\$300.00

2010 Legal and Public Notices

report are available at <https://dnr.sd.gov/public> or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://dnr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Posts Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by June 12, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://dnr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by June 12, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$44.16 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 2, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:30 P.M. on the 6th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for an accessory building in a Moderate Density Residential District that exceeds the maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure with 16 sidewalls per Article 7 Section 707. Said property is legally described as Plat of Lots B-47 and B-48 of Far View Heights located in the NE1/4 of the SE 1/4 of Section 13, Township 93 North, Range 57 West of the 5th Principal Meridian, Yankton County, South Dakota. E911 address is 43384 SD HWY 52, Yankton, South Dakota.

Published twice at the total approximate cost of \$20.44 and can be viewed free of charge at www.sd-publicnotices.com.

Published on May 26 & June 2, 2023.

NOTICE OF PUBLIC HEARING

2010 Legal and Public Notices

Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:15 P.M. on the 13th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com

Published on June 2 & 9, 2023.

Notice to Bidders

Wood doors to be 20 minute U.L. rating where required. Plain sliced red oak factory pre-finished 1-3/4" doors. New ball bearing hinges, schlage commercial lever locksets and falcon door closers. Each gym and classroom door are to have a 4" x 25" visible glass kit with 1/4" polished micro wired glass.

Five pairs, twenty-eight classrooms, one janitor door, one laundry door, and six multi-purpose room doors. Seven rest-room doors and one kitchen dutch door not rated.

Thirteen Closet doors and transoms. To be 1-3/8" pre-finished plain sliced red oak doors. Hinges and passage lvers (no locks). Not rated one janitor storage door to be 1-3/8" hollow metal in lieu of wood due to water exposure. Complete with hinges and passage lever at gym door #211-0 a new hollow metal frame is included. Since the frame is all wood, new framing is only 5-3/4" deep so some new trim work may be required to finish off on the inside when done.

All doors with locks to be keyed and master keyed, and installed in lieu of the existing.

Please send bids and questions to:

Jeffrey Messersmith
Superintendent
jmessersmith@blfdrbees.org
402-373-4800

Published fourteen times at the approximate cost of \$202.86 and can be viewed free of charge at www.sdpublicnotices.com.

Published on May 19, 20, 23, 24, 25, 26, 27, 30, 31, June 1, 2, 3, 6, and 7, 2023.

WWW.YANKTON.NET

Border

From Page 1

members soon after.

The deployment cost \$1.45 million, according to records obtained by Citizens for Responsibility and Ethics in Washington, through a Freedom of Information Act lawsuit.

At the time, Noem said the troops would stop drug smuggling,

Nebraska

On Final Day Of Session, Voter ID, Tax Break Bills Approved

BY PAUL HAMMEL
© 2023, Nebraska Examiner

LINCOLN, Neb. — State senators ended a tumultuous 2023 session Thursday, giving a final OK to bills concerning voter identification, tax breaks for economic development and criminal justice reform.

The 90-day session ended two days early and will be remembered for historic tax cuts, hard feelings aired during floor debate, and an almost session-long string of filibusters mounted in protest of a bill that banned gender-affirming procedures for minors.

State Sen. Tom Briese of Albion, a key player in the legislation that delivered income tax cuts and property tax relief, summed it up best: It was a "momentous session" for what got done and for how hard it was to get those things done.

The time-sucking filibusters, led by Omaha Sens. Machaela Cavanaugh and Megan Hunt, forced legislators to get creative to get bills passed.

Instead of several individual bills being advanced for debate, "Christmas tree" bills, containing up to 30 pieces of legislation, became the norm.

In the end, only 56 bills were passed, but those measures contained 291 separate bills. That compares favorably with the most recent 90-day sessions, in which 281 bills were passed in 2021 and 322 were passed in 2019.

The perception that state lawmakers weren't getting anything done because of the filibusters was incorrect, said the Speaker of the Legislature, Sen. John Arch of LaVista.

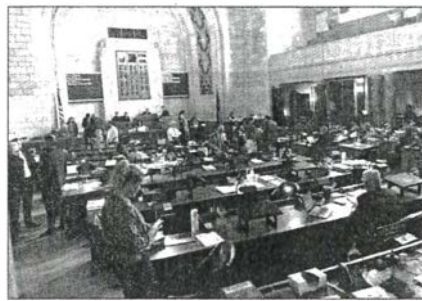
"We have done the work we were sent to do despite all the challenges before us," Arch said.

Cavanaugh, who helped set a new record for filibusters, said it was a disappointing session in which income tax cuts that mostly benefit the wealthiest Nebraskans and out-of-state corporations were passed, but little for average Nebraskans.

"We had record revenue and we did next to nothing to ease the economic struggles of everyday Nebraskans," she said.

COVID-19 era food stamp and childcare credits were extended for two years, but not increased, Cavanaugh said, despite increased need at a time of record inflation.

Omaha Sen. Mike McDonnell struck a note of optimism, saying



PAUL HAMMEL/NEBRASKA EXAMINER
State senators work on the final day of the 2023 session of the Nebraska Legislature.

that toward the end of the 2023 session, floor debates became more substantive, instead of readings of recipes and news stories during the lengthy filibusters.

"By the end of the session, people were trying to work together," he said. "I think that may carry over to the 60-day session (next year)."

Gov. Jim Pillen, in his first legislative session, labeled as "historic" and "transformational" the income tax and property tax bills passed this year.

"This is one of the most impactful sessions in Nebraska history," Pillen said in a speech at the end of the session.

Said Pillen, "In the face of extraordinary challenges, the will of the people of Nebraska has prevailed and our state has implemented once-in-a-generation conservative policies."

He said lawmakers passed a fiscally conservative budget that raised spending by 2%, provided low-income students a chance to attend a private school via the "Opportunity Scholarships Act" and boosted spending on K-12 education. Also passed was a stricter, 12-week (gestational) ban on abortion, as well as the ban on certain gender-affirming procedures for minors.

Legislative Bill 754, sponsored by Elkhorn Sen. Lou Ann Linehan, will drop the state's top two income tax brackets, and the corporate income tax rate, to 3.99% by tax year 2027.

The bill also provides a total exemption on Social Security benefits a year early, in 2024, and provides tax credits related to childcare.

A companion measure, LB 243, increases state property tax relief credits and removes

some, has said the tax break to Nebraska Crossing could help it transform into a regional destination for shoppers and youth sports tournaments like the "Legends" development in Kansas City.

The bill also expands the state's turnback tax to benefit an expansion of the CHI Health Center in Omaha, a new convention center in Lincoln and concert halls in downtown Omaha and LaVista.

• LB 50, a package of criminal justice reforms fashioned by Omaha Sen. Justin Wayne out of recommendations made a year ago by the Crime and Justice Institute, a think tank that has helped several states reduce spending.

The bill, the topic of several negotiations with county prosecutors, the Attorney General's Office and the Pilen administration, is aimed at reducing the number of inmates who "jam out" of prison without undergoing some rehabilitation programming.

Wayne, who chairs the Legislature's Judiciary Committee, said his main goal was ensuring public safety while trying to reduce the need for Nebraska to build two new prisons.

He said the bill should make the state's criminal justice system more "efficient and effective."

One aspect of the bill, promoted by Brewer, would provide Kevlar protective vests for state correctional officers.

The need for such protective gear came into stark focus Wednesday after five prison guards were stabbed during an altercation with inmates armed with homemade weapons at the Reception and Treatment Center in Lincoln.

The union that represents state corrections officers has long sought the stab-resistant vests.

Nebraska Examiner reporters Aaron Sanderford and Zach Wendling contributed to this report.

Nebraska Examiner is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. Nebraska Examiner maintains editorial independence. Contact Editor Cate Folsom for questions: info@nebraskaxaminer.com. Follow Nebraska Examiner on Facebook and Twitter.

People With Felony Convictions Can Now Vote In Minnesota; Secretary Of State Celebrates

BY TRISHA AHMED
Associated Press/Report for America

ST. PAUL, Minn. (AP) — At a celebration of Minnesota's new law that restores voting rights to people who have left prison, Democratic Secretary of State Steve Simon registered newly eligible voters Thursday, when the law went into effect.

"It is the largest single act of enfranchisement in over 50 years" for the state, Simon said at Arlington Hills Community Center in St. Paul, where dozens of people wearing purple T-shirts that said "Restore the Vote" clapped and cheered.

The new law allows people with felony convictions to vote as long as they are not currently incarcerated. It expands voting rights to at least 55,000 people in Minnesota, said Simon, the state's chief election official.

Antonio Williams, a formerly incarcerated person and nonprofit director, spoke at the ceremony before registering himself to vote.

"After spending years registering other people to vote, I will now be able to register myself!" Williams said to a round of spirited applause.

In an interview with The Associated Press, Williams said he spent 14 years in prison for second-degree murder. Since leaving prison in 2020, he has worked as a canvasser on several political campaigns. He also started a nonprofit called Tone Up to help other formerly incarcerated people find housing, jobs and healing.

Democratic Rep. Cedric Frazier, of New Hope, championed the legislation in the House and spoke at the celebration. He said Democratic lawmakers decided early in the session that passing this law would be a top priority.

"Because what we know is, strong and enduring democracies — they allow for the voices of the people to be heard," Frazier said. Democrats took full control of state government when the Legislature convened for its 2023 session, marking the first time in eight years they have held the Senate, the House and the governor's office. With that power, they passed a long list of legislative priorities that the previous Senate Republican majority had blocked.

Supporters of the new law have said it restores rights to people whom the courts have

already working, raising families and paying taxes in the community. Opponents have said the new law is not tough enough on people who have committed crimes.

Twenty-two other states restore voting rights when people with felony convictions leave prison, according to the National Conference of State Legislatures. That includes Republican-controlled North Dakota, Indiana and Utah.

In some places — including Maine, Vermont and the District of Columbia — people with felony convictions can vote while they're still in prison.

Restoring the voting rights of former felons drew national attention after Florida lawmakers weakened a voter-approved constitutional amendment and after a new election police unit championed by Republican Gov. Ron DeSantis arrested 20 former felons.

Several of them said they were confused by the arrests because they had been allowed to register to vote.

Attempts like those to discourage ex-felons from voting appear to be an outlier among the states, even as some Republican-led states continue to restrict voting access in

vided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by June 12, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by June 12, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$44.16 and can be viewed free of charge at www.sdpublicnotices.com.

Published on June 2, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:30 P.M. on the 6th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for an accessory building in Moderate Density Residential District that exceeds the maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure with 16 sidewalls per Article 7 Section 707. Said property is legally described as Plat of Lots B-47 and B-48 of Far View Heights located in the NE1/4 of the SE 1/4 of Section 13, Township 93 North, Range 57 West of the 5th Principal Meridian, Yankton County, South Dakota. E911 address is 4384 SD HWY 52, Yankton, South Dakota.

Published twice at the total approximate cost of \$20.44 and can be viewed free of charge at www.sdpublicnotices.com.

Published on May 26 & June 2, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:05 P.M. on the 13th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota.

NOTICE OF PUBLIC HEARING

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Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sdpublicnotices.com.

Published on June 2 & 9, 2023.

Notice to Bidders

Wood doors to be 20 minute U.L. rated where required. Plain sliced red oak factory pre-finished 1-3/4" doors. New ball bearing hinges, schlage commercial lever lockets and falcon door closers. Each gym and classroom door are to have a 4" x 25" visible glass kit with 1/4" polished micro wired glass.

Five pairs, twenty-eight classrooms, one janitor door, one laundry door, and six multi-purpose room doors. Seven rest-room doors and one kitchen dutch door not rated.

Thirteen Closet doors and transoms. To be 1-3/8" pre-finished plain sliced red oak doors. Hinges and passage levers (no locks). Not rated one janitor storage door to be 1-3/8" hollow metal in lieu of wood due to water exposure. Complete with hinges and passage lever at gym door #211-0 a new hollow metal frame is included. Since the frame is all wood, new framing is only 5-3/4" deep so some new trim work may be required to finish off on the inside when done.

All doors with locks to be keyed and master keyed, and installed in lieu of the existing.

Please send bids and questions to:

Jeffrey Messersmith
Superintendent
jmessersmith@blfdbees.org
402-373-4800

Published fourteen times at the approximate cost of \$202.86 and can be viewed free of charge at www.sdpublicnotices.com.

Published on May 19, 20, 23, 24, 25, 26, 27, 30, 31, June 1, 2, 3, 6, and 7, 2023.

WWW.YANKTON.NET

Border

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members soon after. The deployment cost \$1.45 million, according to records obtained by Citizens for Responsibility and Ethics in Washington, through a Freedom of Information Act lawsuit.

At the time, Noem said the troops would stop drug smugglers and human traffickers. However, the records obtained by CREW and reported on by The Associated Press showed that in the first two months of deployment, the troops didn't seize any drugs, and mission logs did not contain any confirmed encounters with "transnational criminals." Some days, the records showed, the troops had little if anything to do.

Noem's spokesperson, Ian Fury, did not reply to a request for comment Thursday. Noem's news release about the new deployment did not say how much it will cost or how it will be funded.

South Dakota Searchlight is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c3) public charity. South Dakota Searchlight maintains editorial independence. Contact Editor Seth Tapper for questions: info@southdakotasearchlight.com. Follow South Dakota Searchlight on Facebook and Twitter.

in protest of a bill that banned gender-affirming procedures for minors.

State Sen. Tom Briese of Albion, a key player in the legislation that delivered income tax cuts and property tax relief, summed it up best: It was a "momentous session" for what got done and for how hard it was to get those things done.

The time-sucking filibusters, led by Omaha Sens. Machaela Cavanaugh and Megan Hunt, forced legislators to get creative to get bills passed.

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PAUL HAMMEL/NEBRASKA EXAMINER

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A companion measure, LB 243, increases state property tax relief credits and removes

community colleges from the property tax rolls.

Altogether, the two measures, along with the impact of increased state aid to K-12 schools, are expected to provide \$6.4 billion in tax relief over the next six years.

"(This) tax package puts Nebraska back on track to become competitive nationally," Pillen said at a press conference Wednesday.

Among the measures gaining final-round approval on Thursday were:

- LB 514, which implements voter ID in Nebraska, following voter approval of a state constitutional amendment in 2022 requiring voters to show a photo ID.

The bill overcame a one-woman filibuster by Dunbar Sen. Julie Slama, who was pushing for a "more conservative vision" of voter ID.

Gordon Sen. Tom Brewer, who chairs the Government, Military and Veterans Affairs Committee, said the panel picked the "narrower, more focused" approach on voter ID when no compromise could be found between Slama and Nebraska Secretary of State Bob Evnen.

- LB 514 requires voters to show ID when voting in person. It makes exceptions for religious objectors to being photographed and people with disabilities.

- LB 727, an omnibus tax credit bill that offers breaks for everything from biodiesel to waste incinerators to expansion of the Nebraska Crossing shopping mall. The measure also would allow bond financing of state freeway projects and would end a controversial "home equity theft" procedure. Linehan, the main sponsor

recommendations made a year ago by the Crime and Justice Institute, a think tank that has helped several states reduce spending.

The bill, the topic of several negotiations with county prosecutors, the Attorney General's Office and the Pillen administration, is aimed at reducing the number of inmates who "jan out" of prison without undergoing some rehabilitation programming.

Wayne, who chairs the Legislature's Judiciary Committee, said his main goal was ensuring public safety while trying to reduce the need for Nebraska to build two new prisons.

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The union that represents state correctional officers have long sought the stab-resistant vests.

Nebraska Examiner reporters Aaron Sanderford and Zach Wendling contributed to this report.

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People With Felony Convictions Can Now Vote In Minnesota; Secretary Of State Celebrates

BY TRISHA AHMED
Associated Press/Report for America

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"It is the largest single act of enfranchisement in over 50 years" for the state, Simon said at Arlington Hills Community Center in St. Paul, where dozens of people wearing purple T-shirts that said "Restore the Vote" clapped and cheered.

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Tranq

From Page 1

injuries that can lead to necrosis or death of that tissue, and amputations. According to the report, xylazine itself is addictive to humans and reportedly causes more severe withdrawal symptoms than heroin, including sharp chest pains and seizures.

"It is a drug that causes flesh eating, it causes amputations and it causes death," Jackley said. "Anything that we can do to spread the awareness (of this), I think could help save a life."

The first step is to arm those who will be on the front lines of this battle with tools that work, he said.

In an interview with The Associated Press, Williams said he spent 14 years in prison for second-degree murder. Since leaving prison in 2020, he has worked as a canvasser on several political campaigns. He also started a nonprofit called Tone Up to help other formerly incarcerated people find housing, jobs and healing.

Democratic Rep. Cedric Frazier, of New Hope, championed the legislation in the House and spoke at the celebration. He said Democratic lawmakers decided early in the session that passing this law would be a top priority.

"Because what we know is, strong and enduring democracies — they allow for the voices of the people to be heard," Frazier said.

Democrats took full control of state government when the Legislature convened for its 2023 session, marking the first time in eight years they have held the Senate, the House and the governor's office. With that power, they passed a long list of legislative priorities that the previous Senate Republican majority had blocked.

Supporters of the new law have said it restores rights to people whom the courts have found safe to release and those people are

they support passage of the Combating Illicit Xylazine Act that would essentially make it a controlled substance on par with opioids.

The 39 attorneys general who signed the letter were from: Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Missouri, Nevada, New Hampshire, New Mexico, New York, North Carolina, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin and South Dakota.

"Congress has had 39 Republican and Democrat attorneys general — and we don't

already working, raising families and paying taxes in the community. Opponents have said the new law is not tough enough on people who have committed crimes.

Twenty-two other states restore voting rights when people with felony convictions leave prison, according to the National Conference of State Legislatures. That includes Republican-controlled North Dakota, Indiana and Utah.

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Attempts like those to discourage ex-felons from voting appear to be an outlier among the states, even as some Republican-led states continue to restrict voting access in other ways.

always agree on stuff — say, 'Hey, we need this.' And they still haven't acted," Jackley said. "We've urged it, and I've said publicly, if they don't act soon, I will be going to the South Dakota Legislature and asking for help. It's that significant."

South Dakota was one of the last states to detect this off-label use of xylazine, he said, which he noted has long been used in South Dakota appropriately on farm animals.

"We've started to test for it because we've seen what's happened elsewhere in the country, which is why we know it's here; people have tested positive for it," Jackley said. "It's being used, especially with fentanyl, and we're going to start seeing overdose deaths and we need to do something about it."

2010 Legal and Public Notices

NOTICE OF POSSIBLE YANKTON COUNTY COMMISSION QUORUM

There may be a quorum of the Yankton County Commission at Yankton Middle School Theater/Lecture Hall, 2000 Mulberry St., from 5:30 p.m. to 7:30 p.m. on Thursday, June 15, 2023 for FEMA flood map changes.

Published once at the total approximate cost of \$6.24 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 9, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:05 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:15 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com

Published on June 2 & 9, 2023.

Get It Here. Get It Now. SHOP LOCAL

Corps

From Page 1

Michelle L'Heureux, climate scientist at the Climate Prediction Center, said the weather pattern could intensify conditions. "For example, El Nino could lead to new records for temperatures, particularly in areas that already experience above-average temperatures during El Nino," she told The Associated Press.

The Corps is monitoring El Nino and other factors impacting the Missouri River releases and reservoirs.

Warm temperatures in the mountainous region of the upper Missouri River Basin led to a quick melt of the mountain snowpack, according to a Corps news release.

"The warm temperatures in the northern Rockies has melted the snow earlier than is typical," said John Remus, chief of the Corps' Missouri River Basin Water Management Division. On June 1, only 16% of the annual peak remained in the reach above Fort Peck Dam, and 13% of the annual peak remained in the Fort Peck Dam to Garrison Dam reach.

The mountain snowpack peaked in the reach above Fort Peck on April 24 at 11.7% of average, while the mountain snowpack in the Fort Peck to Garrison reach peaked on April 6 at 10% of average.

Mountain snowpack normally peaks near April 17. The rapid melting, com-

bined with precipitation in the western half of the basin, resulted in above-average inflow into the reservoir system.

May runoff for the basin above Sioux City, Iowa, was 4.9 million acre-feet (MAF), 144% of average. However, Remus doesn't look for that figure to remain sustained.

"With much of the mountain snowpack already melted, the basin will need additional rainfall to continue the trend of above-average runoff," he said.

The annual runoff forecast above Sioux City is 26.8 MAF, 104% of average, and about the same as last month's forecast. While portions of the basin received above-normal rainfall, precipitation was below normal over most of the basin during May.

"The precipitation during the month of May provided some relief to the western half of the basin, but the drought continues to worsen in other areas," Remus said. "There is some level of drought present in every state with the worst conditions in Nebraska and Kansas."

System storage is currently 52.6 MAF, 3.5 MAF below the top of the carryover multiple-use zone. During May, system storage increased 2.5 MAF.

Basin and river conditions continue to be monitored, and system regulation will be adjusted based on updated information.

The Missouri River system contains plentiful storage space, Remus said.

"The river reservoirs remain below the base of the flood control zone, so we anticipate water conservation measures through

2023 and possibly longer," he said.

"There will be adequate water to meet water needs, but the Corps cannot provide or guarantee access to the water. Maintaining access is the responsibility of the individual operator of the facility."

Gavins Point Dam releases near Yankton are scheduled to rise in the coming days, according to the Corps' Mike Swenson.

Gavins Point releases averaged 19,400 cubic feet per second (cfs) in May, he said. Current releases stand at 21,000 cfs and are forecast to increase over the next several days to meet downstream targets.

Gavins Point Dam releases near Yankton will provide minimum-service navigation flow support at all four target locations—Sioux City, Omaha, Nebraska City, and Kansas City—through the first half of the navigation season ending July 1, according to the Corps.

At Fort Randall Dam near Pickstown, releases averaged 16,700 cfs during the past month. Releases are adjusted as necessary to maintain the desired reservoirs elevation downstream at Gavins Point and to back up Gavins Point releases.

Fort Randall releases are lower than Gavins Point to allow for inflows from the Niobrara River and other tributaries between the two dams.

The Missouri River is less likely to flood as the lower basin dries up, according to the Corps' Kevin Low.

The James River faces a different situation, as it will remain flooded for much of the summer, Low said. The extremely flat

river meanders and drains slowly across eastern South Dakota, from the North Dakota border to Nebraska.

"It takes a long time for the water to recede," he said. "We anticipate flooding through late August."

The Yankton region remains in drought with little prospect for major improvements, according to the U.S. Drought Monitor. The agency released its weekly map Thursday, showing little to no change.

Southeast South Dakota remains in severe drought except for northern Charles Mix County and northwest Douglas County, which are in moderate drought.

In northeast Nebraska, Knox, Cedar and Dixon counties as well as areas to the west and southwest remain in severe drought. Much of the rest of eastern Nebraska remains in extreme and exceptional drought, the two worst classifications.

The National Weather Service (NWS) outlook through June 15 calls for some areas receiving a half-inch of rain while other will likely get little or nothing, Kluck said.

"I'm not saying a half-inch isn't important, but this time of year, we go through a half-inch pretty quickly," he said. "It's a good sign for those areas that are super-dry right now."

The 8- to 14-day outlook calls for normal temperatures and near-normal precipitation.

However, soil moisture has shown deterioration in areas of eastern South Dakota, according to the Corps' Ryan Larsen. A gauge at White Lake, 30 miles west of Mitchell, showed a decrease in soil moisture since

March 31. The region has trended toward more drying since mid-May, he added.

The NOAA's High Plains report reflects the continued drought.

In Nebraska, extreme drought expanded slightly north of Omaha, as soil moisture and precipitation deficits worsened alongside poor streamflow.

"In South Dakota, moderate and severe drought increased in coverage in the southeast, where short-term precipitation deficits mounted amid decreased streamflow and soil moisture," the report said.

"Rolling corn was reported north of Mitchell, and very dry soils were reported in far southeast South Dakota, where impacts to agriculture and need for irrigation are quickly ramping up."

The drought's impact on the Missouri River has also affected hydropower production from the mainstem dams.

The six mainstem power plants generated 633 million kilowatt-hours (kWh) of electricity in May. Typical energy generation for May is 793 million kWh.

"The power plants are expected to generate 7.6 billion kWh this year, compared to the long-term average of 9.4 billion kWh."

The Yankton region could receive rainfall over the next two days. The NWS outlook calls for a 40% chance today (Friday), 50-70% tonight, 70% Saturday afternoon and 30% Saturday night.

Follow @RDockendorf on Twitter.

Abortion

From Page 1

when the U.S. Supreme Court overturned Roe v. Wade with its ruling in Dobbs vs. Jackson's Women's Health Organization, leaving it up to the states to determine reproductive rights.

The South Dakota trigger law makes it a Class 6 felony for anyone "who administers to any pregnant female or procures for any pregnant female" a means for an abortion, except to save the life of the mother.

Dakotans for Health founder Rick Weiland thinks the time is right for an abortion amendment because of the unsettled nature of South Dakota's ban. Women now cross the border into neighboring states to obtain abortion pills. And questions remain about the legal interpretation of "life of the mother" in state law.

"With Roe v. Wade, at least there was a framework that provided some reasonable guardrails on both sides of the issue," Weiland said. "It's like the wild, wild West right now."

The petition drive has galvanized an equally passionate opposition movement, with anti-abortion groups wary of allowing the issue to reach the ballot. South Dakotans rejected near-total abortion bans by statewide vote in 2006 and 2008.

A News Watch-sponsored poll of 500 registered voters in July 2022 by Mason-Dixon Polling & Strategy showed that a majority (57%) of respondents support allowing legal access to abortion medications in the state.

Nearly two-thirds (65%) said they support having a statewide referendum to determine South Dakota's laws regarding reproductive rights.

More than three-fourths (76%) of those polled support allowing legal abortion in cases of rape and incest, an exception not currently allowed under South Dakota law.

That public support of abortion rights with restrictions is reflected in other GOP-controlled states.

In Kansas, which former President Donald Trump won

with 56% of the vote in 2020, voters overwhelmingly rejected a 2022 constitutional amendment that would have allowed the Republican-led Legislature to tighten restrictions or ban abortion outright, with 59% voting against the amendment.

In South Dakota, the abortion measure's most public opponent is state Rep. Jon Hansen, a Republican from Dell Rapids. He serves as vice president of South Dakota Right to Life and co-chair of the Sioux Falls-based Life Defense Fund, which has the stated goal of fighting against "this deadly constitutional amendment at every step."

Hansen has encouraged volunteers to stand next to Dakotans for Health petition circulators and "explain to the public how radical this amendment is and encourage our fellow citizens not to sign the petition."

Hansen, a lawyer who serves as Speaker Pro Tempore of the South Dakota House, has also criticized the wording of the proposed amendment, claiming that it's "far more extreme than Roe v. Wade itself."

Weiland and others pushed back on that statement by claiming that the amendment uses the same trimester framework as Roe, the landmark 1973 ruling in which the Supreme Court held that the Constitution protected a woman's right to an abortion prior to the viability of the fetus.

The proposed South Dakota ballot amendment prevents the state from regulating "the abortion decision and its effectuation" during the first trimester (1 to 13 weeks). During the second trimester (14 to 26 weeks), the state could regulate "the abortion decision and its effectuation only in ways that are reasonably related to the physical health of the pregnant woman." After the end of the second trimester (when the fetus becomes viable), abortion could be regulated or prohibited except to preserve "the life or health" of the mother.

Hansen, who sent a statement to News Watch via email but didn't agree to an interview, did not respond directly when asked what specific elements of the amendment are more extreme than Roe v. Wade.

In public statements, Hansen pointed to a lack of "safety

protections" such as parental notification, waiting periods and informed consent.

In South Dakota, before Dobbs, informed consent meant that doctors were required to tell patients that women who undergo abortion procedures could experience depression and suicidal thoughts and that the procedure would "terminate the life of a whole, separate, unique, living human being."

These state restrictions were not permissible under Roe v. Wade. They were passed after Planned Parenthood v. Casey, a 1992 Supreme Court ruling that upheld the basic tenets of Roe but overturned the trimester framework and used a more flexible standard as to whether state-imposed restrictions were constitutional.

Based on this, supporters can be taken literally when they say the proposed abortion amendment is an attempt to codify Roe v. Wade, according to Hannah Haksgaard, a professor at the University of South Dakota Knudson School of Law.

"The proposed amendment is very closely aligned with the original Roe v. Wade framework," Haksgaard told News Watch. "The language mimics the trimester framework of Roe v. Wade and nothing in this amendment indicates any abortion rights more extreme than that."

Dakotans for Health does not dispute the assertion that the proposed amendment allows greater abortion access than existed under post-Casey laws in many states, including South Dakota.

Hansen also contends that the amendment, if passed, would allow abortions "up to nine months" because of the measure's language. After the second trimester, the state would be permitted to regulate or prohibit abortion "except when abortion is necessary, in the medical judgment of the woman's physician, to preserve the life or health of the pregnant woman."

Hansen notes that the phrase "or health" could include mental health, "however severe or however mild," and that "preserve" means to keep something as it is. "So, the abortion amendment isn't even about abortion to relieve existing mental health

issues," he wrote on Twitter.

"The abortion amendment legalizes late-term abortion up to the point of birth if the stated reason is to avoid stress, anxiety, or adjustment issues, however mild, even before these issues ever occur."

Mental health conditions account for more than 20% of pregnancy-related deaths in the United States, according to data from Maternal Mortality Review Committees and reported by the

Centers for Disease Control and Prevention (CDC).

The criteria for mental health included suicide and overdose/ poisoning related to substance abuse.

This article was produced by South Dakota News Watch, a non-profit journalism organization located online at sdnnewswatch.org.

CROSSWORD

By THOMAS JOSEPH

- ACROSS 1 Does something 5 Gushing review 9 Less common 11 In debt 13 Cheer up 14 Israel's Meir 15 Pole worker 16 Creeper supporter 18 More high-minded 20 Caesar's "hail" 21 Ultra-excited 22 A long time 23 Cow's chew 24 Phone bill addition 25 Track event 27 Most awful 29 Boxing great 30 Like Caravaggio's art 32 Writer Kingsolver

Grid for crossword puzzle with clues and answers.

Yesterday's answer

- 7 Statue setting, often 26 Singer 8 Salad green 27 Fighting knots 28 Hit the sack 30 Low makeup singers 31 Done 33 Soothing stuff 37 Rent out

1830 Rummage Sales

911 West 13th
Wednesday, 6/21, 8am-3pm
Thursday, 6/22, 8am-3pm
Friday, 6/23, 8am-3pm
Saturday, 6/24, 8am-3pm
Estate Sale: Most contents of an entire home will be for sale. Furniture, small appliances, hand tools, clothing, tools that include saws all, circular saw, yard tools, jacks, ramps. Some handmade furniture, miscellaneous household items, home decor, books, televisions and more, most everything will go!

2010 Legal and Public Notices

NOTICE OF APPLICATION NO. 8743-3 to Appropriate Water

Notice is given that Brian Huth or Bob and Helene Hegge, 30417 455th Avenue, Wakonda SD 57073 has filed an application for a water permit to irrigate an additional 50 acres. Water Right No. 3628-3 authorizes 1.9 cubic feet of water per second (cfs) from one well completed into the Missouri Elk Point Aquifer (95 feet deep) located near the center of the NE 1/4 Section 6 for irrigation of 130 acres located in the NE 1/4 Section 6; all in T92N-R53W. This application proposes to irrigate an additional 50 acres located in the NE 1/4, E 1/2 NW 1/4, N 1/2 SE 1/4 Section 6; all in T92N-R53W from the existing well as described above. This application, if approved, and Water Right No. 3628-3 will authorize a combined total of 1.9 cfs for irrigation of 180 acres. This site is located approximately 11 miles northwest of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8743-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at https://danr.sd.gov/public or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at https://danr.sd.gov/public or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at https://danr.sd.gov/public or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by July 3, 2023.

2010 Legal and Public Notices

appropriate 1.78 cubic feet of water per second (cfs) from one well to be completed into the Lower Vermilion Missouri Aquifer (approximately 125 feet deep) located near the center of the SE 1/4 Section-9 for irrigation of 115.89 acres located in the SE 1/4 Section 9; all in T93N-R51W. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres. This site is located approximately 7 miles north of Vermillion SD.

Application No. 8747-3 proposes to appropriate 1.78 cubic feet of water per second (cfs) from one well to be completed into the Lower Vermilion Missouri Aquifer (approximately 125 feet deep) located near the center of the NW 1/4 Section 16 for irrigation of 108.32 acres located in the NW 1/4 Section 16; all in T93N-R51W. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres. This site is located approximately 6 miles north of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 8746-3 and 8747-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendations with qualifications, the applications, and staff report are available at https://danr.sd.gov/public or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

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If the applicant does not contest the recommendations of the Chief Engineer and no petition to oppose the applications is received, the Chief Engineer shall act on the applications pursuant to the recommendations with no hearing held before the Water Management Board. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled, and the Water Management Board will consider this applications. Notice of the hearing will be given to the applicant and any person filing a petition. Published once at the total approxi-

2010 Legal and Public Notices

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:35 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:40 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23 & 30, 2023.

STATE OF SOUTH DAKOTA)
COUNTY OF YANKTON)SS
IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT
ESTATE OF BONNIE TAGGART,
DECEASED.
66PRO23-000021

NOTICE TO CREDITORS

Notice is given that on the 20th day of June 2023, LINDA LARSON, whose address is 19473 429th Ave., Bryant, SD 57221, was appointed as Personal Representative of the Estate of Bonnie Taggart.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated the 20th day of June 2023.

LINDA LARSON
19473 429th Ave
Bryant, SD 57221
(605) 881-3304

JODY JOHNSON
Yankton County Clerk of Courts
410 Walnut, Suite 205
Yankton, South Dakota
605-668-3080

HEATHER LACROIX
Attorney at Law
806 Belfast
PO Box 632
Yankton, SD 57078
605-665-2535

Published three times at the total approximate cost of \$55.75 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 30, & July 7, 2023.

2010 Legal and Public Notices

notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk, and a copy of the claim mailed to the co-personal representatives.

Dated this 6th day of June, 2023.

Robyn Stolz
915 Picotte St.
Yankton, SD 57078
605-760-1662

Dated this 6th day of June, 2023.

Mike Lee
2505 Timberland Dr.
Yankton, SD 57078
605-660-8124

Dated this 6th day of June, 2023.

LaRae Lee
44620 304th St.
Volin, SD 57072
605-857-9433

Jody Johnson
Yankton County Clerk of Court
410 Walnut, Ste. 205
Yankton, SD 57078
(605) 668-3080

Joshua M. Anderson
Marlow, Woodward & Huff, Prof. LLC
PO Box 667
Yankton, SD 57078-0667
(605) 665-5009

Published 3 times at the total approximate cost of \$77.37 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16, 23 & 30, 2023.

YANKTON SCHOOL DISTRICT
63-3 REQUEST FOR PROPOSAL (RFP)
LIQUID PROPANE GAS (LPG)
COMMODITY & DELIVERY SERVICES

Proposals for the furnishing of the annual supply of Liquid Propane Gas (LPG) and Delivery will be received by the Business Manager of the Yankton School District, until 1:30 p.m., Tuesday, June 27, 2023 at the Yankton School District Administration Building located at 2410 West City Limits Road, Yankton, South Dakota. RFP packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Sealed bids for the furnishing of the annual supply of Gasoline and Diesel Fuel will be received by the Business Manager, and witnessed by the Supervisor of Bussing, or other designee, until 1:30 p.m., Tuesday, June 27, 2023 at which time bids will be opened, read aloud and tabulated in the School Board Meeting room at the Yankton School District Administration Building at 2410 West City Limits Road, Yankton, South Dakota. Bid packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Published twice at the total approximate cost of \$21.30 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16 & 23, 2023.

YANKTON SCHOOL DISTRICT
63-3 NOTICE TO BIDDERS

Sealed bids for the furnishing of the annual supply of Gasoline and Diesel Fuel will be received by the Business Manager, and witnessed by the Supervisor of Bussing, or other designee, until 1:30 p.m., Tuesday, June 27, 2023 at which time bids will be opened, read aloud and tabulated in the School Board Meeting room at the Yankton School District Administration Building at 2410 West City Limits Road, Yankton, South Dakota. Bid packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

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Published on June 16 & 23, 2023.



ZACH WENDLING/NEBRASKA EXAMINER
University of Nebraska President Ted Carter, at right, leads an NU Board of Regents meeting on Thursday, June 22, 2023, in Lincoln, Neb.

Nebraska

From Page 1

Carter announced NU will also be looking for students to lead recruitment efforts, and NU will reimagine Regents Scholarships to cover all the scholars' NU expenses, not just tuition.

A major goal will also be for NU to rejoin the Association of American Universities, an elite group of colleges and universities. NU had belonged to the group from 1909 until 2011, when the AAU terminated its membership. Bennett has also expressed interest in rejoining the AAU.

"No university that's ever left the AAU has ever been brought back in. Ever. We would be the first," Carter said.

As part of that plan, NU intends to report research expenditures at UNL, the University of Nebraska Medical Center and systemwide institutions together.

Multiple AAU members are aligned with a medical school.

"It's not a merger," Carter said. "It's an administrative realignment that leverages the full combined strengths of our flagship university and our medical center."

Regent Tim Clare of Lincoln, the board's chair, said the budget and subsequent plan allow NU to go from good to great.

HUSKER ATHLETICS MOVES TO NU PRESIDENT

Barney McCoy, a professor in UNL's College of Journalism and Mass Communications, expressed concern at the regents' proposal to shift oversight of Husker Athletics from the UNL chancellor to the NU president.

University of Nebraska-Lincoln professor Barney McCoy (Zach Wendling/Nebraska Examiner)

McCoy is the chair of the UNL Faculty Senate Intercollegiate Athletics Committee that reviews policies and advises Husker Athletics and includes Athletic Director Trev Alberts.

He said NU is facing a "historic operational threat" that requires Carter's "full attention" to address. Similarly, intercollegiate athletics is in a "historic era," with new transfer rules and name, image and likeness revenue, so campuses face new challenges and opportunities.

But the system is not broken, McCoy said, and UNL provides Husker student-athletes support, resources and opportunities for lifelong success.

"Under these circumstances, it seems prudent at present to keep oversight of Husker Athletics in the hands

of the UNL chancellor," McCoy said. "By doing so, this also allows President Carter to have sole focus and the undivided support needed to address the historic operational challenges now facing the entire University of Nebraska system."

Regents, including Clare and Regent Rob Schafer of Fremont, the board's vice chair, said the move is to offer the job to the "best man" to advance the university.

"We need to put our best person that's situated, for us, to move us forward," Schafer said, noting that it's not to take anything away from Bennett or current UNL Chancellor Ronnie Green.

CHANCELLOR RODNEY BENNETT

Bennett, the former University of Southern Mississippi president, will start July 1 with a \$720,000 base salary. This is 37% above his predecessor's salary.

"The chance to serve the University of Nebraska-Lincoln as chancellor is the opportunity I have been preparing for over 30 years," Bennett said in a statement.

"UNL is truly unique in building vibrant, economically competitive communities across Nebraska while preparing students to be successful in an evolving world in which they will live and work," he continued.

Regents approved Bennett without discussion of his candidacy or the salary increase.

UNL Student Regent Paul Pechous said after the meeting that he's excited to bring Bennett in, someone who is "really student-centered" with a background in student affairs.

"It's exciting to be in this position, to have a chancellor who is excited to make some positive changes," Pechous said. "He's not afraid to speak candidly about some of the complexities of what we're going to be facing in the next couple of years."

Clare described Bennett as an "enthusiastic, bold, visionary leader."

"He will ... not only enhance the research credibility at the University of Nebraska, but will also help grow the entire institution," Clare said. "That can change not only the University of Nebraska but change the nation if not the world."

Nebraska Examiner is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501c(3) public charity. Nebraska Examiner maintains editorial independence. Contact Editor Cate Folsom for questions: info@nebraskaxaminer.com. Follow Nebraska Examiner on Facebook and Twitter

You're News! The Press and Dakotan

second (cfs) from one well completed under the Missouri Elk Point Aquifer (95 feet deep) located near the center of the NE 1/4 Section 6 for irrigation of 130 acres located in the NE 1/4 Section 6; all in T29N-R53W. This application proposes to irrigate an additional 50 acres located in the NE 1/4, E 1/2 NW 1/4, N 1/2 SE1/4 Section 6; all in T29N-R53W from the existing well as described above. This application, if approved, and Water Right No. 3628-3 will authorize a combined total of 1.9 cfs for irrigation of 180 acres. This site is located approximately 11 miles northwest of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8746-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing these applications or recommendations shall allege that the applications, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the applications, or other matter concerning the applications within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendations, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

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Published once at the total approximate cost of \$43.20 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 2023.

NOTICE OF APPLICATION NOS. 8746-3 & 8747-3 to Appropriate Water

Notice is given that Mark D. Nelson, 31079 467th Ave, Vermillion SD 57069 has filed the following applications for a water permit. Application No. 8746-3 proposes to appro-

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 8746-3 and 8747-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendations with qualifications, the applications, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

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If the applicant does not contest the recommendations of the Chief Engineer and no petition to oppose the applications is received, the Chief Engineer shall act on the applications pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$46.88 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Commission, Yankton County, South Dakota, at 6:30 P.M. on the 5th day of July and the 18th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:20 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23 & 30, 2023.

STATE OF SOUTH DAKOTA)

COUNTY OF YANKTON)

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

ESTATE OF BONNIE TAGGART,

DECEASED.

66PRO23-000021

NOTICE TO CREDITORS

Notice is given that on the 20th day of June, 2023, LINDA LARSON, whose address is 19473 429th Ave., Bryant, SD 57221, was appointed as Personal Representative of the Estate of Bonnie Taggart.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated the 20th day of June, 2023.

LINDA LARSON
19473 429th Ave
Bryant, SD 57221
(605) 881-3304

JODY JOHNSON
Yankton County Clerk of Courts
410 Walnut, Suite 205
Yankton, South Dakota
605-668-3080

HEATHER LACROIX
Attorney at Law
806 Bellast
PO Box 22
Yankton, SD 57078
605-665-2535

Published three times at the total approximate cost of \$55.75 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 30, & July 7, 2023.

STATE OF SOUTH DAKOTA)

COUNTY OF YANKTON)

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

Estate of
DONNA L LEE
Deceased

66PRO23-

NOTICE TO CREDITORS AND NOTICE OF INFORMAL PROBATE AND APPOINTMENT OF PERSONAL REPRESENTATIVE

Notice is given that on June 5th Mike Lee, whose address is 2505 Timberland Dr., Yankton, SD 57078, LaRae Lee, whose address is 4620 304th St., Volin, SD 57072 and Robin Stolz, whose address is 915 Picotte St., Yankton, SD 57078, were appointed as co-personal representatives of the estate of Donna L. Lee.

Creditors of decedent must file their claims within four months after the date of the first publication of this

Volin., SD 57072
605-857-9433

Jody Johnson
Yankton County Clerk of Court
410 Walnut, Ste. 205
Yankton, SD 57078
(605) 668-3080

Joshua M. Anderson
Marlow, Woodward & Huff, Prof. LLC
PO Box 667
Yankton, SD 57078-0667
(605) 665-5009

Published 3 times at the total approximate cost of \$77.37 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16, 23 & 30, 2023.

YANKTON SCHOOL DISTRICT 63-3 REQUEST FOR PROPOSAL (RFP) LIQUID PROPANE GAS (LPG) COMMODITY & DELIVERY SERVICES

Proposals for the furnishing of the annual supply of Liquid Propane Gas (LPG) and Delivery will be received by the Business Manager of the Yankton School District, until 1:30 p.m., Tuesday, June 27, 2023 at the Yankton School District Administration Building located at 2410 West City Limits Road, Yankton, South Dakota. RFP packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Jason L. Bietz
Business Manager

Published twice at the total approximate cost of \$21.30 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16 & 23, 2023.

YANKTON SCHOOL DISTRICT 63-3 NOTICE TO BIDDERS

Sealed bids for the furnishing of the annual supply of Gasoline and Diesel Fuel will be received by the Business Manager, and witnessed by the Supervisor of Bussing, or other designee, until 1:30 p.m., Tuesday, June 27, 2023 at which time bids will be opened, read aloud and tabulated in the School Board Meeting room at the Yankton School District Administration Building at 2410 West City Limits Road, Yankton, South Dakota. Bid packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Jason L. Bietz
Business Manager

Published twice at the total approximate cost of \$19.59 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16 & 23, 2023.

Carter announced NU will also be looking for students to lead recruitment efforts, and NU will reimagine Regents Scholarships to cover all the scholars' NU expenses, not just tuition.

A major goal will also be for NU to rejoin the Association of American Universities, an elite group of colleges and universities. NU had belonged to the group from 1909 until 2011, when the AAU terminated its membership. Bennett has also expressed interest in rejoining the AAU.

"No university that's ever left the AAU has ever been brought back in. Ever. We would be the first," Carter said.

As part of that plan, NU intends to report research expenditures at UNL, the University of Nebraska Medical Center and systemwide institutions together.

Multiple AAU members are aligned with a medical school. "It's not a merger," Carter said. "It's an administrative realignment that leverages the full combined strengths of our flagship university and our medical center."

Regent Tim Clare of Lincoln, the board's chair, said the budget and subsequent plan allow NU to go from good to great.

HUSKER ATHLETICS MOVES TO NU PRESIDENT

Barney McCoy, a professor in UNL's College of Journalism and Mass Communications, expressed concern at the regents' proposal to shift oversight of Husker Athletics from the UNL chancellor to the NU president.

University of Nebraska-Lincoln professor Barney McCoy (Zach Wendling/Nebraska Examiner)

McCoy is the chair of the UNL Faculty Senate Intercollegiate Athletics Committee that reviews policies and advises Husker Athletics and includes Athletic Director Trev Alberts.

He said NU is facing a "historic operational threat" that requires Carter's "full attention" to address. Similarly, intercollegiate athletics is in a "historic era," with new transfer rules and name, image and likeness revenue, so campuses face new challenges and opportunities.

But the system is not broken, McCoy said, and UNL provides Husker student-athletes support, resources and opportunities for lifelong success.

Under these circumstances, it seems prudent at present to keep oversight of Husker Athletics in the hands

of Carter announced NU will also be looking for students to lead recruitment efforts, and NU will reimagine Regents Scholarships to cover all the scholars' NU expenses, not just tuition.

Regents, including Clare and Regent Rob Schafer of Fremont, the board's vice chair, said the move is to offer the job to the "best man" to advance the university.

"We need to put our best person that's situated, for us, to move us forward," Schafer said, noting that it's not to take anything away from Bennett or current UNL Chancellor Ronnie Green.

CHANCELLOR RODNEY BENNETT

Bennett, the former University of Southern Mississippi president, will start July 1 with a \$720,000 base salary. This is 37% above his predecessor's salary.

"The chance to serve the University of Nebraska-Lincoln as chancellor is the opportunity I have been preparing for over 30 years," Bennett said in a statement.

"UNL is truly unique in building vibrant, economically competitive communities across Nebraska while preparing students to be successful in an evolving world in which they will live and work," he continued.

Regents approved Bennett without discussion of his candidacy or the salary increase.

UNL Student Regent Paul Pechous said after the meeting that he's excited to bring Bennett in, someone who is "really student-centered" with a background in student affairs.

"It's exciting to be in this position, to have a chancellor who is excited to make some positive changes," Pechous said. "He's not afraid to speak candidly about some of the complexities of what we're going to be facing in the next couple of years."

Clare described Bennett as an "enthusiastic, bold, visionary leader."

"He will ... not only enhance the research credibility at the University of Nebraska, but will also help grow the entire institution," Clare said. "That can change not only the University of Nebraska but change the nation if not the world."

Nebraska Examiner is part of States Newsum, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity.

Nebraska Examiner maintains editorial independence. Contact Editor Cate Folsom for questions: info@nebraskaxaminer.com. Follow Nebraska Examiner on Facebook and Twitter

You're News! The Press and Dakotan

Farmers

From Page 1

Surging land values have been fueled by increased global demand for grain, the limited availability of land for sale, federal pandemic stimulus payments that increased demand for land (because more farmers had more cash on hand), and higher corn prices that have made cropland more profitable.

"If you were to put historical corn prices next to that," Moe said, referencing rising land prices, "you'd find that they follow pretty closely."

It's not just land values putting ownership out of reach for producers with less capital and cash on hand.

Fertilizer and fuel prices jumped more than 33% in 2021, according to Farm Credit Services. Farm machinery, building materials, seed and feed costs increased, as well.

Farmers with less cash take out loans to afford those inputs,

Moe said, and the interest rates on those loans more than doubled in recent years.

"It's just so capital intensive," Moe said. "It is a barrier to entry, there is no doubt; whether you're trying to rent or buy, because the costs of production are so high. And I don't have a good answer to solve that. It's just a reality."

Ultimately, more tenant farmers are struggling to grow or secure land holdings.

"It's just about impossible for a new person to enter the farming industry," Wonnemberg said. "And because higher land prices also tend to drive up rent, some can't even afford to rent now either."

According to SDSU Extension, an average acre of cropland in the state costs \$149 to rent annually — \$96 more than in 2003, but \$1 less than the peak in 2014. Inflation and higher interest rates have made conditions far worse than in 2014, Wonnemberg said.

Programs exist in the state to help new farmers develop a sustainable business model, like the Farm Beginnings program run by Dakota Rural Action. Farm Begin-

nings is a training program where local farmers help participants launch a profitable operation.

However, the program is less focused on the large-scale grain and cattle farms popular in the state.

Frank James is the director of Dakota Rural Action. He said new farmers are finding inroads with diverse, smaller-scale farms — raising things like bees and chickens, growing things like fruits and vegetables — selling to the communities in which they live.

"A lot of the problem is federal crop insurance guarantees producers get a return on that grain," James said. "And that guarantee drives up the price of land."

South Dakota Searchlight is part of States Newsum, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. South Dakota Searchlight maintains editorial independence. Contact Editor Seth Tupper for questions: info@southdakotasearchlight.com. Follow South Dakota Searchlight on Facebook and Twitter.

MEETING (ENTITY): PLANNING COMMISSION REGULAR OR SPECIAL MEETING: Regular
DATE: 6/13/2023 TIME: 7PM LOCATION: COMMISSION CHAMBERS

STAFF ATTENDANCE: Conkling/Vetter

ROLL BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

CALL:

APPROVAL OF MINUTES: MOTION BY: Nelson SECOND BY: Kettering

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

APPROVAL OF AGENDA: MOTION BY: Loest SECOND BY: Michael

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Bornitz - Rezone**

ADDRESS/LLEGAL: Lots One (1) and Two (2), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

COMMENTS: **Chris Bornitz – for applicant**
Doris Kuchta – Neighbor
Brad Wenandt - Neighbor

MOTION: **Approve as presented based on Findings of Facts**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Kettering

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Kozak – Conditional Use Permit**

ADDRESS/LLEGAL: Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

COMMENTS: Kristen Kozak - Applicant

MOTION: **Approve as presented with condition the 0.3 foot candle limitation is adhered to**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Loest

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Mace – Conditional Use Permit**

ADDRESS/LLEGAL: Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

COMMENTS: Kevin Guthmiller – Neighbor, HOA Rep.
Mike Campbell – Neighbor
Paul Schelhaas – Neighbor
Steve Kraus - Neighbor

MOTION: **Approve as presented based on checklist that allows it
Passed 7-0**

APPROVAL: MOTION BY: Michael SECOND BY: Kettering
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Olivier Plat**

ADDRESS/LLEGAL: Plat of Lot 11 of Block 6, Law Overlook Subdivision, in the SE1/4 of Section 7 and in the NE1/4 of Section 18, All in T93N, R56W of the 5th P.M., Yankton County, South Dakota

COMMENTS: None

MOTION: **Approve as presented
Passed 7-0**

APPROVAL: MOTION BY: Michael SECOND BY: Loest
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Olivier Plat**

ADDRESS/LLEGAL: A Replat of Lot 16, Block 3, Law Overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M., Yankton County, South Dakota,
Hereafter to be known as:
lot 16A, Block 3, Law overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M. Yankton County, South Dakota

COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Michael
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Kolberg Plat**
ADDRESS/LEGAL: Plat of Tracts 1 and 2, Kolberg's Addition, in the E1/2 of the SW1/4 and in the SE1/4 of Section 5, T93N, R54W of the 5th P.M., Yankton County, South Dakota.
COMMENTS: none

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Nelson SECOND BY: Kettering
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **White Crane Estates Plat**
ADDRESS/LEGAL: Plat of Lots 17, 18, 19, 77, 78, and 79, Crestview Homes Subdivision, in the NE1/4 of Section 21, T93N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Loest
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **LL Cwach LLC Plat**
ADDRESS/LEGAL: Plat of Tract 1, L and L Cwach Addition, in the SE1/4 of the NE1/4 of Section 30, T94N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Clark
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **DKL&M LLC Plat**
ADDRESS/LEGAL: Plat of Tract 1, Kronaizl Addition, in the NW1/4 of Section 1, T93N, R57W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Michael
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Yankton Thrive**
ADDRESS/LEGAL: Plat of tracts 2, 3, and 4 of Law Addition in the N1/2 of the SE1/4 of Section 2, Township 93 North, Range 56 West of the 5th P.M., City and County of Yankton, South Dakota Containing 1,222,443 SQ. FT (28.06 Acres) More or less
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: _____ SECOND BY: _____
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Discussion regarding Building Height, Small Acre Lots, and Solar Farms**
ADDRESS/LEGAL: _____
COMMENTS: _____

MOTION:

No action taken

APPROVAL:

MOTION BY: _____ SECOND BY: _____

PLANNING:

BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM:

Public Comment

ADDRESS/LEGAL:

COMMENTS:

None

MOTION:

**Adjourn
Passed 7-0**

APPROVAL:

MOTION BY: Kettering SECOND BY: Loest

PLANNING:

BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

Yankton County Planning Commission
Yankton County Board of Adjustment

Applicant

Mike Mace – Conditional Use Permit

District type: AG R1-Low R2-Moderate R3-High C-Comm.

LC – Lakeside Commercial RT-Rural Transitional

CUP needed:

Section 507 Section 607 Section 707 Section 807

Section 1805 Section 1905

NOTE:

Conditional Use Permit

Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

PC: Article 18 Section 1805

BOA: Article 19 Section 1905

Planning Commission date:
6/13/2023

Board of Adjustment date:
7/5/2023

Time:

Time: 6:40 PM

Yankton County

 Variance X Conditional Use Rezoning

Owner: Michael Mace / VK & Associates LLC

Owners Address: 3013 Broadway Ave Ste 8-124 Yankton, SD 57078

Owners Phone: 605-760-0370

Applicants Name,
if different from

Owner: Michael Mace / VK & Associates LLC

Applicants

Address: 3013 Broadway Ave Ste 8-124 Yankton, SD 57078

Job Address: Lot 29 Lilac Lane

Legal: LT 29 CRESTVIEW HOMES S/D

Section,
Township, Range: 21-93-56

Zoning
Classification: MD

Affected Zoning
Ordinance: Section 707Section 707

Reason for
Request: Construction of New Twin Homes

List Specific
Hardships: _____

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 06/13/2023 7:15 PM CDT

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 07/05/2023 6:40 Pm

Application Fee: \$300.00 Check #: 226269921 Receipt #: _____

Date:

Signature: _____


Michael Mace / VK &

05/25/2023

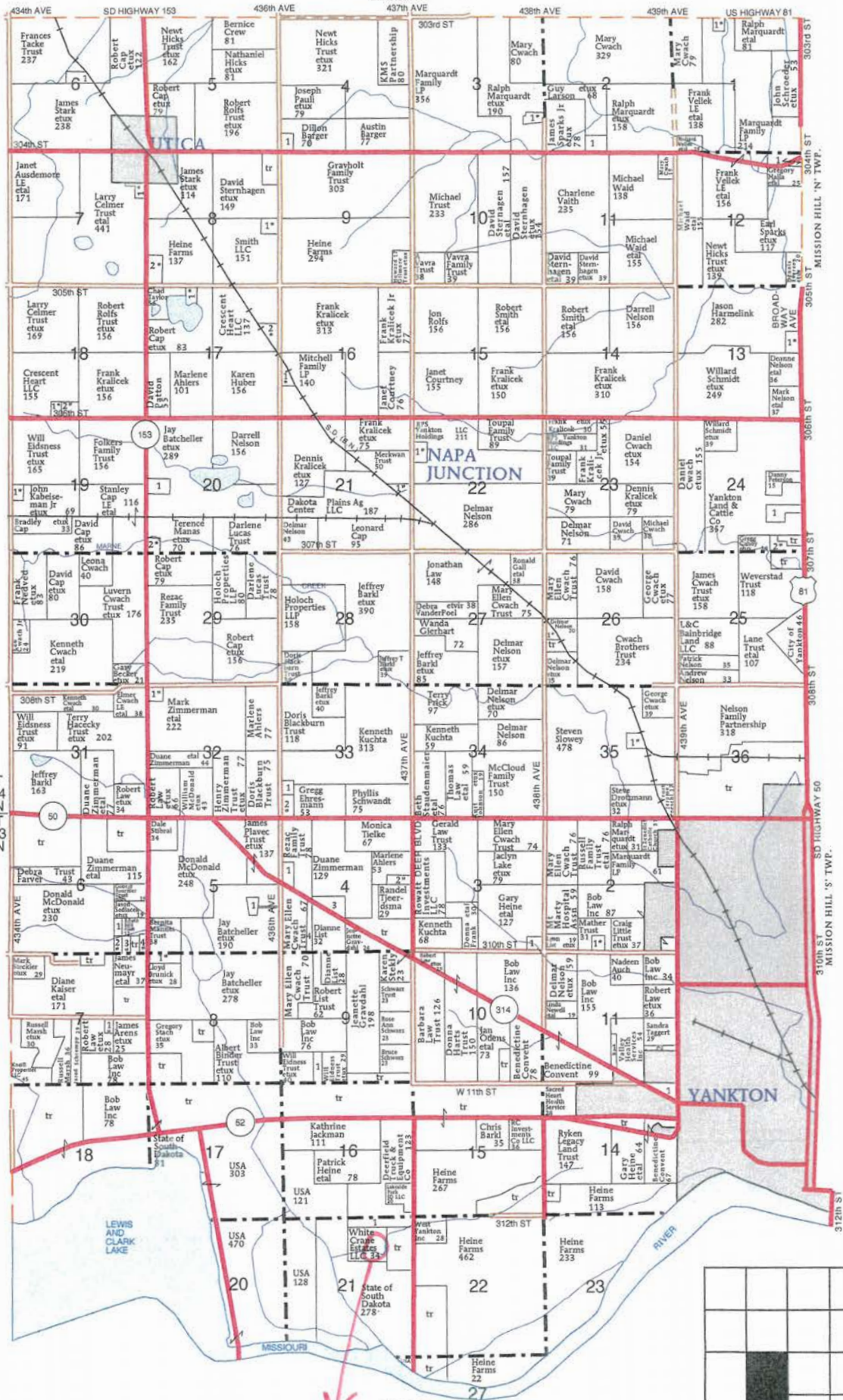
Site Map



Parcel Number: 09.021.200.290

Site Description: Twin Homes 2Br/2Ba/3CarGarage - Approx Frontage setback - 24' / Distance off of adjacent lots - 24'. Overall Width 102' Overall Depth 52'

(Landowners)
CENTRAL TWP.



UTICA TOWNSHIP

SECTION 1N

1. Siebrandt, Jacob etux 5

SECTION 2N

1. Kralicek, Melissa 11

SECTION 2S

1. Holdahl, Robert etux 5

SECTION 3N

1. Grate, Leo etux 11

SECTION 3S

1. Holtzmann Family Trust 7

SECTION 4N

1. Nedved, Mark 7

SECTION 4S

1. Larson, Robert 8

2. Brandt Trust, Merle etal 11

3. Zimmerman, Steve 20

4. List Trust, Robert 18

SECTION 5S

1. Batcheller, Jay 8

SECTION 6N

1. Town of Utica 6

SECTION 6S

1. Maska, Leann 5

2. Olivier, Curtis etux 6

3. Loecker, Mark etux 5

4. Blaha, Jon etux 5

SECTION 7N

1. Anthony, Craig etux 10

SECTION 7S

1. Phillips, Timothy etux 5

SECTION 8N

1. Christianson, David etux 6

2. Hughes, Scott etux 13

SECTION 8S

1. Fanta, Timothy etux 9

SECTION 9S

1. Rokahr, Steven 9

SECTION 11S

1. Heceky Trust, Terrance etux 11

2. Affordable Self Storage LLC 8

SECTION 12N

1. Marquardt Family LP 6

SECTION 13N

1. Cotton, Jeffrey etux 8

SECTION 14S

1. Yankton Medical Clinic PC 12

SECTION 16N

1. Anstine, Rodney etux 7

SECTION 17N

1. Schenkel, Darrell etux 8

2. Tacke, WM etux 13

SECTION 18N

1. Cap LE, Stanley etal 5

2. Cap, Robert etux 7

SECTION 19

1. Schenkel, Daniel etux 7

SECTION 20N

1. Yankton Co Sharpshooters Assn 12

2. Johnson, Michael etux 9

SECTION 21N

1. Kralicek, Frank etux 5

SECTION 21S

1. White Crane Estates LLC 18

SECTION 22N

1. Taggart, William etux 9

SECTION 24

1. Marquardt, Doug 13

2. Keller, Dallas etux 10

SECTION 26

1. Barnes, David etux 7

SECTION 32

1. Zimmerman Trust, Henry etal 12

SECTION 33

1. Delozier, Darrik 6

2. Waddell, Edward etux 8

SECTION 35

1. Slowe, Steven etux 14

Location

FINDINGS OF FACT – CONDITIONAL USE PERMIT

Mace – CUP-2023-92

Are the requirements of Section 1723 met? (signed by owner unless there is a binding purchase agreement then signed by applicant, Variance accompanied by building permit (if applicable), site plan included with building permit,	Yes
Are the requirements of Section 1729 met? (all fees paid at time of application)	Yes
Section 1805:	
1. Did you specifically cite, in the application, the section of the Ordinance under which the conditional use is sought and state the grounds on which it is requested	Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707
2. Was notice of public hearing given per Section 1803 (3-5)?	Mailed – 5-30-2023 Published – 6-2, 6-9-2023
3. Attend the public hearing	No
4. Planning Commission: Make a recommendation to include: a. Granting of conditional use; b. Granting with conditions; or c. Denial of conditional use	Grant the Conditional Use Permit based on the checklist that allows it
5. Planning Commission must make written findings certifying compliance with specific rules including: a. Ingress and Egress to proposed structures thereon with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe:	Ingress/Egress present
b. Off right-of-way parking and loading areas where required; with particular attention to the items in (A) above and the economic, noise, glare or odor effects of the conditional use on adjoining properties and properties generally in the district;	None required
c. Refuse and service areas, with particular reference to the items in (A) and (B) above;	Refuse present
d. Utilities, with reference to locations, availability, and compatibility;	Present
e. Screening and buffering with reference to type, dimensions, and character;	None required
f. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect;	None proposed with the exception of the E911 address sign
g. Required yards and other open spaces; and	Present
h. General compatibility with adjacent properties and other property in the district and that the granting of the conditional use will not adversely affect the public interest.	Is in general compatibility with adjacent properties and will not adversely affect public interest

PURCHASE AGREEMENT

THIS IS A LEGALLY BINDING CONTRACT. IF YOU DO NOT UNDERSTAND IT, SEEK LEGAL ADVICE.

1. PARTIES TO THE CONTRACT

Purchaser and Seller acknowledge that Broker is is not the limited agent of both parties to this transaction.

VK and Associates LLC and/or Assigns, hereinafter referred to as Purchaser.

R&R Properties LTD, hereinafter referred to as Seller.

Purchaser offers and agrees to purchase upon the terms and conditions set forth, the property legally described as:

Lot 29 Crestview Homes, City and County of Yankton, South Dakota

Parcel: 09.21.200.290

Also known as: Lot 29 Lilac Lane, Crestview Homes S/D, Yankton, SD, 57078

2. EARNEST MONEY DEPOSIT

Earnest Money in the amount of (\$ 1000.00) One thousand and no/100 Dollars shall be made payable to and delivered to Listing company on the next legal banking day after acceptance of this offer and credited at closing. If an accepted Purchase Agreement does not close, regardless of the circumstances, both Purchaser and Seller must agree in writing prior to release of earnest money or in the alternative, pursuant to court order in accordance with SDCL 36-21A-81.

3. FUNDING

This is a cash offer not contingent upon financing. The remaining balance due at closing shall be paid by certified check. Verification of funds from 1st Interstate Bank will be delivered by May 12, 2023 (date) or this agreement, at the option of the Seller, without notice to the Purchaser, will be voided.

This offer is contingent upon Purchaser obtaining financing for a _____ type of loan. A letter of Purchaser's loan status will be delivered by _____ (date). Within _____ legal banking days after acceptance of this Purchase Agreement, Purchaser will make written formal application for and diligently and in good faith endeavor to secure a loan, pay all application fees, and sign all financing documents without delay. Purchaser reserves the right to obtain alternative financing so long as there are no increase cost to the Seller.

Contract for Deed. See attached addendum.

4. APPRAISAL

This Purchase Agreement is is not subject to the property appraising for the at least the purchase price. If the appraisal report reveals any deficiencies that must be corrected, Purchaser and Seller may negotiate in good faith to correct such deficiencies.

5. PROPERTY CONTINGENCY

This offer is contingent upon the Seller's property purchase and closing.

This offer is not contingent upon the sale or close of property owned by the Purchaser. If Purchaser is obtaining financing this must be stated on loan status letter.

This offer is contingent upon the sale and close of the Purchaser's property commonly known as:
(full address) _____

within time specified for closing Seller Property. Seller shall have the right to continue to offer the property for sale and accept any offer subject to the rights of the Purchaser. Should Seller receive another acceptable offer, Seller will give Purchaser written notice of that fact. Purchaser will provide a written waiver of this contingency within _____ hours of receipt of Seller notice or this agreement will terminate without further notice and Earnest Money will be returned according to paragraph 2 of this agreement. Upon waiver of this contingency, Purchaser warrants and will provide written proof that the funds needed for closing will be available and Purchaser's ability to obtain financing is not contingent upon the sale and/or close of any property.

6. SELLERS PROPERTY DISCLOSURE

Before signing this agreement Purchaser acknowledges receipt of Seller's Property Condition Disclosure Statement dated _____ as required by SDCL43-4-38 through 43-4-43.

Purchaser acknowledges that no disclosure statement is required for the following reason

land lot

INITIALS: PURCHASER _____

SELLER _____



[Handwritten signature]

15. HOME PROTECTION PLANS

A home protection plan is is NOT part of this agreement.

Purchaser and Seller acknowledge that home protection plans are available from third party providers. Protection plans are not in any way a warranty of condition of the property.

If a plan is to be purchased, it shall be provided by _____ (company name) with the following options _____.

Purchaser and Seller acknowledge that compensation may be paid to a Broker.

The cost of the home protection plan shall be paid as follows: Purchaser _____ Seller _____

16. OTHER PROVISIONS: If none, state none.

Offer is contingent on approval of twin-home construction on subject lot

17. PROPERTY CONDITION UPON CLOSING

All personal property including refuse, not included in the purchase, shall be removed by the Seller prior to closing. Property shall be left in neat and clean condition. Lawn shall be mowed and snow removed. Purchaser shall have all utilities transferred into their name on or before the day of closing.

18. ADDENDA TO THIS PURCHASE AGREEMENT: If none, state none.

The following documents are addenda to this contract and are attached and become part of this contract by reference.

none

19. PURCHASE PRICE

The total purchase price is to be: (\$ 41,500.00) Forty-one thousand five hundred and no/100 Dollars

After Earnest Money herein is credited, the remaining balance is to be paid by Purchaser at closing.

20. EXPIRATION

This agreement is void if not accepted by the 13 day of May, 2023 by 5:00 am pm

21. THE LAWS OF SOUTH DAKOTA GOVERN THIS TRANSACTION

22. TIME IS OF THE ESSENCE

Dated this 12 day of May, 2023 at 3:30 am pm

Purchaser

Purchaser

Address: _____

On this 13 day of May 2023, at 4:00 am pm the forgoing offer is:

~~ACCEPTED~~ NOT ACCEPTED / COUNTERED /

Seller

Seller

Address: _____

THE FOLLOWING IS FOR INFORMATIONAL PURPOSES ONLY

The Move Group
Selling Company

Kerry Woehl
Selling Licensee

Lewis & Clark
Listing Company

Leslie Kuntz
Listing Licensee

Variance, Conditional Use and Rezoning Application CUP-2023-92
 Applicant Michael Mace
 Fees Paid \$300.00
 Created May 24, 2023

Number CUP-2023-92
 09.021.200.290 | Michael Mace / VK & Associates LLC | Lot 29 Lilac Lane, Yankton, SD, 57078
 Submitted by mike@vkandassociatesllc.com on 5/24/2023



Applicant

Michael Mace

6057600370

mike@vkandassociatesllc.com

Parcel search Completed On 5/24/2023 6:39 AM EST by mike@vkandassociatesllc.com



Maxar, Microsoft

Powered by Esri

ParcelID	Address	City	OwnerName	Acres
09.021.200.290			R&R PROPERTIES LTD (D)	0.000

Draft Building Permit Completed On 5/24/2023 7:01 AM EST by mike@vkandassociatesllc.com

Upload Draft Building Permit

Generate Draft Building Permit Completed On 5/25/2023 12:38 PM EST by mike@vkandassociatesllc.com

[Generate Draft Building Permit](#)

Submit Completed On 5/25/2023 12:39 PM EST by mike@vkandassociatesllc.com

A notification sign shall be posted on the property upon which action is pending at least seven (7) days prior to the hearing date. Such signs shall be placed along all the property's road frontage so as to be visible from the road. If a property does not have a road frontage, then such signs shall be placed upon the closest available right-of-way and upon the property. Said signs shall not be less than one hundred and eighty seven (187) square inches in size. It shall be unlawful for any person to remove, mutilate, destroy or change such posted notice prior to such hearings.

Please pick the sign up from the zoning office on or before eight (8) days prior to the meeting.

Applicant Agreement

Please check the box to confirm you have read and agree to the notices above.

Signature



Date

5/25/2023

Application Submitted Successfully Completed On 5/25/2023 12:39 PM EST by mike@vkandassociatesllc.com

Your application has been submitted for review. Thank you.

Please click next at the bottom to continue. Thank you

Request Information Completed On 5/25/2023 1:01 PM EST by bconkling

Type of Request

Conditional Use

Fee

\$300.00

Reason for Request

Construction of New Twin Homes

List Specific Hardships

Applicant Information

Are you the owner of the property?

Yes

Applicant Name

Michael Mace / VK & Associates LLC

Applicant Address

3013 Broadway Ave Ste 8-124 Yankton, SD 57078

Applicant Phone

605-760-0370

Owner Information

Owner Name

Michael Mace / VK & Associates LLC

Owner Address

3013 Broadway Ave Ste 8-124 Yankton, SD 57078

Owner Phone Number

605-760-0370

Property Information

Parcel ID Number

09.021.200.290

Legal Description

LT 29 CRESTVIEW HOMES S/D

Site Address

Lot 29 Lilac Lane

City

Yankton

Zip

57078

Section-Township-Range

21-93-56

Zoning District

MD

Zoning Description

MD

Existing Use of Property

MD

Draft Building Permit Form Completed On 5/25/2023 1:05 PM EST by bconkling

Job Address

Lot 29 Lilac Lane, Yankton

Legal Description of Construction Site

LT 29 CRESTVIEW HOMES S/D

Owner Name

Owner Address

3013 Broadway Ave Ste 8-124 Yankton, SD 570748

Owner Phone

605-760-0370

Contractor

Quality Home Improvements

Contractor Mailing Address

2200 Douglas Ave #57 Yankton, SD 57078

Contractor Phone

6055006577

Architect or Designer

Kaden Lammers - Mead Lumber

Architect or Designer Mailing Address

2409 Broadway Ave Yankton, SD 57078

Architect or Designer Phone

402-360-5886

Type and Use of Building

Residential

Class of Work

New

Describe Work

Twin Homes built on Slab, 2Br/2Ba/3Car, 1367 Sqft livable Per Residence.

Valuation of Work

\$365000

Planning Review Completed On 5/25/2023 1:14 PM EST by bconkling

Continue with application

Continue

Describe what the applicant is requesting

Applicant is requesting a Conditional Use Permit to construct a twin home in a Moderate Density Residential District

Planning Commission Code Reference

Section 707

Other Planning Commission Code Reference ⓘ

Board of Adjustment Code Reference

Section 707

Other Board of Adjustment Code Reference ⓘ

Please confirm the zoning provided by the applicant. If zoning is incorrect, please enter the correct zoning. It is this field that is printed on the final form to avoid applicant/system error. The correct zoning must be entered.

Zoning Classification ⓘ

MD

Wave Fee

Notes ⓘ

Director Review Completed On 5/25/2023 1:37 PM EST by gvetter

Zoning Director Review

Approve

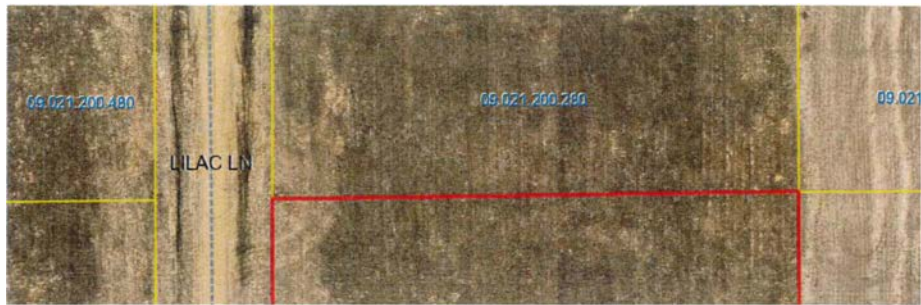
Site Plan Completed On 5/25/2023 1:54 PM EST by bconkling

Map - Mark the location of structures and other necessary information.

Sketch Layer +

Reference Layer -

Mapproxy



Describe the location and use of adjacent structures

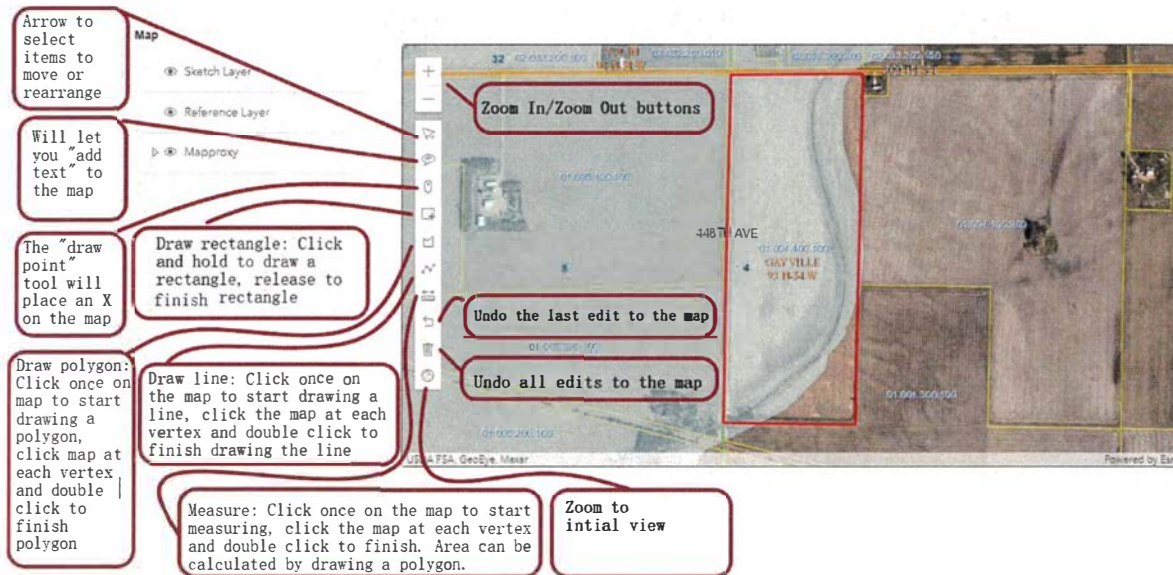
Twin Homes 2Br/2Ba/3CarGarage - Approx Frontage setback - 24' / Distance off of adjacent lots - 24'. Overall Width 102' Overal Depth 52'

Upload Site Plan and/or additional plans and documents

[mike main.pdf](#)

[Lilac 29 Elevation 2 Car Garage.pdf](#)

[mike mace 3 car garage.pdf](#)



Payment Completed On 5/25/2023 2:15 PM EST by mike@vkandassociatesllc.com

Fees Paid

[VIEW RECEIPT](#)

Fee Name	Recipient	Amount
Fee	Planning and Zoning	\$300.00

Confirmation Data

Payment Method	Online
Confirmation Number	226269921
Amount Paid	\$300.00

PC Prep Completed On 5/25/2023 2:24 PM EST by bconkling

Planning Commission Meeting

Planning Commission Meeting Date and Time

June 13th 2023, 7:15 pm CDT

Letters to be mailed 10 days prior to the public meeting:

06/03/2023 7:15 PM

Additional instructions for PC email

Return the affidavit 8 days prior to the public meeting:

06/05/2023 7:15 PM

Place your zoning action sign 7 days prior to the public meeting:

06/06/2023 7:15 PM

Date to send email to applicant

05/29/2023

Upload PC Mailing Labels

[Mace labels.pdf](#)

Upload PC Affidavit of Mailing

[3 Mailing affidavit 1320.pdf](#)

Upload PC Notification Letter

[CUP NOT Letter.pdf](#)

Upload PC Newspaper Publication

[Legals 6-13-2023.pdf](#)

Permit Number

CUP-2023-92

Receipt Number

PC App Form Completed On 5/25/2023 2:24 PM EST by bconkling

[PC App Form](#)

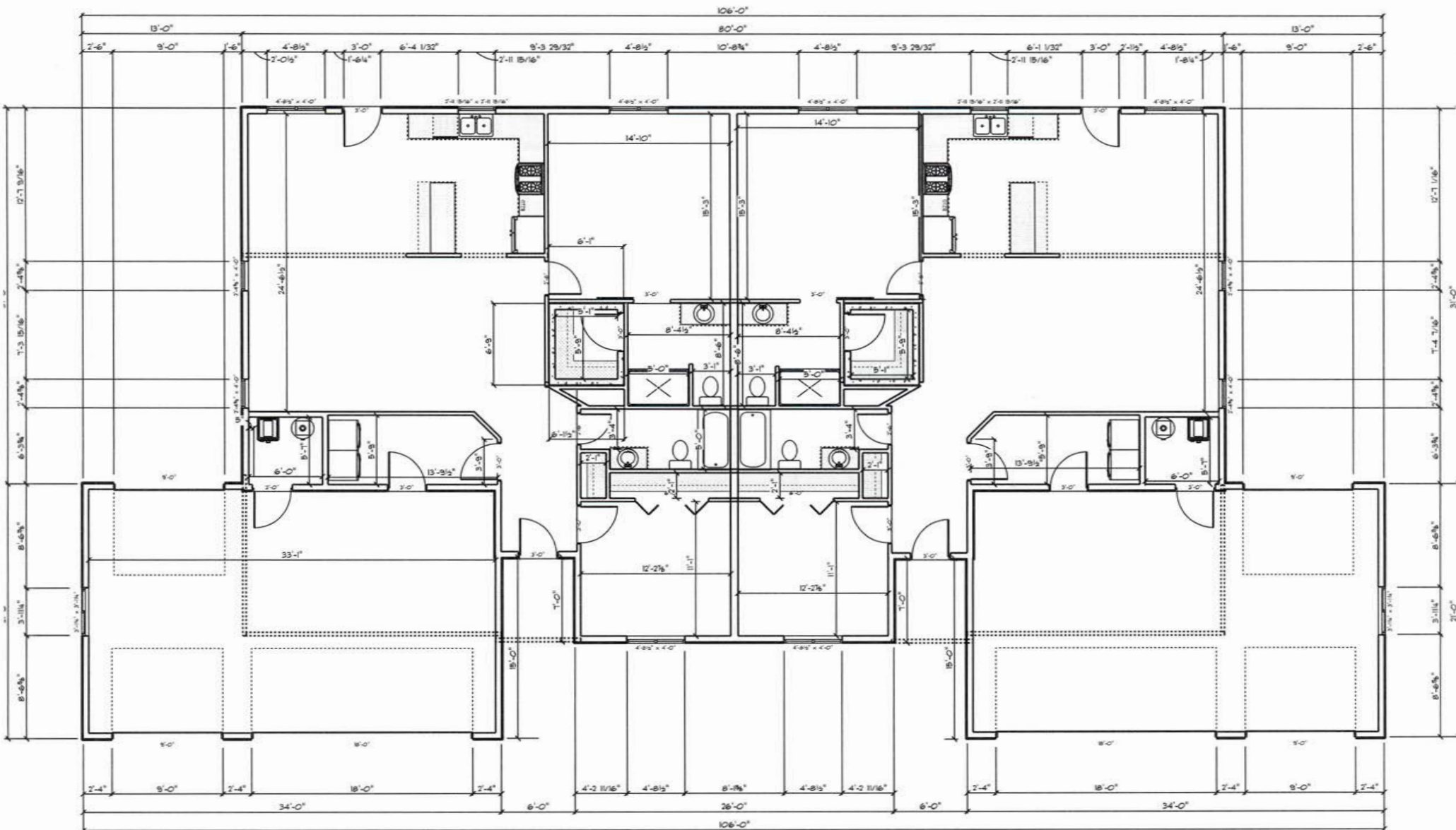
External Notes

Documents

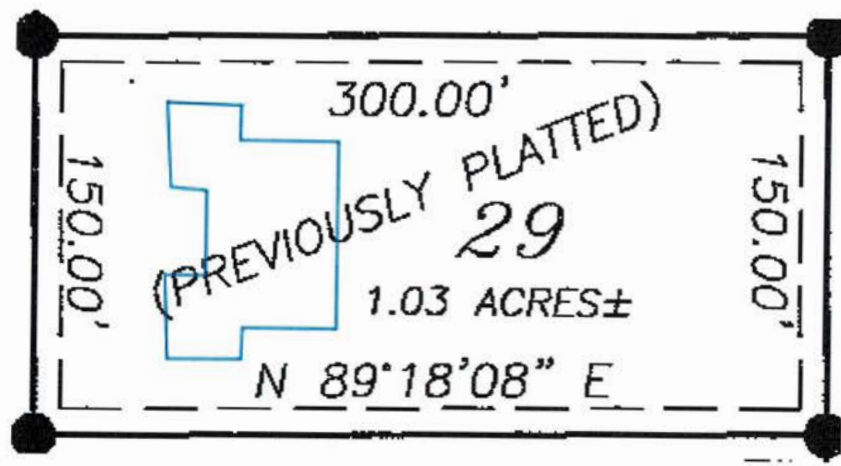
Internal Notes

Documents





Lilac LN



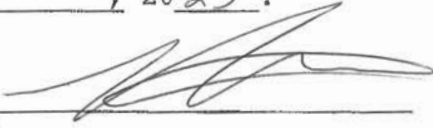
AFFIDAVIT OF MAILING

I, MICHAEL MACE hereby certify that on the 23rd day of JUNE, 2023, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

A true and correct copy of the Notice of Public Hearing notification letters are attached as Exhibit #1 or #2.

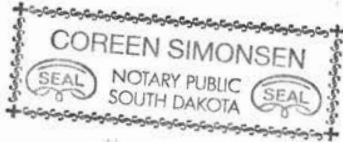
A true and correct copy of the mailing list for owners of real property is attached as Exhibit #1A or #2A.

Dated the 23rd day of JUNE, 2023.



(Name)
Affiant

Subscribed and sworn to before me this 23 day of JUNE, 2023.





Notary Public - South Dakota
My commission expires: 10/15/2027

(SEAL)

NOTIFICATION

June 19, 2023

Applicant:
Mike Mace
3013 Broadway Ave Ste 8-124
Yankton, SD 57078

Dear Yankton County Property Owner:

The Yankton County Zoning Ordinance requires written notification describing a specific action be sent to the owners of real property lying within 1,320 feet of the property on which the below described action is proposed. The notice shall be given to each owner of record by depositing such notice in the United States Post Office not less than 10 days prior to the hearing date. Therefore, you are hereby notified. Please take a moment to review the notice of public hearing described below.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:40 P.M. on the 5th day of July, 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413

The application may be reviewed at the Zoning Administrators office, Yankton County Government Center, 321 West Third St., Yankton, S.D. or online at the Yankton County Website.

Sincerely,
Mike Mace

Petitioner

ADAM, ROGER P (D)
109 VIOLET DR
YANKTON SD 57078

ADAM, ROLAND A (D)
317 S DEER BLVD
YANKTON SD 57078

ALLEN, DAVID (D)
PO BOX 39
YANKTON SD 57078

AMENT, DAVID (D)
112 CURLIES ST
YANKTON SD 57078

BEEM, JOSEPH (D)
309 TULIP LN
YANKTON SD 57078

BRIGHTWAY ELECTRIC LLC (D)
PO BOX 216
YANKTON SD 57078

BROWN, WALLACE D (D)
311 LILAC LN
YANKTON SD 57078

BUNKERS, BEAU (D)
108 CURLIES AVE
YANKTON SD 57078

CAMERON, BENJAMIN LEE (D)
308 TULIP LN
YANKTON SD 57078

CAMPBELL, KARLA M REV LVNG TR (D)
211 TULIP LN
YANKTON SD 57078

CHARTIER, RYAN (D)
401 TULIP LN
YANKTON SD 57078

CLAY'S CONSTRUCTION LLC (D)
56217 887 RD
HARTINGTON NE 68739

DEGROFF, PERRY C (D)
403 LILAC LN
YANKTON SD 57078

DENTLER, GREIGG (D)
801 SPRUCE ST
YANKTON SD 57078

DIEFENDERFER, TERRY (D)
102 VIOLET DR
YANKTON SD 57078

DIMMER, BENJAMIN M (D)
113 CURLIES ST
YANKTON SD 57078

DITMAR, CHARLES REV TRUST (D)
112 TOOTYS AVE
YANKTON SD 57078

DOGGETT, LORI ANN (D)
4879 BARN OWL DR
FREDERICK CO 80504

DROTZMAN, JACOB (D)
111 VIOLET DR
YANKTON SD 57078

DROTZMAN, MICHAEL J (D)
402 LILAC LN
YANKTON SD 57078

EILERS, CHRISTOPHER N (D)
403 TULIP LANE
YANKTON SD 57078

EKEREN, LONNIE (D)
119 CURLIES ST
YANKTON SD 57078

ENGELHAUPT, KIM R (D)
305 LILLY LN
YANKTON SD 57078

FILLAUS, JENNIFER A (D)
307 TULIP LN
YANKTON SD 57078

FOXHOVEN, TIMOTHY G (D)
101 VIOLET DR
YANKTON SD 57078

FRANZ, GREGORY (D)
307 LILAC LN
YANKTON SD 57078

GEDNALSKE, TIMOTHY M (D)
306 LILLY LN
YANKTON SD 57078

GUTHMILLER, KEVIN D (D)
105 VIOLET DR
YANKTON SD 57078

HAAS, TIMOTHY A (D)
104 VIOLET DR
YANKTON SD 57078

HEGDAHL, ROBERT G (D)
206 VIOLET DR
YANKTON SD 57078

HEIER, JEFF A JR (AKA JEFFREY) (D)
107 CURLIES ST
YANKTON SD 57078

HINKER, DUSTIN ROBERT (D)
110 VIOLET DR
YANKTON SD 57078

HINZ, SETH FREDRIC (D)
310 TULIP LN
YANKTON SD 57078

HIXSON, LARRY (D)
304 TULIP LN
YANKTON SD 57078

HOFFMAN, CHRISTOPHER (D)
116 CURLIES ST
YANKTON SD 57078

HUBBARD, JOHN ARTHUR (D)
104 CURLIES ST
YANKTON SD 57078

HUBER, MARLON (D)
407 TULIP LN
YANKTON SD 57078

HUCHTMEIER, JUDY (D)
400 TULIP LN
YANKTON SD 57078

JONES, BRADY W (D)
302 LILAC LN
YANKTON SD 57078

K CONSTRUCTION LLC (D)
1603 LOCUST ST
YANKTON SD 57078

KISTLER, JUDITH M (D)
201 VIOLET DR
YANKTON SD 57078

KLEINSASSER, KEVIN JAY (D)
2403 WEST CITY LIMITS RD #318
YANKTON SD 57078

KORTAN, LINDSAY M (D)
100 CURLIES ST
YANKTON SD 57078

KRAMER, JOSHUA DAVID (D)
109 CURLIES ST
YANKTON SD 57078

KRAUSE, STEVEN E FAMILY TRUST (D)
305 LILAC LN
YANKTON SD 57078

KUEHLER, MARK E (D)
100 VIOLET DR
YANKTON SD 57078

KUNTZ, LEE (AKA LEON) (D)
207 VIOLET DR
YANKTON SD 57078

LAKESIDE PARK SD LLC (D)
% RANDY SKILLIN
639 E MCKINLEY
FRESNO CA 93728

LEE, MARK A (D)
2128 DASHER DR
LUSBY MD 20657

LESHER, DAVID E (D)
301 LILLY LN
YANKTON SD 57078

LICHTY, KYLE V (D)
110 CURLIES ST
YANKTON SD 57078

MACKEY, CHARLES J (D)
307 LILLY LN
YANKTON SD 57078

MALLOY, MATTHEW JOHN (D)
108 VIOLET DR
YANKTON SD 57078

MASKA, RICHARD D (D)
108 TOOTY'S AVE
YANKTON SD 57078

MCALLISTER, LUKE EDWARD (D)
208 VIOLET DR
YANKTON SD 57078

MERCHANT, BRITNI (D)
3203 DOVER DR
NORFOLK NE 68701

MERKEL, BENJAMIN J (D)
118 TOOTY'S AVE
YANKTON SD 57078

MINES, HALEY J (D)
2403 WEST CITY LIMITS RD #103
YANKTON SD 57078

O'GORMAN, JOSHUA (D)
404 LILAC LN
YANKTON SD 57078

PEKAREK, CURT J (D)
511 EAST 9 ST
MORRIS MN 56267

PEPPER, SARA L (D)
107 VIOLET DR
YANKTON SD 57078

PERK, BARBARA M-ZDENEK (D)
118 CURLIE ST
YANKTON SD 57078

PFEIFER, SCOTT M (D)
84803 US HWY 81
NORFOLK NE 68701

R&R PROPERTIES LTD (D)
10937 WEST PROGRESS PL
LITTLETON CO 80127

RAMES, AARON LEE (D)
206 EAST 29 ST
YANKTON SD 57078

RETTIG, MARK L (D)
114 CURLIES ST
YANKTON SD 57078

RETZLAFF, MIKE (D)
111 CURLIES ST
YANKTON SD 57078

RODRIGUEZ ROSA, GENARO (D)
1403 OAKWOOD DR #7
YANKTON SD 57078

RUSHER, RYAN R (D)
311 LILLY LN
YANKTON SD 57078

SATTER, ANGIE (D)
2130 SW CAMELOT CT APT 46
PORTLAND OR 97225

SCHNABEL, NICOLE IRENE (D)
401 LILAC LN
YANKTON SD 57078

SCHOENFELDER, AARON (D)
116 TOOTY'S AVE
YANKTON SD 57078

SCHOENFELDER, DEAN (D)
308 LILLY LN
YANKTON SD 57078

SD DEPT OF GAME FISH & PARKS (D)
523 EAST CAPITOL AVE
PIERRE SD 57501

SHERRATT, CHAD T (D)
110 TOOTY'S AVE
YANKTON SD 57078

SIEBERT, MATTHEW RAWLAND (D)
406 LILAC LN
YANKTON SD 57078

SIELER, DUANE D (D)
114 TOOTY'S AVE
YANKTON SD 57078

SKELHOUSE 1 LLC (D)
11707 ASTER WAY
WOODBURY MN 55125

SLADE, DANIEL J (D)
411 TULIP LN
YANKTON SD 57078

SMITH, EDWARD (D)
115 CURLIES ST
YANKTON SD 57078

SOPHECK, SENG (D)
2405 WEST CITY LIMITS RD #314
YANKTON SD 57078

STAUFFACHER, CHAD (D)
311 TULIP LN
YANKTON SD 57078

STEINBERG, AUSTIN J (D)
408 TULIP LN
YANKTON SD 57078

STEINBERG, MICHAEL J (D)
402 TULIP LANE
YANKTON SD 57078

STEINER, CODY (D)
303 LILLY LN
YANKTON SD 57078

STOCK, LYLE L (D)
203 VIOLET DR
YANKTON SD 57078

STODDARD, CHARLES A (D)
105 CURLIES ST
YANKTON SD 57078

TIERNEY, LARRY (D)
405 LILAC LN
YANKTON SD 57078

TOMPKINS, APRIL D (D)
302 TULIP LN
YANKTON SD 57078

WALTERS, NICK (D)
612 KENNEDY ST
VERMILLION SD 57069

WARFEL, JEFFREY D (D)
117 CURLIES ST
YANKTON SD 57078

WEBB, ROSE S (D)
106 CURLIES ST
YANKTON SD 57078

WHITE CRANE ESTATES LLC (D)
PO BOX 805
LAUREL NE 68745

WISE, LAURIE A (D)
106 VIOLET DR
YANKTON SD 57078

AFFIDAVIT OF MAILING

I, MICHAEL MACE hereby certify that on the 30 day of MAY, 2023, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

A true and correct copy of the Notice of Public Hearing notification letters are attached as Exhibit #1 or #2.

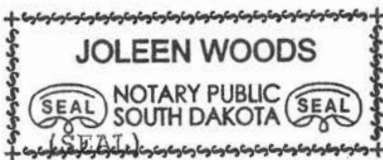
A true and correct copy of the mailing list for owners of real property is attached as Exhibit #1A or #2A.

Dated the 30 day of MAY, 2023.

[Signature]
(Name)
Affiant

Subscribed and sworn to before me this 30 day of May, 2023.

[Signature]
Notary Public - South Dakota
My commission expires: 1-30-29



NOTIFICATION

April 29, 2023

Applicant:
Mike Mace
3013 Broadway Ave Ste 8-124
Yankton, SD 57078

Dear Yankton County Property Owner:

The Yankton County Zoning Ordinance requires written notification describing a specific action be sent to the owners of real property lying within 1,320 feet of the property on which the below described action is proposed. The notice shall be given to each owner of record by depositing such notice in the United States Post Office not less than 10 days prior to the hearing date. Therefore, you are hereby notified. Please take a moment to review the notice of public hearing described below.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:15 P.M. on the 13th day of June, 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

The application may be reviewed at the Zoning Administrators office, Yankton County Government Center, 321 West Third St., Yankton, S.D. or online at the Yankton County Website.

Sincerely,
Mike Mace

Petitioner

ADAM, ROGER P (D)
109 VIOLET DR
YANKTON SD 57078

ADAM, ROLAND A (D)
317 S DEER BLVD
YANKTON SD 57078

ALLEN, DAVID (D)
PO BOX 39
YANKTON SD 57078

AMENT, DAVID (D)
112 CURLIES ST
YANKTON SD 57078

BEEM, JOSEPH (D)
309 TULIP LN
YANKTON SD 57078

BRIGHTWAY ELECTRIC LLC (D)
PO BOX 216
YANKTON SD 57078

BROWN, WALLACE D (D)
311 LILAC LN
YANKTON SD 57078

BUNKERS, BEAU (D)
108 CURLIES AVE
YANKTON SD 57078

CAMERON, BENJAMIN LEE (D)
308 TULIP LN
YANKTON SD 57078

CAMPBELL, KARLA M REV LVNG TR (D)
211 TULIP LN
YANKTON SD 57078

CHARTIER, RYAN (D)
401 TULIP LN
YANKTON SD 57078

CLAY'S CONSTRUCTION LLC (D)
56217 887 RD
HARTINGTON NE 68739

DEGROFF, PERRY C (D)
403 LILAC LN
YANKTON SD 57078

DENTLER, GREIGG (D)
801 SPRUCE ST
YANKTON SD 57078

DIEFENDERFER, TERRY (D)
102 VIOLET DR
YANKTON SD 57078

DIMMER, BENJAMIN M (D)
113 CURLIES ST
YANKTON SD 57078

DITMAR, CHARLES REV TRUST (D)
112 TOOTYS AVE
YANKTON SD 57078

DOGGETT, LORI ANN (D)
4879 BARN OWL DR
FREDERICK CO 80504

DROTZMAN, JACOB (D)
111 VIOLET DR
YANKTON SD 57078

DROTZMAN, MICHAEL J (D)
402 LILAC LN
YANKTON SD 57078

EILERS, CHRISTOPHER N (D)
403 TULIP LANE
YANKTON SD 57078

EKEREN, LONNIE (D)
119 CURLIES ST
YANKTON SD 57078

ENGELHAUPT, KIM R (D)
305 LILLY LN
YANKTON SD 57078

FILLAUS, JENNIFER A (D)
307 TULIP LN
YANKTON SD 57078

FOXHOVEN, TIMOTHY G (D)
101 VIOLET DR
YANKTON SD 57078

FRANZ, GREGORY (D)
307 LILAC LN
YANKTON SD 57078

GEDNALSKE, TIMOTHY M (D)
306 LILLY LN
YANKTON SD 57078

GUTHMILLER, KEVIN D (D)
105 VIOLET DR
YANKTON SD 57078

HAAS, TIMOTHY A (D)
104 VIOLET DR
YANKTON SD 57078

HEGDAHL, ROBERT G (D)
206 VIOLET DR
YANKTON SD 57078

HEIER, JEFF A JR (AKA JEFFREY) (D)
107 CURLIES ST
YANKTON SD 57078

HINKER, DUSTIN ROBERT (D)
116 VIOLET DR
YANKTON SD 57078

HINZ, SETH FREDRIC (D)
310 TULIP LN
YANKTON SD 57078

HIXSON, LARRY (D)
304 TULIP LN
YANKTON SD 57078

HOFFMAN, CHRISTOPHER (D)
116 CURLIES ST
YANKTON SD 57078

HUBBARD, JOHN ARTHUR (D)
104 CURLIES ST
YANKTON SD 57078

HUBER, MARLON (D)
407 TULIP LN
YANKTON SD 57078

HUCHTMEIER, JUDY (D)
400 TULIP LN
YANKTON SD 57078

JONES, BRADY W (D)
302 LILAC LN
YANKTON SD 57078

K CONSTRUCTION LLC (D)
1603 LOCUST ST
YANKTON SD 57078

KISTLER, JUDITH M (D)
201 VIOLET DR
YANKTON SD 57078

KLEINSASSER, KEVIN JAY (D)
2403 WEST CITY LIMITS RD #318
YANKTON SD 57078

KORTAN, LINDSAY M (D)
100 CURLIES ST
YANKTON SD 57078

KRAMER, JOSHUA DAVID (D)
109 CURLIES ST
YANKTON SD 57078

KRAUSE, STEVEN E FAMILY TRUST (D)
305 LILAC LN
YANKTON SD 57078

KUEHLER, MARK E (D)
100 VIOLET DR
YANKTON SD 57078

KUNTZ, LEE (AKA LEON) (D)
207 VIOLET DR
YANKTON SD 57078

LAKESIDE PARK SD LLC (D)
% RANDY SKILLIN
639 E MCKINLEY
FRESNO CA 93728

LEE, MARK A (D)
2128 DASHER DR
LUSBY MD 20657

LESHER, DAVID E (D)
301 LILLY LN
YANKTON SD 57078

LICHTY, KYLE V (D)
110 CURLIES ST
YANKTON SD 57078

MACKEY, CHARLES J (D)
307 LILLY LN
YANKTON SD 57078

MALLOY, MATTHEW JOHN (D)
108 VIOLET DR
YANKTON SD 57078

MASKA, RICHARD D (D)
108 TOOTY'S AVE
YANKTON SD 57078

MCALLISTER, LUKE EDWARD (D)
208 VIOLET DR
YANKTON SD 57078

MERCHANT, BRITNI (D)
3203 DOVER DR
NORFOLK NE 68701

MERKEL, BENJAMIN J (D)
118 TOOTY'S AVE
YANKTON SD 57078

MINES, HALEY J (D)
2403 WEST CITY LIMITS RD #103
YANKTON SD 57078

O'GORMAN, JOSHUA (D)
404 LILAC LN
YANKTON SD 57078

PEKAREK, CURT J (D)
511 EAST 9 ST
MORRIS MN 56267

PEPPER, SARA L (D)
107 VIOLET DR
YANKTON SD 57078

PERK, BARBARA M-ZDENEK (D)
118 CURLIE ST
YANKTON SD 57078

PFEIFER, SCOTT M (D)
84803 US HWY 81
NORFOLK NE 68701

R&R PROPERTIES LTD (D)
10937 WEST PROGRESS PL
LITTLETON CO 80127

RAMES, AARON LEE (D)
206 EAST 29 ST
YANKTON SD 57078

RETTIG, MARK L (D)
114 CURLIES ST
YANKTON SD 57078

RETZLAFF, MIKE (D)
111 CURLIES ST
YANKTON SD 57078

RODRIGUEZ ROSA, GENARO (D)
1403 OAKWOOD DR #7
YANKTON SD 57078

RUSHER, RYAN R (D)
311 LILLY LN
YANKTON SD 57078

SATTER, ANGIE (D)
2130 SW CAMELOT CT APT 46
PORTLAND OR 97225

SCHNABEL, NICOLE IRENE (D)
401 LILAC LN
YANKTON SD 57078

SCHOENFELDER, AARON (D)
116 TOOTY'S AVE
YANKTON SD 57078

SCHOENFELDER, DEAN (D)
308 LILLY LN
YANKTON SD 57078

SD DEPT OF GAME FISH & PARKS (D)
523 EAST CAPITOL AVE
PIERRE SD 57501

SHERRATT, CHAD T (D)
110 TOOTY'S AVE
YANKTON SD 57078

SIEBERT, MATTHEW RAWLAND (D)
406 LILAC LN
YANKTON SD 57078

SIELER, DUANE D (D)
114 TOOTY'S AVE
YANKTON SD 57078

SKELHOUSE 1 LLC (D)
11707 ASTER WAY
WOODBURY MN 55125

SLADE, DANIEL J (D)
411 TULIP LN
YANKTON SD 57078

SMITH, EDWARD (D)
115 CURLIES ST
YANKTON SD 57078

SOPHECK, SENG (D)
2405 WEST CITY LIMITS RD #314
YANKTON SD 57078

STAUFFACHER, CHAD (D)
311 TULIP LN
YANKTON SD 57078

STEINBERG, AUSTIN J (D)
408 TULIP LN
YANKTON SD 57078

STEINBERG, MICHAEL J (D)
402 TULIP LANE
YANKTON SD 57078

STEINER, CODY (D)
303 LILLY LN
YANKTON SD 57078

STOCK, LYLE L (D)
203 VIOLET DR
YANKTON SD 57078

STODDARD, CHARLES A (D)
105 CURLIES ST
YANKTON SD 57078

TIERNEY, LARRY (D)
405 LILAC LN
YANKTON SD 57078

TOMPKINS, APRIL D (D)
302 TULIP LN
YANKTON SD 57078

WALTERS, NICK (D)
612 KENNEDY ST
VERMILLION SD 57069

WARFEL, JEFFREY D (D)
117 CURLIES ST
YANKTON SD 57078

WEBB, ROSE S (D)
106 CURLIES ST
YANKTON SD 57078

WHITE CRANE ESTATES LLC (D)
PO BOX 805
LAUREL NE 68745

WISE, LAURIE A (D)
106 VIOLET DR
YANKTON SD 57078

Yankton County, South Dakota

Receipt

Paid by
Michael Mace
mike@vkandassociatesllc.com

Payment number
Date paid
Payment method

226269921
May 25, 2023 02:15 PM
Online

\$300.00 paid on May 25, 2023

Variance, Conditional Use and Rezoning Application
Application ID: CUP-2023-92

Description	Amount
Fee	\$300.00

2010 Legal and Public Notices

report are available at <https://dnr.sd.gov/public> or contact Ron Duvall for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://dnr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by June 12, 2023.

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If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$44.16 and can be viewed free of charge at www.sdpublicnotices.com.

Published on June 2, 2023.

NOTICE OF PUBLIC HEARING

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Published twice at the total approximate cost of \$20.44 and can be viewed free of charge at www.sdpublicnotices.com.

NOTICE OF PUBLIC HEARING

2010 Legal and Public Notices

Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:15 P.M. on the 13th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plans recorded in Book S20, page 413.

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Published on June 2 & 9, 2023.

Notice to Bidders

Wood doors to be 20 minute U.L. rated where required. Plain sliced red oak factory pre-finished 1-3/4" doors. New ball bearing hinges, schlage commercial lever locksets and lakon door closers. Each gym and classroom door are to have a 4" x 25" visible glass kit with 1/4" polished micro wired glass.

Five pairs, twenty-eight classrooms, one janitor door, one laundry door, and six multi-purpose room doors. Seven rest-room doors and one kitchen door door not rated.

Thirteen Closet doors and transoms. To be 1-3/8" pre-finished plain sliced red oak doors. Hinges and passage levers (no locks). Not rated one janitor storage door to be 1-3/8" hollow metal in lieu of wood due to water exposure. Complete with hinges and passage lever at gym door #211-0 a new hollow metal frame is included. Since the frame is all wood, new framing is only 5-3/4" deep so some new trim work may be required to finish off on the inside when done.

All doors with locks to be keyed and master keyed, and installed in lieu of the existing.

Please send bids and questions to:

Jeffrey Messersmith
Superintendent
jmessersmith@blfibeers.org
402-373-4800

Published fourteen times at the approximate cost of \$202.86 and can be viewed free of charge at www.sdpublicnotices.com.

Published on May 19, 20, 23, 24, 25, 26, 27, 30, 31, June 1, 2, 3, 6, and 7, 2023.

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Border

From Page 1

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Nebraska

On Final Day Of Session, Voter ID, Tax Break Bills Approved

BY PAUL HAMMEL
© 2023, Nebraska Examiner

LINCOLN, Neb. — State senators ended a tumultuous 2023 session Thursday, giving a final OK to bills concerning voter identification, tax breaks for economic development and criminal justice reform.

The 90-day session ended two days early and will be remembered for historic tax cuts, hard feelings aired during floor debate, and an almost session-long string of filibusters mounted in protest of a bill that banned gender-affirming procedures for minors.

State Sen. Tom Briese of Albion, a key player in the legislation that delivered income tax cuts and property tax relief, summed it up best: It was a "momentous session" for what got done and for how hard it was to get those things done.

The time-sucking filibusters, led by Omaha Sens. Machaela Cavanaugh and Megan Hunt, forced legislators to get creative to get bills passed.

Instead of several individual bills being advanced for debate, "Christmas tree" bills, containing up to 30 pieces of legislation, became the norm.

In the end, only 56 bills were passed, but those measures contained 291 separate bills. That compares favorably with the most recent 90-day sessions, in which 281 bills were passed in 2021 and 322 were passed in 2019.

The perception that state lawmakers weren't getting anything done because of the filibusters was incorrect, said the Speaker of the Legislature, Sen. John Arch of LaVista.

"We have done the work we were sent to do despite all the challenges before us," Arch said.

Cavanaugh, who helped set a new record for filibusters, said it was a disappointing session in which income tax cuts that mostly benefit the wealthiest Nebraskans and out-of-state corporations were passed, but little for average Nebraskans.

"We had record revenue and we did next to nothing to ease the economic struggles of everyday Nebraskans," she said.

COVID-19 era food stamp and childcare credits were extended for two years, but not increased, Cavanaugh said, despite increased need at a time of record inflation.

Omaha Sen. Mike McDonnell struck a note of optimism, saying



PAUL HAMMEL/NEBRASKA EXAMINER
State senators work on the final day of the 2023 session of the Nebraska Legislature.

that toward the end of the 2023 session, floor debates became more substantive, instead of readings of recipes and news stories during the lengthy filibusters.

"By the end of the session, people were trying to work together," he said. "I think that may carry over to the 60-day session (next year)."

Gov. Jim Pillen, in his first legislative session, labeled as "historic" and "transformational" the income tax and property tax bills passed this year.

"This is one of the most impactful sessions in Nebraska history," Pillen said in a speech at the end of the session.

Said Pillen, "In the face of extraordinary challenges, the will of the people of Nebraska has prevailed and our state has implemented once-in-a-generation conservative policies."

He said lawmakers passed a fiscally conservative budget that raised spending by 2%, provided low-income students a chance to attend a private school via the "Opportunity Scholarships Act" and boosted spending on K-12 education. Also passed was a stricter, 12-week (gestational) ban on abortion, as well as the ban on certain gender-affirming procedures for minors.

Legislative Bill 754, sponsored by Elkhorn Sen. Lou Ann Linehan, will drop the state's top two income tax brackets, and the corporate income tax rate, to 3.99% by tax year 2027.

The bill also provides a total exemption on Social Security benefits a year early, in 2024, and provides tax credits related to childcare.

A companion measure, LB 243, increases state property tax relief credits and removes

community colleges from the property tax rolls.

Altogether, the two measures, along with the impact of increased state aid to K-12 schools, are expected to provide \$6.4 billion in tax relief over the next six years.

"(This) tax package puts Nebraska back on track to become competitive nationally," Pillen said at a press conference Wednesday.

Among the measures gaining final-round approval on Thursday were:

- LB 514, which implements voter ID in Nebraska, following voter approval of a state constitutional amendment in 2022 requiring voters to show a photo ID.

The bill overcame a one-woman filibuster by Dunbar Sen. Julie Slama, who was pushing for a "more conservative vision" of voter ID.

Gordon Sen. Tom Brewer, who chairs the Government, Military and Veterans Affairs Committee, said the panel picked the "narrower, more focused" approach on voter ID when no compromise could be found between Slama and Nebraska Secretary of State Bob Ermen.

- LB 514 requires voters to show ID when voting in person. It makes exceptions for religious objectors to being photographed and people with disabilities.

- LB 727, an omnibus tax credit bill that offers breaks for everything from biodiesel to waste incinerators to expansion of the Nebraska Crossing shopping mall. The measure also would allow bond financing of state freeway projects and would end a controversial "home equity theft" procedure.

Linehan, the main sponsor, has said the tax break to Nebraska Crossing could help it transform into a regional destination for shoppers and youth sports tournaments like the "Legends" development in Kansas City.

The bill also expands the state's turnback tax to benefit an expansion of the CHI Health Center in Omaha, a new convention center in Lincoln and concert halls in downtown Omaha and LaVista.

- LB 50, a package of criminal justice reforms fashioned by Omaha Sen. Justin Wayne out of recommendations made a year ago by the Crime and Justice Institute, a think tank that has helped several states reduce spending.

The bill, the topic of several negotiations with county prosecutors, the Attorney General's Office and the Pilen administration, is aimed at reducing the number of inmates who "jam out" of prison without undergoing some rehabilitation programming.

Wayne, who chairs the Legislature's Judiciary Committee, said his main goal was ensuring public safety while trying to reduce the need for Nebraska to build two new prisons.

He said the bill should make the state's criminal justice system more "efficient and effective."

One aspect of the bill, promoted by Brewer, would provide Kevlar protective vests for state correctional officers.

The need for such protective gear came into stark focus Wednesday after five prison guards were stabbed during an altercation with inmates armed with homemade weapons at the Reception and Treatment Center in Lincoln.

The union that represents state corrections officers has long sought the stab-resistant vests.

Nebraska Examiner reporters Aaron Sanderford and Zach Wendling contributed to this report.

Nebraska Examiner is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. Nebraska Examiner maintains editorial independence. Contact Editor Cate Folsom for questions: info@nebraskaxaminer.com. Follow Nebraska Examiner on Facebook and Twitter.

People With Felony Convictions Can Now Vote In Minnesota; Secretary Of State Celebrates

BY TRISHA AHMED
Associated Press/Report for America

ST. PAUL, Minn. (AP) — At a celebration of Minnesota's new law that restores voting rights to people who have left prison, Democratic Secretary of State Steve Simon registered newly eligible voters Thursday, when the law went into effect.

"It is the largest single act of enfranchisement in over 50 years" for the state, Simon said at Arlington Hills Community Center in St. Paul, where dozens of people wearing purple T-shirts that said "Restore the Vote" clapped and cheered.

The new law allows people with felony convictions to vote as long as they are not currently incarcerated. It expands voting rights to at least 55,000 people in Minnesota, said Simon, the state's chief election official.

Antonio Williams, a formerly incarcerated person and nonprofit director, spoke at the ceremony before registering himself to vote.

"After spending years registering other people to vote, I will now be able to register myself!" Williams said to a round of spirited applause.

In an interview with The Associated Press, Williams said he spent 14 years in prison for second-degree murder. Since leaving prison in 2020, he has worked as a canvasser on several political campaigns. He also started a nonprofit called Tone Up to help other formerly incarcerated people find housing, jobs and healing.

Democratic Rep. Cedric Frazier, of New Hope, championed the legislation in the House and spoke at the celebration. He said Democratic lawmakers decided early in the session that passing this law would be a top priority.

"Because what we know is, strong and enduring democracies — they allow for the voices of the people to be heard," Frazier said.

Democrats took full control of state government when the Legislature convened for its 2023 session, marking the first time in eight years they have held the Senate, the House and the governor's office. With that power, they passed a long list of legislative priorities that the previous Senate Republican majority had blocked.

Supporters of the new law have said it restores rights to people whom the courts have

already working, raising families and paying taxes in the community. Opponents have said the new law is not tough enough on people who have committed crimes.

Twenty-two other states restore voting rights when people with felony convictions leave prison, according to the National Conference of State Legislatures. That includes Republican-controlled North Dakota, Indiana and Utah.

In some places — including Maine, Vermont and the District of Columbia — people with felony convictions can vote while they're still in prison.

Restoring the voting rights of former felons drew national attention after Florida lawmakers weakened a voter-approved constitutional amendment and after a new election police unit championed by Republican Gov. Ron DeSantis arrested 20 former felons.

Several of them said they were confused by the arrests because they had been allowed to register to vote.

Attempts like those to discourage ex-felons from voting appear to be an outlier among the states, even as some Republican-led states continue to restrict voting access in

vided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by June 12, 2023.

The petition shall include a statement describing the undue injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by June 12, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

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Published on May 26 & June 2, 2023.

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NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 13th day of June 2023 at the Yankton County

Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

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Superintendent
jmessersmith@blfibeers.org
402-373-4800

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WWW.YANKTON.NET

Border

From Page 1

members soon after.

The deployment cost \$1.45 million, according to records obtained by Citizens for Responsibility and Ethics in Washington, through a Freedom of Information Act lawsuit.

At the time, Noem said the troops would stop drug smugglers and human traffickers. However, the records obtained by CREW and reported on by The Associated Press showed that in the first two months of deployment, the troops didn't seize any drugs, and mission logs did not contain any confirmed encounters with "transnational criminals." Some days, the records showed, the troops had little if anything to do.

Noem's spokesperson, Ian Fury, did not reply to a request for comment Thursday. Noem's news release about the new deployment did not say how much it will cost or how it will be funded.

South Dakota Searchlight is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. South Dakota Searchlight maintains editorial independence. Contact Editor Seth Tupper for questions: info@southdakotasearchlight.com. Follow South Dakota Searchlight on Facebook and Twitter.

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State senators work on the final day of the 2023 session of the Nebraska Legislature.

that toward the end of the 2023 session, floor debates became more substantive, instead of readings of recipes and news stories during the lengthy filibusters.

"By the end of the session, people were trying to work together," he said. "I think that may carry over to the 60-day session (next year)."

Gov. Jim Pillen, in his first legislative session, labeled as "historic" and "transformational" the income tax and property tax bills passed this year.

"This is one of the most impactful sessions in Nebraska history," Pillen said in a speech at the end of the session.

Said Pillen, "In the face of extraordinary challenges, the will of the people of Nebraska has prevailed and our state has implemented once-in-a-generation conservative policies."

He said lawmakers passed a fiscally conservative budget that raised spending by 2%, provided low-income students a chance to attend a private school via the "Opportunity Scholarships Act" and boosted spending on K-12 education. Also passed was a stricter, 12-week (gestational) ban on abortion, as well as the ban on certain gender-affirming procedures for minors.

Legislative Bill 754, sponsored by Elkhorn Sen. Lou Ann Linehan, will drop the state's top two income tax brackets, and the corporate income tax rate, to 3.99% by tax year 2027.

The bill also provides a total exemption on Social Security benefits a year early, in 2024, and provides tax credits related to childcare.

A companion measure, LB 243, increases state property tax relief credits and removes

community colleges from the property tax rolls.

Altogether, the two measures, along with the impact of increased state aid to K-12 schools, are expected to provide \$6.4 billion in tax relief over the next six years.

"(This) tax package puts Nebraska back on track to become competitive nationally," Pillen said at a press conference Wednesday.

Among the measures gaining final-round approval on Thursday were:

• LB 514, which implements voter ID in Nebraska, following voter approval of a state constitutional amendment in 2022 requiring voters to show a photo ID.

The bill overcame a one-woman filibuster by Dunbar Sen. Julie Slama, who was pushing for a "more conservative vision" of voter ID.

Gordon Sen. Tom Brewer, who chairs the Government, Military and Veterans Affairs Committee, said the panel picked the "narrower, more focused" approach on voter ID when no compromise could be found between Slama and Nebraska Secretary of State Bob Evers.

• LB 514 requires voters to show ID when voting in person. It makes exceptions for religious objectors to being photographed and people with disabilities.

• LB 727, an omnibus tax credit bill that offers breaks for everything from biodiesel to waste incinerators to expansion of the Nebraska Crossing shopping mall. The measure also would allow bond financing of state freeway projects and would end a controversial "home equity theft" procedure.

Linehan, the main sponsor

recommendations made a year ago by the Crime and Justice Institute, a think tank that has helped several states reduce spending.

The bill, the topic of several negotiations with county prosecutors, the Attorney General's Office and the Pillen administration, is aimed at reducing the number of inmates who "jam out" of prison without undergoing some rehabilitation programming.

Wayne, who chairs the Legislature's Judiciary Committee, said his main goal was ensuring public safety while trying to reduce the need for Nebraska to build two new prisons.

He said the bill should make the state's criminal justice system more "efficient and effective."

One aspect of the bill, promoted by Brewer, would provide Kevlar protective vests for state correctional officers.

The need for such protective gear came into stark focus Wednesday after five prison guards were stabbed during an altercation with inmates armed with homemade weapons at the Reception and Treatment Center in Lincoln.

The union that represents state corrections officers have long sought the stab-resistant vests.

Nebraska Examiner reporters Aaron Sanderford and Zach Wendling contributed to this report.

Nebraska Examiner is part of States Newsroom, a network of news bureaus supported by grants and a coalition of donors as a 501(c)(3) public charity. Nebraska Examiner maintains editorial independence. Contact Editor Cate Folsom for questions: info@nebraskaxaminer.com. Follow Nebraska Examiner on Facebook and Twitter.

People With Felony Convictions Can Now Vote In Minnesota; Secretary Of State Celebrates

BY TRISHA AHMED
Associated Press/Report for America

ST. PAUL, Minn. (AP)—At a celebration of Minnesota's new law that restores voting rights to people who have left prison, Democratic Secretary of State Steve Simon registered newly eligible voters Thursday, when the law went into effect.

"It is the largest single act of enfranchisement in over 50 years" for the state, Simon said at Arlington Hills Community Center in St. Paul, where dozens of people wearing purple T-shirts that said "Restore the Vote" clapped and cheered.

The new law allows people with felony convictions to vote as long as they are not currently incarcerated. It expands voting rights to at least 55,000 people in Minnesota, said Simon, the state's chief election official.

Antonio Williams, a formerly incarcerated person and nonprofit director, spoke at the ceremony before registering himself to vote. "After spending years registering other people to vote, I will now be able to register myself," Williams said to a round of spirited applause.

Tranq

From Page 1

injuries that can lead to necrosis or death of that tissue, and amputations. According to the report, xylazine itself is addictive to humans and reportedly causes more severe withdrawal symptoms than heroin, including sharp chest pains and seizures.

"It is a drug that causes flesh eating, it causes amputations and it causes death," Jackley said. "Anything that we can do to spread the awareness (of this), I think could help save a life."

The first step is to arm those who will be on the front lines of this battle with tools that work, he said.

In an interview with The Associated Press, Williams said he spent 14 years in prison for second-degree murder. Since leaving prison in 2020, he has worked as a canvasser on several political campaigns. He also started a nonprofit called Tone Up to help other formerly incarcerated people find housing, jobs and healing.

Democratic Rep. Cedric Frazier, of New Hope, championed the legislation in the House and spoke at the celebration. He said Democratic lawmakers decided early in the session that passing this law would be a top priority.

"Because what we know is, strong and enduring democracies — they allow for the voices of the people to be heard," Frazier said.

Democrats took full control of state government when the Legislature convened for its 2023 session, marking the first time in eight years they have held the Senate, the House and the governor's office. With that power, they passed a long list of legislative priorities that the previous Senate Republican majority had blocked.

Supporters of the new law have said it restores rights to people whom the courts have found safe to release and those people are

already working, raising families and paying taxes in the community. Opponents have said the new law is not tough enough on people who have committed crimes.

Twenty-two other states restore voting rights when people with felony convictions leave prison, according to the National Conference of State Legislatures. That includes Republican-controlled North Dakota, Indiana and Utah.

In some places — including Maine, Vermont and the District of Columbia — people with felony convictions can vote while they're still in prison.

Restoring the voting rights of former felons drew national attention after Florida lawmakers weakened a voter-approved constitutional amendment and after a new election police unit championed by Republican Gov. Ron DeSantis arrested 20 former felons. Several of them said they were confused by the arrests because they had been allowed to register to vote.

Attempts like those to discourage ex-felons from voting appear to be an outlier among the states, even as some Republican-led states continue to restrict voting access in other ways.

they support passage of the Combating Illicit Xylazine Act that would essentially make it a controlled substance on par with opioids.

The 39 attorneys general who signed the letter were from: Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Missouri, Nevada, New Hampshire, New Mexico, New York, North Carolina, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin and South Dakota.

"Congress has had 39 Republican and Democrat attorneys general — and we don't

always agree on stuff — say, 'Hey, we need this.' And they still haven't acted," Jackley said. "We've urged them, and I've said publicly, if they don't act soon, I will be going to the South Dakota Legislature and asking for help. It's that significant."

South Dakota was one of the last states to detect this off-label use of xylazine, he said, which he noted has long been used in South Dakota appropriately on farm animals.

"We've started to test for it because we've seen what's happened elsewhere in the country, which is why we know it's here; people have tested positive for it," Jackley said. "It's being used, especially with fentanyl, and we're going to start seeing overdose deaths and we need to do something about it."

2010 Legal and Public Notices

NOTICE OF POSSIBLE YANKTON COUNTY COMMISSION QUORUM

There may be a quorum of the Yankton County Commission at Yankton Middle School Theater/Lecture Hall, 2000 Mulberry St., from 5:30 p.m. to 7:30 p.m. on Thursday, June 15, 2023 for FEMA flood map changes.

Published once at the total approximate cost of \$6.24 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 9, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:05 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Residential District (RD) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:15 P.M. on the 133th day of June 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com

Published on June 2 & 9, 2023.

Get It Here. Get It Now. SHOP LOCAL

Corps

From Page 1

Michelle L'Heureux, climate scientist at the Climate Prediction Center, said the weather pattern could intensify conditions. "For example, El Nino could lead to new records for temperatures, particularly in areas that already experience above-average temperatures during El Nino," she told The Associated Press.

The Corps is monitoring El Nino and other factors impacting the Missouri River reaches and reservoirs.

Warm temperatures in the mountainous region of the upper Missouri River Basin led to a quick melt of the mountain snowpack, according to a Corps news release.

"The warm temperatures in the northern Rockies has melted the snow earlier than is typical," said John Remus, chief of the Corps' Missouri River Basin Water Management Division.

On June 1, only 16% of the annual peak remained in the reach above Fort Peck Dam, and 13% of the annual peak remained in the Fort Peck Dam to Garrison Dam reach.

The mountain snowpack peaked in the reach above Fort Peck on April 24 at 117% of average, while the mountain snowpack in the Fort Peck to Garrison reach peaked on April 6 at 109% of average.

Mountain snowpack normally peaks near April 17. The rapid melting, com-

bined with precipitation in the western half of the basin, resulted in above-average inflow into the reservoir system.

May runoff for the basin above Sioux City, Iowa, was 4.9 million acre-feet (MAF), 144% of average. However, Remus doesn't look for that figure to remain sustained.

"With much of the mountain snowpack already melted, the basin will need additional rainfall to continue the trend of above-average runoff," he said.

The annual runoff forecast above Sioux City is 26.8 MAF, 104% of average, and about the same as last month's forecast. While portions of the basin received above-normal rainfall, precipitation was below normal over most of the basin during May.

"The precipitation during the month of May provided some relief to the western half of the basin, but the drought continues to worsen in other areas," Remus said. "There is some level of drought present in every state with the worst conditions in Nebraska and Kansas."

System storage is currently 52.6 MAF, 3.5 MAF below the top of the carryover multiple-use zone. During May, system storage increased 2.5 MAF.

Basin and river conditions continue to be monitored, and system regulation will be adjusted based on updated information.

The Missouri River system contains plentiful storage space, Remus said.

"The river reservoirs remain below the base of the flood control zone, so we anticipate water conservation measures through

2023 and possibly longer," he said.

"There will be adequate water to meet water supply needs, but the Corps cannot provide or guarantee access to the water. Maintaining access is the responsibility of the individual operator of the facility."

Gavins Point Dam releases near Yankton are scheduled to rise in the coming days, according to the Corps' Mike Swenson.

Gavins Point releases averaged 19,400 cubic feet per second (cfs) in May, he said. Current releases stand at 21,000 cfs and are forecast to increase over the next several days to meet downstream targets.

Gavins Point Dam releases near Yankton will provide minimum-service navigation flow support at all four target locations — Sioux City, Omaha, Nebraska City, and Kansas City — through the first half of the navigation season ending July 1, according to the Corps.

At Fort Randall Dam near Pickstown, releases averaged 16,700 cfs during the past month. Releases are adjusted as necessary to maintain the desired reservoirs elevation downstream at Gavins Point and to back up Gavins Point releases.

Fort Randall releases are lower than Gavins Point to allow for inflows from the Niobrara River and other tributaries between the two dams.

The Missouri River is less likely to flood as the lower basin dries up, according to the Corps' Kevin Low.

The James River faces a different situation, as it will remain flooded for much of the summer, Low said. The extremely flat

river meanders and drains slowly across eastern South Dakota, from the North Dakota border to Nebraska.

"It takes a long time for the water to recede," he said. "We anticipate flooding through late August."

The Yankton region remains in drought with little prospect for major improvements, according to the U.S. Drought Monitor. The agency released its weekly map Thursday, showing little to no change.

Southeast South Dakota remains in severe drought except for northern Charles Mix County and northwest Douglas County, which are in moderate drought.

In northeast Nebraska, Knox, Cedar and Dixon counties as well as areas to the west and southwest remain in severe drought. Much of the rest of eastern Nebraska remains in extreme and exceptional drought, the two worst classifications.

The National Weather Service (NWS) outlook through June 15 calls for some areas receiving a half-inch of rain while other will likely get little or nothing, Kluck said.

"I'm not saying a half-inch isn't important, but this time of year, we go through a half-inch pretty quickly," he said. "It's a good sign for those areas that are super-dry right now."

The 8- to 14-day outlook calls for normal temperatures and near-normal precipitation.

However, soil moisture has shown deterioration in areas of eastern South Dakota, according to the Corps' Ryan Larsen. A gauge at White Lake, 30 miles west of Mitchell, showed a decrease in soil moisture since

March 31. The region has trended toward more drying since mid-May, he added.

The NOAA's High Plains report reflects the continued drought.

In Nebraska, extreme drought expanded slightly north of Omaha, as soil moisture and precipitation deficits worsened alongside poor streamflow.

"In South Dakota, moderate and severe drought increased in coverage in the southeast, where short-term precipitation deficits mounted amid decreased streamflow and soil moisture," the report said.

"Rolling corn was reported north of Mitchell, and very dry soils were reported in far southern South Dakota, where impacts to agriculture and need for irrigation are quickly ramping up."

The drought's impact on the Missouri River has also affected hydropower production from the mainstem dams.

The six mainstem power plants generated 633 million kilowatt-hours (kWh) of electricity in May. Typical energy generation for May is 793 million kWh.

"The power plants are expected to generate 7.6 billion kWh this year, compared to the long-term average of 9.4 billion kWh."

The Yankton region could receive rainfall over the next two days. The NWS outlook calls for a 40% chance today (Friday), 50-70% tonight, 70% Saturday afternoon and 30% Saturday night.

Follow @RDockendorf on Twitter.

Abortion

From Page 1

when the U.S. Supreme Court overturned Roe v. Wade with its ruling in Dobbs vs. Jackson's Women's Health Organization, leaving it up to the states to determine reproductive rights.

The South Dakota trigger law makes it a Class 6 felony for anyone "who administers to any pregnant female or prescribes or procures for any pregnant female" a means for an abortion, except to save the life of the mother.

Dakotans for Health founder Rick Weiland thinks the time is right for an abortion amendment because of the unsettled nature of South Dakota's ban. Women now cross the border into neighboring states to obtain abortion pills. And questions remain about the legal interpretation of "life of the mother" in state law.

"With Roe v. Wade, at least there was a framework that provided some reasonable guardrails on both sides of the issue," Weiland said. "It's like the wild, wild West right now."

The petition drive has galvanized an equally passionate opposition movement, with anti-abortion groups wary of allowing the issue to reach the ballot. South Dakotans rejected near-total abortion bans by statewide vote in 2006 and 2008.

A News Watch-sponsored poll of 500 registered voters in July 2022 by Mason-Dixon Polling & Strategy showed that a majority (57%) of respondents support allowing legal access to abortion medications in the state.

Nearly two-thirds (65%) said they support having a statewide referendum to determine South Dakota's laws regarding reproductive rights.

More than three-fourths (76%) of those polled support allowing legal abortion in cases of rape and incest, an exception not currently allowed under South Dakota law.

That public support of abortion rights with restrictions is reflected in other GOP-controlled states.

In Kansas, which former President Donald Trump won

with 56% of the vote in 2020, voters overwhelmingly rejected a 2022 constitutional amendment that would have allowed the Republican-led Legislature to tighten restrictions or ban abortion outright, with 59% voting against the amendment.

In South Dakota, the abortion measure's most public opponent is state Rep. Jon Hansen, a Republican from Dell Rapids. He serves as vice president of South Dakota Right to Life and co-chair of the Sioux Falls-based Life Defense Fund, which has the stated goal of fighting against "this deadly constitutional amendment at every step."

Hansen has encouraged volunteers to stand next to Dakotans for Health petition circulators and "explain to the public how radical this amendment is and encourage our fellow citizens not to sign the petition."

Hansen, a lawyer who serves as Speaker Pro Tempore of the South Dakota House, has also criticized the wording of the proposed amendment, claiming that it's "far more extreme than Roe v. Wade itself."

Weiland and others pushed back on that statement by claiming that the amendment uses the same trimester framework as Roe, the landmark 1973 ruling in which the Supreme Court held that the Constitution protected a woman's right to an abortion prior to the viability of the fetus.

The proposed South Dakota ballot amendment prevents the state from regulating "the abortion decision and its effectuation" during the first trimester (1 to 13 weeks). During the second trimester (14 to 26 weeks), the state could regulate "the abortion decision and its effectuation only in ways that are reasonably related to the physical health of the pregnant woman." After the end of the second trimester (when the fetus becomes viable), abortion could be regulated or prohibited except to preserve "the life or health" of the mother.

Hansen, who sent a statement to News Watch via email but didn't agree to an interview, did not respond directly when asked what specific elements of the amendment are more extreme than Roe v. Wade. In public statements, Hansen pointed to a lack of "safety

protections" such as parental notification, waiting periods and informed consent.

In South Dakota, before Dobbs, informed consent meant that doctors were required to tell patients that women who undergo abortion procedures could experience depression and suicidal thoughts and that the procedure would "terminate the life of a whole, separate, unique, living human being."

These state restrictions were not permissible under Roe v. Wade. They were passed after Planned Parenthood v. Casey, a 1992 Supreme Court ruling that upheld the basic tenets of Roe but overturned the trimester framework and used a more flexible standard as to whether state-imposed restrictions were constitutional.

Based on this, supporters can be taken literally when they say the proposed abortion amendment is an attempt to codify Roe v. Wade, according to Hannah Haksgaard, a professor at the University of South Dakota Knudson School of Law.

"The proposed amendment is very closely aligned with the original Roe v. Wade framework," Haksgaard told News Watch. "The language mimics the trimester framework of Roe v. Wade and nothing in this amendment indicates any abortion rights more extreme than that."

Dakotans for Health does not dispute the assertion that the proposed amendment allows greater abortion access than existed under post-Casey laws in many states, including South Dakota.

Hansen also contends that the amendment, if passed, would allow abortions "up to nine months" because of the measure's language. After the second trimester, the state would be permitted to regulate or prohibit abortion "except when abortion is necessary, in the medical judgment of the woman's physician, to preserve the life or health of the pregnant woman."

Hansen notes that the phrase "or health" could include mental health, "however severe or however mild," and that "preserve" means to keep something as it is. "So, the abortion amendment isn't even about abortion to relieve existing mental health

issues," he wrote on Twitter.

"The abortion amendment legalizes late-term abortion up to the point of birth if the stated reason is to avoid stress, anxiety, or adjustment issues, however mild, even before these issues ever occur."

Mental health conditions account for more than 20% of pregnancy-related deaths in the United States, according to data from Maternal Mortality Review Committees and reported by the

Centers for Disease Control and Prevention (CDC).

The criteria for mental health included suicide and overdose/poisoning related to substance abuse.

This article was produced by South Dakota News Watch, a non-profit journalism organization located online at sdnewswatch.org.

CROSSWORD

By THOMAS JOSEPH

- ACROSS 35 Machu 1 Does Picchu something people 5 Gushing review organ 9 Less common pickles 11 In debt 13 Cheer tingling up 14 Israel's Meir 15 Pole worker 16 Creeper supporter 18 More high-minded 20 Caesar's "hail" 21 Ultra-excited 22 A long time quarry 23 Cow's chew 24 Phone bill addition 25 Track event 27 Most awful 29 Boxing great 30 Like Caravaggio's art 32 Writer Kingsolver 35 Machu Picchu something people 36 Secreting organ 38 Some pickles 39 Spine-tingling up 40 Big rig 41 Look after setting, often 42 Singer Morissette green 43 Made new knots sack 44 Nebula makeup singers 45 Match part 17 Roulette bet 46 "Message received" 19 Loyal 47 MP's 22 Prefix with stuff dynamic 48 Rent out

Grid for crossword puzzle with clues and answers.

Yesterday's answer

- 7 Statue 24 Seek food 25 Zealous 26 Singer 27 Fighting 28 Hit the sack 30 Low singers 31 Done 33 Soothing stuff 37 Rent out

1830 Rummage Sales

911 West 13th
Wednesday, 6/21, 8am-3pm
Thursday, 6/22, 8am-3pm
Friday, 6/23, 8am-3pm
Saturday, 6/24, 8am-3pm
Estate Sale: Most contents of an entire home will be for sale. Furniture, small appliances, hand tools, clothing, tools that include saws all, circular saw, yard tools, jacks, ramps. Some handmade furniture, miscellaneous household items, home decor, books, televisions and more, most everything will go!

2010 Legal and Public Notices

NOTICE OF APPLICATION NO. 8743-3 TO APPROPRIATE WATER

Notice is given that Brian Huth or Bob and Helene Hege, 30417 455th Avenue, Wakonda SD 57073 has filed an application for a water permit to irrigate an additional 50 acres. Water Right No. 3628-3 authorizes 1.9 cubic feet of water per second (cfs) from one well completed into the Missouri Elk Point Aquifer (95 feet deep) located near the center of the NE 1/4 Section 6 for irrigation of 130 acres located in the NE 1/4 Section 6; all in T92N-R53W. This application proposes to irrigate an additional 50 acres located in the NE 1/4, E 1/2 NW 1/4, N 1/2 SE1/4 Section 6; all in T92N-R53W from the existing well as described above. This application, if approved, and Water Right No. 3628-3 will authorize a combined total of 1.9 cfs for irrigation of 130 acres. This site is located approximately 11 miles northwest of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8743-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at https://danr.sd.gov/public or contact Ron Duval at https://danr.sd.gov/public or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the application within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at https://danr.sd.gov/public or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at https://danr.sd.gov/public or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by July 3, 2023.

If the applicant does not contest the

2010 Legal and Public Notices

prate 1.78 cubic feet of water per second (cfs) from one well to be completed into the Lower Vermillion Missouri Aquifer (approximately 125 feet deep) located near the center of the SE 1/4 Section 9 for irrigation of 115.89 acres located in the SE 1/4 Section 9; all in T93N-R51W. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres. This site is located approximately 7 miles north of Vermillion SD.

Application No. 8747-3 proposes to appropriate 1.78 cubic feet of water per second (cfs) from one well to be completed into the Lower Vermillion Missouri Aquifer (approximately 125 feet deep) located near the center of the NW 1/4 Section 16 for irrigation of 108.32 acres located in the NW 1/4 Section 16; all in T93N-R51W. The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres. This site is located approximately 6 miles north of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 8746-3 and 8747-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendations with qualifications, the applications, and staff report are available at https://danr.sd.gov/public or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing these applications or recommendations shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority found in SDCL 46-2A-9 for approval or denial of the application, or other matter concerning the applications within the regulatory authority of the board to act upon as defined by SDCL 46-2-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the applications with BOTH the applicant and Chief Engineer. A petition opposing the applications shall be filed on a form provided by the Chief Engineer. The petition form is available online at https://danr.sd.gov/public or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendations, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

The petition shall include a statement describing the unique injury upon approval of the applications on the petitioner, the petitioner's reasons for opposing the applications, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the applications with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at https://danr.sd.gov/public or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by July 3, 2023.

If the applicant does not contest the recommendations of the Chief Engineer and no petition to oppose the applications is received, the Chief Engineer shall act on the applications pursuant to the recommendations with no hearing held before the Water Management Board. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled, and the Water Management Board will consider this applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total aerox-

2010 Legal and Public Notices

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:35 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, Section Sixteen (16), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M. as plat in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St. Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:40 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23 & 30, 2023.

STATE OF SOUTH DAKOTA)
COUNTY OF YANKTON)
IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

ESTATE OF BONNIE TAGGART,

DECEASED.

66PRO23-000021

NOTICE TO CREDITORS

Notice is given that on the 20th day of June, 2023, LINDA LARSON, whose address is 19473 429th Ave., Bryant, SD 57221, was appointed as Personal Representative of the Estate of Bonnie Taggart.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated the 20th day of June, 2023.

LINDA LARSON
19473 429th Ave.
Bryant, SD 57221
(605) 881-3304

JODY JOHNSON
Yankton County Clerk of Courts
410 Walnut, Suite 205
Yankton, South Dakota
605-668-3080

HEATHER LACROIX
Attorney at Law
806 Belfast
PO Box 632
Yankton, SD 57078
605-665-2535

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Published on June 23, 30, & July 7, 2023.

STATE OF SOUTH DAKOTA)

2010 Legal and Public Notices

notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk, and a copy of the claim mailed to the co-personal representatives.

Dated this 6th day of June, 2023.

Robyn Stolz
2505 Picotte St.
Yankton, SD 57078
605-760-1662

Dated this 6th day of June, 2023.

Mike Lee
2505 Timberland Dr.
Yankton, SD 57078
605-660-8124

Dated this 6th day of June, 2023.

LaRae Lee
44620 304th St.
Volin, SD 57072
605-857-9433

Jody Johnson
Yankton County Clerk of Court
410 Walnut, Ste. 205
Yankton, SD 57078
(605) 668-3080

Joshua M. Anderson
Marlow, Woodward & Huff, Prof. LLC
PO Box 667
Yankton, SD 57078-0667
(605) 665-5009

Published 3 times at the total approximate cost of \$77.37 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16, 23 & 30, 2023.

YANKTON SCHOOL DISTRICT
63-3 REQUEST FOR PROPOSAL (RFP)
LIQUID PROPANE GAS (LPG)
COMMODITY & DELIVERY SERVICES

Proposals for the furnishing of the annual supply of Liquid Propane Gas (LPG) and Delivery will be received by the Business Manager of the Yankton School District, until 1:30 p.m., Tuesday, June 27, 2023 at the Yankton School District Administration Building located at 2410 West City Limits Road, Yankton, South Dakota. RFP packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

HUSKER ATHLETICS MOVES TO NU PRESIDENT

Barney McCoy, a professor in UNL's College of Journalism and Mass Communications, expressed concern at the regents' proposal to shift oversight of Husker Athletics from the UNL chancellor to the NU president.

University of Nebraska-Lincoln professor Barney McCoy. (Zach Wendling/Nebraska Examiner)

YANKTON SCHOOL DISTRICT
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Sealed bids for the furnishing of the annual supply of Gasoline and Diesel Fuel will be received by the Business Manager, and witnessed by the Supervisor of Bussing, or other designee, until 1:30 p.m., Tuesday, June 27, 2023 at which time bids will be opened, read aloud and tabulated in the School Board Meeting room at the Yankton School District Administration Building at 2410 West City Limits Road, Yankton, South Dakota. Bid packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Jason L. Bietz
Business Manager

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Published on June 16 & 23, 2023.



ZACH WENDLING/NEBRASKA EXAMINER
University of Nebraska President Todd Carter, at right, leads an NU Board of Regents meeting on Thursday, June 22, 2023, in Lincoln, Neb.

Nebraska

From Page 1

Carter announced NU will also be looking for students to lead recruitment efforts, and NU will reimagine Regents Scholarships to cover all the scholars' NU expenses, not just tuition.

A major goal will also be for NU to rejoin the Association of American Universities, an elite group of colleges and universities. NU had belonged to the group from 1909 until 2011, when the AAU terminated its membership. Bennett has also expressed interest in rejoining the AAU.

"No university that's ever left the AAU has ever been brought back in. Ever. We would be the first," Carter said.

As part of that plan, NU intends to report research expenditures at UNL, the University of Nebraska Medical Center and systemwide institutions together.

Multiple AAU members are aligned with a medical school. "It's not a merger," Carter said. "It's an administrative realignment that leverages the full combined strengths of our flagship university and our medical center."

Regent Tim Clare of Lincoln, the board's chair, said the budget and subsequent plan allow NU to go from good to great.

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McCoy is the chair of the UNL Faculty Senate Intercollegiate Athletics Committee that reviews policies and advises Husker Athletics and includes Athletic Director Trev Alberts. He said NU is facing a "historic operational threat" that requires Carter's "full attention" to address. Similarly, intercollegiate athletics is in a "historic era," with new transfer rules and name, image and likeness revenue, so campuses face new challenges and opportunities.

But the system is not broken, McCoy said, and UNL provides Husker student-athletes support, resources and opportunities for lifelong success.

"Under these circumstances, it seems prudent at present to keep oversight of Husker Athletics in the hands

of the UNL chancellor," McCoy said. "By doing so, this also allows President Carter to have sole focus and the undivided support needed to address the historic operational challenges now facing the entire University of Nebraska system."

Regents, including Clare and Regent Rob Schaefer of Fremont, the board's vice chair, said the move is to offer the job to the "best man" to advance the university.

"We need to put our best person that's situated, for us, to move us forward," Schaefer said, noting that it's not to take anything away from Bennett or current UNL Chancellor Ronnie Green.

CHANCELLOR RODNEY BENNETT

Bennett, the former University of Southern Mississippi president, will start July 1 with a \$720,000 base salary. This is 37% above his predecessor's salary.

"The chance to serve the University of Nebraska-Lincoln as chancellor is the opportunity I have been preparing for for over 30 years," Bennett said in a statement.

"UNL is truly unique in building vibrant, economically competitive communities across Nebraska while preparing students to be successful in an evolving world in which they will live and work," he continued.

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UNL Student Regent Paul Pechous said after the meeting that he's excited to bring Bennett in, someone who is "really student-centered" with a background in student affairs.

"It's exciting to be in this position, to have a chancellor who is excited to make some positive changes," Pechous said. "He's not afraid to speak candidly about some of the complexities of what we're going to be facing in the next couple of years."

Clare described Bennett as an "enthusiastic, bold, visionary leader."

"He will ... not only enhance the research credibility at the University of Nebraska, but will also help grow the entire institution," Clare said. "That can change not only the University of Nebraska but change the nation if not the world."

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You're News! The Press and Dakotan

Examiner

Moe said, and the interest rates on nings is a training program where

second (cfs) from one well completed into the Missouri Elk Point Aquifer (95 feet deep) located near the center of the NE 1/4 Section 6 for irrigation of 130 acres located in the NE 1/4 Section 6; all in T92N-R53W. This application proposes to irrigate an additional 50 acres located in the NE 1/4, E 1/2 NW 1/4, N 1/2 SE1/4 Section 6; all in T92N-R53W from the existing well as described above. This application, if approved, and Water Right No. 3628-3 will authorize a combined total of 1.9 cfs for irrigation of 180 acres. This site is located approximately 11 miles northwest of Vermillion SD.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application No. 8743-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineer's recommendation with qualifications, the application, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority of the board to act upon as defined by SDCL 46-2A-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application with BOTH the applicant and Chief Engineer. A petition opposing the application shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

The petition shall include a statement describing the unique injury upon approval of the application on the petitioner, the petitioner's reasons for opposing the application, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by July 3, 2023.

If the applicant does not contest the recommendation of the Chief Engineer and no petition to oppose the application is received, the Chief Engineer shall act on the application pursuant to the recommendation with no hearing held before the Water Management Board. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled, and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$43.20 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 2023.

NOTICE OF APPLICATION NOS. 8746-3 & 8747-3 Appropriate Water

Notice is given that Mark D. Nelson, 31079 467th Ave., Vermillion SD 57069 has filed the following applications for a water permit. Application No. 8746-3 proposes to appro-

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends APPROVAL of Application Nos. 8746-3 and 8747-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engineers recommendations with qualifications, the applications, and staff report are available at <https://danr.sd.gov/public> or contact Ron Duval for this information, or other information, at the Water Rights Program address provided below.

Any person interested in opposing these applications or recommendations shall allege that the applications, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. The injury must concern a matter either within the regulatory authority of the board to act upon as defined by SDCL 46-2A-9 and 46-2-11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the applications with BOTH the applicant and Chief Engineer. A petition opposing the applications shall be filed on a form provided by the Chief Engineer. The petition form is available online at <https://danr.sd.gov/public> or by contacting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501" or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendations, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by July 3, 2023.

The petition shall include a statement describing the unique injury upon approval of the applications on the petitioner, the petitioner's reasons for opposing the applications, and the name and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the applications with the Chief Engineer. The comment shall be filed on a form provided by the Chief Engineer and is available online at <https://danr.sd.gov/public> or by calling (605) 773-3352 or writing the Chief Engineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment must be filed by July 3, 2023.

If the applicant does not contest the recommendations of the Chief Engineer and no petition to oppose the applications is received, the Chief Engineer shall act on the applications pursuant to the recommendations with no hearing held before the Water Management Board. If a petition opposing the applications or contesting the recommendations is filed, then a hearing will be scheduled, and the Water Management Board will consider this applications. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approximate cost of \$46.88 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23, 2023.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Commission, Yankton County, South Dakota, at 6:30 P.M. on the 5th day of July and the 18th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to rezone six lots in a Rural Transition District to a Moderate Density Rural Residential District (R2) per Article 18 section 1809 and Article 20 section 2003. Said properties are legally described as Lots One (1), Two (2), Three (3), Four (4), Five (5) and Six (6), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

3804 West 8th St. Yankton, South Dakota

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Board of Adjustment, Yankton County, South Dakota, at 6:40 P.M. on the 5th day of July 2023 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Section Twenty-one (21), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota, per plats recorded in Book S20, page 413.

Published twice at the total approximate cost of \$53.28 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 23 & 30, 2023.

STATE OF SOUTH DAKOTA)

COUNTY OF YANKTON) SS

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

ESTATE OF BONNIE TAGGART,

DECEASED.

66PRO23-000021

NOTICE TO CREDITORS

Notice is given that on the 20th day of June, 2023, LINDA LARSON, whose address is 19473 429th Ave., Bryant, SD 57221, was appointed as Personal Representative of the Estate of Bonnie Taggart.

Creditors of decedent must file their claims within four months after the date of the first publication of this notice or their claims may be barred.

Claims may be filed with the personal representative or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated the 20th day of June, 2023.

LINDA LARSON

19473 429th Ave
Bryant, SD 57221
(605) 881-3304

JODY JOHNSON

Yankton County Clerk of Courts
410 Walnut, Suite 205
Yankton, South Dakota
605-668-3080

HEATHER LACROIX

Attorney at Law
806 Belfast
PO Box 632
Yankton, SD 57078
605-665-2535

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Published on June 23, 30, & July 7, 2023.

STATE OF SOUTH DAKOTA)

COUNTY OF YANKTON) S

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

Estate of

DONNA L. LEE

Deceased

66PRO23-

NOTICE TO CREDITORS AND

NOTICE OF INFORMAL

PROBATE AND

APPOINTMENT OF PERSONAL

REPRESENTATIVE

Notice is given that on June 5th Mike Lee, whose address is 2505 Timberland Dr., Yankton, SD 57078, LaRae Lee, whose address is 44620 304th St., Volin, SD 57072 and Robyn Stolz, whose address is 915 Picotte St., Yankton, SD 57078, were appointed as co-personal representatives of the estate of Donna L. Lee.

Creditors of decedent must file their claims within four months after the date of the first publication of this

Volin, SD 57072
605-857-9433

Jody Johnson
Yankton County Clerk of Court
410 Walnut, Ste. 205
Yankton, SD 57078
(605) 668-3080

Joshua M. Anderson
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Yankton, SD 57078-0667
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YANKTON SCHOOL DISTRICT

63-3 REQUEST FOR

PROPOSAL (RFP)

LIQUID PROPANE GAS (LPG)

COMMODITY & DELIVERY

SERVICES

Proposals for the furnishing of the annual supply of Liquid Propane Gas (LPG) and Delivery will be received by the Business Manager of the Yankton School District, until 1:30 p.m., Tuesday, June 27, 2023 at the Yankton School District Administration Building located at 2410 West City Limits Road, Yankton, South Dakota. RFP packets may be obtained by contacting the business office at (605) 665-3980 during regular business hours. The School Board reserves the right to reject any and all bids and to waive any irregularities or informalities therein.

Jason L. Bietz
Business Manager

Published twice at the total approximate cost of \$21.30 and can be viewed free of charge at www.sd-publicnotices.com.

Published on June 16 & 23, 2023.

YANKTON SCHOOL DISTRICT

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You're News! The Press and Dakotan

Farmers

From Page 1

Surging land values have been fueled by increased global demand for grain, the limited availability of land for sale, federal pandemic stimulus payments that increased demand for land (because more farmers had more cash on hand), and higher corn prices that have made cropland more profitable. "If you were to put historical corn prices next to that," Moe said, referencing rising land prices, "you'd find that they follow pretty closely."

It's not just land values putting ownership out of reach for producers with less capital and cash on hand.

Fertilizer and fuel prices jumped more than 33% in 2021, according to Farm Credit Services. Farm machinery, building materials, seed and feed costs increased, as well.

Farmers with less cash take out loans to afford those inputs,

Carter announced NU will also be looking for students to lead recruitment efforts, and NU will reimagine Regents Scholarships to cover all the scholars' NU expenses, not just tuition.

A major goal will also be for NU to rejoin the Association of American Universities, an elite group of colleges and universities. NU had belonged to the group from 1909 until 2011, when the AAU terminated its membership. Bennett has also expressed interest in rejoining the AAU.

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University of Nebraska-Lincoln professor Barney McCoy (Zach Wendling/Nebraska Examiner)

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MEETING (ENTITY): PLANNING COMMISSION REGULAR OR SPECIAL MEETING: Regular
DATE: 6/13/2023 TIME: 7PM LOCATION: COMMISSION CHAMBERS

STAFF ATTENDANCE: Conkling/Vetter

ROLL BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

CALL:

APPROVAL OF MINUTES: MOTION BY: Nelson SECOND BY: Kettering

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

APPROVAL OF AGENDA: MOTION BY: Loest SECOND BY: Michael

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Bornitz - Rezone**

ADDRESS/LEGAL: Lots One (1) and Two (2), Valley West Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Four (4), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5th P.M., Yankton County, South Dakota

COMMENTS: **Chris Bornitz – for applicant**
Doris Kuchta – Neighbor
Brad Wenandt - Neighbor

MOTION: **Approve as presented based on Findings of Facts**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Kettering

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Kozak – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit in a Lakeside Commercial district for an illuminated sign less than 1500 feet from a dwelling unit per Article 14 Section 1403. Applicant wishes to install an illuminated sign on a commercial building that is less than 1500 feet from a single family dwelling. Said property is legally described as Lot Twenty-five (25), Lewis and Clark Business Center, as platted in Book S20, page 277, Yankton County, South Dakota less highways and roads. E911 address is 3804 West 8th St, Yankton, South Dakota

COMMENTS: Kristen Kozak - Applicant

MOTION: **Approve as presented with condition the 0.3 foot candle limitation is adhered to**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Loest

PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Mace – Conditional Use Permit**

ADDRESS/LLEGAL: Applicant is applying for a Conditional Use Permit for a two family dwelling in a Moderate Density Residential District per Article 7 Section 707. Applicant wishes to construct a twin home on a moderate density residential lot. Said property is legally described as Lot Twenty-nine (29), Crestview Homes Subdivision, Yankton County, South Dakota, as per plats recorded in Book S20, page 413.

COMMENTS: Kevin Guthmiller – Neighbor, HOA Rep.
Mike Campbell – Neighbor
Paul Schelhaas – Neighbor
Steve Kraus - Neighbor

MOTION: **Approve as presented based on checklist that allows it
Passed 7-0**

APPROVAL: MOTION BY: Michael SECOND BY: Kettering
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Olivier Plat**

ADDRESS/LLEGAL: Plat of Lot 11 of Block 6, Law Overlook Subdivision, in the SE1/4 of Section 7 and in the NE1/4 of Section 18, All in T93N, R56W of the 5th P.M., Yankton County, South Dakota

COMMENTS: None

MOTION: **Approve as presented
Passed 7-0**

APPROVAL: MOTION BY: Michael SECOND BY: Loest
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Olivier Plat**

ADDRESS/LLEGAL: A Replat of Lot 16, Block 3, Law Overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M., Yankton County, South Dakota,
Hereafter to be known as:
lot 16A, Block 3, Law overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M. Yankton County, South Dakota

COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Michael
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Kolberg Plat**
ADDRESS/LEGAL: Plat of Tracts 1 and 2, Kolberg's Addition, in the E1/2 of the SW1/4 and in the SE1/4 of Section 5, T93N, R54W of the 5th P.M., Yankton County, South Dakota.
COMMENTS: none

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Nelson SECOND BY: Kettering
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **White Crane Estates Plat**
ADDRESS/LEGAL: Plat of Lots 17, 18, 19, 77, 78, and 79, Crestview Homes Subdivision, in the NE1/4 of Section 21, T93N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Loest
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **LL Cwach LLC Plat**
ADDRESS/LEGAL: Plat of Tract 1, L and L Cwach Addition, in the SE1/4 of the NE1/4 of Section 30, T94N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Michael SECOND BY: Clark
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **DKL&M LLC Plat**
ADDRESS/LEGAL: Plat of Tract 1, Kronaizl Addition, in the NW1/4 of Section 1, T93N, R57W of the 5th P.M., Yankton County, South Dakota
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: Loest SECOND BY: Michael
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Yankton Thrive**
ADDRESS/LEGAL: Plat of tracts 2, 3, and 4 of Law Addition in the N1/2 of the SE1/4 of Section 2, Township 93 North, Range 56 West of the 5th P.M., City and County of Yankton, South Dakota Containing 1,222,443 SQ. FT (28.06 Acres) More or less
COMMENTS: None

MOTION: **Approve as presented**
Passed 7-0

APPROVAL: MOTION BY: _____ SECOND BY: _____
PLANNING: BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM: **Discussion regarding Building Height, Small Acre Lots, and Solar Farms**
ADDRESS/LEGAL: _____
COMMENTS: _____

MOTION:

No action taken

APPROVAL:

MOTION BY: _____ SECOND BY: _____

PLANNING:

BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

AGENDA ITEM:

Public Comment

ADDRESS/LEGAL:

COMMENTS:

None

MOTION:

**Adjourn
Passed 7-0**

APPROVAL:

MOTION BY: Kettering SECOND BY: Loest

PLANNING:

BARKL LOEST KETTERING MICHAEL NELSON WEISS CLARK

YANKTON COUNTY COMMISSION MEETING
June 20, 2023

The regular meeting of the Yankton County Commission was called to order by Chairman Don Kettering at 6:00 p.m. on Tuesday, June 20, 2023.

Roll call was taken with the following Commissioners present: Ryan Heine, John Marquardt, Dan Klimisch, Wanda Howey-Fox and Don Kettering.

There were no conflicts of interest reported by Commissioners.

Action 23179C: A motion was made by Fox and seconded by Klimisch to approve the agenda. All present voted aye; motion carried, 5-0.

There were two public comments: Scott Bormann and Bob Currie. Commissioner Kettering closed public comment.

Action 23180C: A motion was made by Klimisch and seconded by Fox to approve a resolution to declare June 25 as Diane Reese Day. All present voted aye; motion carried, 5-0.

Michael Barkl appeared before the Commission for a hearing on his medical cannabis license for Cultivation to be located at 29710 US Highway 81, Irene, SD.

Action 23181C: A motion was made by Fox seconded by Heine to approve the application for Cultivation. All present voted aye; motion carried, 5-0.

Highway Superintendent Mike Sedlacek appeared before the Board to discuss the NW Jim River Road washout.

Action 23182C: A motion was made by Kettering and seconded by Fox to approve Highway Superintendent to request bids for repairing the NW Jim River Road. All present voted aye; motion carried, 5-0.

Action 23183Z: A motion was made by Klimisch and seconded by Fox to adopt the following resolution: Whereas it appears Curt Olivier, owner of record, has caused a plat to be made of the following real property: Lot 11 of Block 6, Law Overlook Subdivision, SE1/4 of Section 7, and NE1/4 of Section 18, 93N-56W, and has submitted such plat to the Yankton County Planning Commission and Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Action 23184Z: A motion was made by Fox and seconded by Klimisch to adopt the following resolution: Whereas it appears Curt Olivier, owner of record, has caused a replat to be made of the following real property: Lot 16 of Block 3, Law Overlook Subdivision, NE1/4 of Section 18, 93N-56W, hereafter to be known as Lot 16A of Block 3, and has submitted such plat to the Yankton County Planning Commission and Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Action 23185Z: A motion was made by Fox and seconded by Heine to adopt the following resolution: Whereas it appears Kolberg Revocable Trust, owner of record, has caused a plat to be made of the following real property: **Tracts 1 and 2, Kolberg's Addn, E1/2, W1/4, SE1/4** of Section 5, of Section 5, 93N-54W, and has submitted such plat to the Yankton County Planning Commission and Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Action 23186Z: A motion was made by Klimisch and seconded by Marquardt to adopt the following resolution: Whereas it appears LL Cwach, LLC, owner of record, has caused a plat to be made of the following real property: Tract 1, L&L Cwach Addn, SE1/4, NE1/4 of Section 30, 94N-56W, and has submitted such plat to the Yankton County Planning Commission and Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Action 23187Z: A motion was made by Fox and seconded by Klimisch to adopt the following resolution: Whereas it appears DLK & M, LLC, owner of record, has caused a plat to be made of the following real property: Tract 1, Kronaizl Addn, NW1/4 of Section 1, 93N-57W, and has submitted such plat to the Yankton County Planning Commission and Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Action 23188Z: A motion was made by Klimisch and seconded by Marquardt to adopt the following resolution: Whereas it appears Bob Law, Inc, owner of record, has caused a plat to be made of the following real property: Tracts 2,3,4, Law Addn, N1/2, SE1/4 of Section 2, 93N-56W, and has submitted such plat to the Yankton County Planning Commission and

Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Action 23189C: A motion was made by Fox and seconded by Klimisch to approve the June 6 and 9, 2023 Meeting minutes with the correction of June 9 Action 23178C to say: A motion was made by Heine and seconded by Marquardt to adjourn. All present voted aye; motion carried, 5-0.

Action 23190C: A motion was made by Klimisch and seconded by Marquardt to approve the following claims; Commissioners: Clarity Telecom, LLC (Utilities) \$50.50; EMC Insurance Companies (Prof Services) \$25,000.00; Yankton Daily Press & Dakotan (Publishing) \$681.28; Elections: Qualified Presort Services (Supplies) \$51.23; Court: Avera Sacred Heart Hospital (Lab) \$2,001.00; Blackburn & Stevens Prof. LLC (Prof Services) \$4,470.40; Certified Languages International (Prof Services) \$303.60; Patricia LaCroix (Neglected) \$450.00; Juror (Fees) \$570.38; Clovia Dee (Prof Services) \$1,530.00; Kennedy Pier Loftus & Reynolds, LLP (Prof Services) \$2,993.85; Department of Health (Lab) \$365.00; Dean Schaefer (Prof Services) \$715.00; Thomson Reuters-West (Supplies) \$1,040.42; Auditor: Andersen Telecom, LLC (Prof Services) \$50.00; Clarity Telecom, LLC (Utilities) \$121.19; LEAF (Rentals) \$24.83; Qualified Presort Services (Supplies) \$170.91; Security Shredding Services (Maintenance) \$70.00; Thomson Reuters-West (Supplies) \$172.11; Treasurer: Clarity Telecom, LLC (Utilities) \$197.36; Qualified Presort Services (Supplies) \$364.74; Security Shredding Services (Maintenance) \$35.00; Data: Andersen Telecom, LLC (Prof Services) \$374.49; Clarity Telecom, LLC (Utilities) \$718.82; First Bankcard (Maintenance) \$45.16; Pictometry International (Maintenance) \$22,360.00; States Attorney: Andersen Telecom, LLC (Maintenance) \$300.00; Century Business Products (Rentals) \$200.97; Century Business Products (Maintenance) \$250.08; Culligan (Supplies) \$38.96; Tyler Larsen (Travel) \$26.52; Qualified Presort Services (Supplies) \$98.64; Staples Credit Plan (Supplies) \$380.89; Thomson Reuters-West (Supplies) \$201.58; Government Center: **Kopetsky's Ace Hardware (Maintenance) \$16.31; Clarity Telecom, LLC (Utilities) \$25.25;** TruGreen (Maintenance) \$119.09; JCL Solutions (Supplies) \$563.96; Menards (Supplies) \$146.92; MidAmerican Energy (Utilities) \$359.71; Director of Equalization: Clarity Telecom, LLC (Utilities) \$193.50; Microfilm Imaging Systems (Maintenance) \$120.00; Yankton County Observer (Publishing) \$197.81; Qualified Presort Services (Supplies) \$19.32; Security Shredding Services (Maintenance) \$35.00; Register of Deeds: Clarity Telecom, LLC (Utilities) \$172.15; Executive Management Finance (Supplies) \$46.50; Qualified Presort Services (Supplies) \$46.12; Veterans Service Office: Andersen Telecom, LLC (Maintenance) \$100.00; Clarity Telecom, LLC (Utilities) \$25.25; LEAF (Rentals) \$58.60; Qualified Presort Services (Supplies) \$11.22; Safety Center Building: Clarity Telecom, LLC (Utilities) \$802.48; City of Yankton (Dumpster Fees) \$152.00; ECHO Group (Maintenance) \$23.10; TruGreen (Maintenance) \$94.14; Johnson Controls, Inc. (Maintenance) \$296.21; Mead Lumber (Maintenance) \$120.40; Menards (Maintenance) \$74.49; Menards (Supplies)

\$150.62; Sheriff: Andersen Telecom, LLC (Computer Services) \$250.00; Hanson Briggs Specialty Advertising, Inc. (Supplies) \$128.50; Greg Jensen (Travel) \$14.00; City of Yankton (Fuel) \$2,329.40; NAPA Auto Parts of Yankton (Maintenance) \$43.98; Culligan (Supplies) \$49.96; Rod Pieper (Travel) \$6.04; Guardian Alliance Technologies (Maintenance Contract) **\$125.00; Tim Walburg (Travel) \$368.00; FedEx (Prof Services) \$16.93; Jack's Uniforms & Equipment (Uniforms) \$64.95; Northtown Automotive (Maintenance) \$382.20; Qualified Presort Services (Maintenance Contract) \$152.63; M.T. & R.C. Smith Insurance (Prof Services) \$80.00; South Dakota Sheriff's Association (Maintenance Contract) \$880.00; One Office Solution (Maintenance Contract) \$47.55; One Office Solution (Supplies) \$880.25; Yankton Medical Clinic (Prof Services) \$80.00; Broadway Chrysler Jeep Dodge Ram (Auto Equipment) \$40,003.00; County Jail: Avera Sacred Heart Hospital (Prof Services) \$29,033.15; Scott Family Dentistry, Inc. (Prof Services) \$147.00; Outdoor-Fit Exercise System (Supplies) \$198.50; Jerry Sorbel (Prof Services) \$520.00; Culligan (Maintenance) \$81.94; Trinity Services Group, Inc. (Food Services) \$4,900.46; EZ Duz It Laundry (Maintenance) \$195.00; Avera Medical Group Hospital (Prof Services) \$681.93; Avera Medical Group Radiology (Prof Services) \$10.48; Avera Medical Group Family Medicine (Prof Services) \$71.99; Avera Sacred Heart Hospital (Prof Services) \$186.07; Avera Medical Group Endocrinology (Prof Services) \$234.90; Horizon Health Care, Inc. (Prof Services) \$435.83; **Olson's Pest Technicians (Maintenance) \$170.00; Phoenix Supply (Supplies) \$138.70; Correctional Risk Services (Inmate Insurance) \$2,768.30; Siouxland Oral & Maxillofacial Surgery (Prof Services) \$2,326.14; Yankton Rexall Drug Co. (Prof Services) \$2,571.92; Yankton Medical Clinic (Prof Services) \$163.16; Yankton Anesthesiology (Prof Services) \$19.43; Juvenile Detention: Minnehaha County Juvenile Detention Center (Rentals) \$15,571.92; Yankton Area Search & Rescue: City of Yankton (Supplies) \$35.87; First Bankcard (Supplies) \$16.97; Care of Poor: Andersen Telecom LLC (Prof Services) \$150.00; Qualified Presort Services (Supplies) \$75.55; Public Health Nurse: Clarity Telecom, LLC (Utilities) \$202.28; TIAA, FSB (Rentals) \$58.67; Qualified Presort Services (Supplies) \$16.46; Ambulance: **Kopetsky's Ace Hardware (Supplies) \$26.79; Arrow Manufacturing (Supplies) \$214.98; Clarity Telecom, LLC (Utilities) \$259.10; The UPS Store (Supplies) \$20.89; Bound Tree Medical, LLC (Supplies) \$6,275.86; City of Yankton (Supplies) \$1,207.96; Cintas (Maintenance) \$156.94; Amazon Capital Services (Supplies) \$97.39; First Bankcard (Supplies) \$1,174.75; First Bankcard (Prof Services) \$25.00; Sturdevant's Auto Parts (Supplies) \$155.96; Investigative Services (Prof Services) \$168.00; LEAF (Rentals) \$129.93; Olson's Pest Technicians (Maintenance) \$119.00; One Office Solution (Maintenance) \$29.73; One Office Solution (Supplies) \$68.99; Yankton Janitorial Supplies (Supplies) \$179.00; Mentally Handicapped: SD Achieve dba Lifescape (Misc.) \$120.00; Mental Illness Board: Darcy Lockwood (Hearings) \$57.00; Gary Mikelson (Hearings) \$2,214.00; Val Larson (Hearings) \$57.00; Dan Fox (Hearings) \$466.75; Lewis & Clark Behavioral Health Services (Hearings) \$184.00; Luci Lewno (Hearings) \$506.60; Historical Sites: Yankton County Historical Society (Misc.) \$8,000.00; County Extension: **Kopetsky's Ace Hardware (Supplies) \$59.48; Clarity Telecom, LLC (Utilities) \$375.74; Northwestern Energy (Utilities) \$196.12; Olson's Pest Technicians (Maintenance) \$150.00; One Office Solution (Supplies) \$387.82; Yankton County Leaders Association (4-H/Other) \$1,502.99; Weed: AgTerra Technologies (Maintenance) \$60.00; C & R Supply, Inc. (Maintenance) \$1,784.36; First Bankcard (Maintenance) \$371.11;********

Graham Tire-Yankton (Maintenance) \$418.35; Yankton County Observer (Publishing) \$96.00; One Office Solution (Supplies) \$16.73; Yankton Daily Press and Dakotan (Publishing) \$275.25; Planning and Zoning: Clarity Telecom, LLC (Utilities) \$50.50; Klass Law Firm, LLP (Prof Services) \$220.00; First Bankcard (Supplies) \$23.50; Microfilm Imaging Systems (Maintenance) \$140.00; Pheasantland Industries (E911 Signs) \$51.05; Qualified Presort Services (Supplies) \$19.19; Yankton Daily Press & Dakotan (Publishing) \$66.21; Highway: Appeara (Supplies) \$152.97; Bomgaars (Supplies) \$95.04; B-Y Water District (Utilities) \$108.00; Butler Machinery Co. (Supplies) \$269.82; Clarity Telecom, LLC (Utilities) \$141.02; Presto-X (Maintenance) \$133.34; NAPA Auto Parts of Yankton (Maintenance) \$19.94; NAPA Auto Parts of Yankton (Supplies) \$816.58; Knife River-South Dakota (Asphalt Roads) \$5,312.22; CenturyLink (Utilities) \$64.05; Loiseau Construction (Annual Projects) \$27,177.92; CHS, Inc. (Fuel) \$3,901.80; D-P Tools (Supplies) \$81.95; CM Tools, LLC (Supplies) \$140.00; First Bankcard (Maintenance) \$1,171.11; First Bankcard (Supplies) \$178.95; Fastenal **Industrial & Construction Supply (Supplies) \$206.97; Janssen's Garbage Service (Utilities) \$50.00; Kellen & Streit, Inc. (Annual Projects) \$2,153.48; Kimball Midwest (Supplies) \$803.70; Lyle Signs, Inc. (Supplies) \$2,526.53; Locators & Supplies, Inc. (Supplies) \$167.76; Menards (Supplies) \$66.77; MidAmerican Energy (Utilities) \$32.53; Power Source Electric (Utilities) \$2,039.13; Riverside Hydraulics & Labs (Supplies) \$54.24; Slowey Construction, Inc. (Annual Projects) \$1,960.25; Truck Trailer Sales Service (Maintenance) \$88.50; Truck Trailer Sales Service (Supplies) \$108.75; One Office Solution (Supplies) \$16.73; Yankton Janitorial Supply (Supplies) \$128.00; Yankton Redi Mix (Supplies) \$435.00; E911: Clarity Telecom, LLC (Utilities) \$114.25; Golden West Telecommunications (Utilities) \$147.21; CenturyLink (Utilities) \$169.30; Clarity Telecom, LLC (Utilities) \$65.98; Emergency Management: Boston Shoes to Boots (Supplies) \$47.64; NAPA Auto Parts of Yankton (Supplies) \$218.71; First Bankcard (Supplies) \$808.39; First Bankcard (Prof Services) \$266.09; First Bankcard (Travel) \$576.65; LEAF (Rentals) \$268.38; Menards (Supplies) \$399.36; M.T. & R.C. Smith Insurance (Insurance) \$74.00; Tabor Lumber Coop. (Supplies) \$347.22; One Office Solution (Supplies) \$79.40; Great America Financial (Rentals) \$195.17; County Buildings: Culligan (Misc.) \$219.00; 24/7 Program: PharmChem (Supplies) \$5,500.71; Non-Departmental: Satellite Tracking of People (Tracking Monitors) \$195.00; Byron Nogelmeier (CAM Daily Fee) \$3,083.00; Byron Nogelmeier (State Participation Fee) \$212.00; SD Department of Revenue (Motor Vehicle Fees) \$572,335.29; SD Department of Revenue (Waste Fee) \$7,926.75; SD Department of Revenue (ROD Fees) \$1,670.00; SD Department of Revenue (Services-HSC) \$1,211.63; SD Department of Revenue (Services-Redfield) \$180.00; SD Department of Revenue (Predatory Animal) \$1,368.86. General Fund \$751,229.50; Road & Bridge \$50,603.05; Emergency Management \$3,281.01. All present voted aye; motion carried, 5-0.**

Action 23191C: A motion was made by Klimisch and seconded by Heine to approve the following claims: Court: Harmelink & Fox (Prof Services) \$1,079.88. Voting Aye: Klimisch, Heine, Kettering, and Marquardt, Fox abstained; motion carried, 4-0.

Action 23192AUD: A motion was made by Fox and seconded by Klimisch to approve the **Auditor's Monthly Settlement with the Treasurer** as of May 31, 2023, showing Total Cash of

\$17,532,900.13. The General Fund was \$12,575,062.85; Special Funds were \$1,818,415.25; and Trust and Agency Funds were \$3,139,422.03 adding to a Grand Total of General Ledger Cash and Investments of \$17,532,900.13. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 23193AUD: A motion was made by Klimisch and seconded by Marquardt to approve the Pooled Cash Report as of May 31, 2023, showing Total Cash in Bank of \$17,532,900.13. All present voted aye; motion carried, 5-0.

Ambulance Assigned Dollars to Unassigned has been postponed until July 5 meeting.

There were three public comments: Laura Kotalik, Chris Patton, Dan Schenkel. Commissioner Kettering closed public comments.

Action 23194C: A motion was made by Marquardt and seconded by Fox to recess the regular session at 7:00 p.m. and convene in executive session to discuss litigation issues related to SDCL 1-25-2(3). All present voted aye; motion carried, 5-0.

Action 23195C: A motion was made by Fox and seconded by Klimisch to adjourn the executive session at 7:15 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 23196C: A motion was made by Fox and seconded by Heine to approve file #'s CW.MI.23-01.006, CW.MI.23-02.002, CW.MI.23-02.004, CW.MI.23-02.005, CW.MI.23-02.006, CW.MI.23-02.007, and CW.MI.23-02.008 for a total amount of \$4,660.00. All present voted aye; motion carried, 5-0.

Action 23197C: A motion was made by Marquardt and seconded by Fox to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Wednesday, July 5, 2023 at 6:00 p.m.

Don Kettering, Chairman
Yankton County Commission

ATTEST:
Karen Faerber, Deputy Auditor
Yankton County

6/30/2023 2:04 PM

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

PAGE: 1

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02262 KASI'S CLAIMS - 07/05/202

FUND : 101 GENERAL FUND

DEPARTMENT: 120 ELECTIONS

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202306309119	101-5-120-42600	SUPPLIES - ELECTION		69.56
01-21042	VERIZON	I-202306309141	101-5-120-42400	RENTALS - ELECTION		280.07
DEPARTMENT 120 ELECTIONS					TOTAL:	349.63

6/30/2023 2:04 PM

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

PAGE: 2
ITEMS PRINTED: PAID, UNPAID

VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 130 COURT

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01228	BLACKBURN & STEVENS PRO	I-202306309126	101-5-130-42200	PROF SERVICES - COURT		1,861.80
01-01228	BLACKBURN & STEVENS PRO	I-202306309127	101-5-130-42200	PROF SERVICES - COURT		535.00
01-02892	PATRICIA LACROIX	I-202306299095	101-5-130-42220	NEGLECTED - COURT		150.00
01-03989	YOUNGBERG LAW, PROF. LL	I-202306299016	101-5-130-42200	PROF SERVICES - COURT		2,650.00
01-03989	YOUNGBERG LAW, PROF. LL	I-202306299017	101-5-130-42200	PROF SERVICES - COURT		2,177.70
01-03990	DAN FOX, FOX LAW FIRM,	I-202306299086	101-5-130-42200	PROF SERVICES - COURT		2,650.00
		I-202306299028	101-5-130-42210	JUROR FEES - COURT		57.14
		I-202306299036	101-5-130-42210	JUROR FEES - COURT		55.10
		I-202306299029	101-5-130-42210	JUROR FEES - COURT		55.10
		I-202306299030	101-5-130-42210	JUROR FEES - COURT		55.10
		I-202306299032	101-5-130-42210	JUROR FEES - COURT		55.10
		I-202306299033	101-5-130-42210	JUROR FEES - COURT		53.06
		I-202306299037	101-5-130-42210	JUROR FEES - COURT		52.04
		I-202306299038	101-5-130-42210	JUROR FEES - COURT		51.02
		I-202306299034	101-5-130-42210	JUROR FEES - COURT		52.04
		I-202306299039	101-5-130-42210	JUROR FEES - COURT		51.02
		I-202306299035	101-5-130-42210	JUROR FEES - COURT		52.04
		I-202306299040	101-5-130-42210	JUROR FEES - COURT		52.04
		I-202306299041	101-5-130-42210	JUROR FEES - COURT		52.04
		I-202306299042	101-5-130-42210	JUROR FEES - COURT		70.40
		I-202306299043	101-5-130-42210	JUROR FEES - COURT		51.02
01-07755	HORN LAW OFFICE LLC	I-202306298994	101-5-130-42200	PROF SERVICES - COURT		13,250.00
01-10061	KENNEDY PIER LOFTUS & R	I-202306309122	101-5-130-42200	PROF SERVICES - COURT		171.70
01-10061	KENNEDY PIER LOFTUS & R	I-202306309123	101-5-130-42200	PROF SERVICES - COURT		2,048.50
01-18801	DEAN SCHAEFER	I-202306299005	101-5-130-42200	PROF SERVICES - COURT		1,044.00

DEPARTMENT 130 COURT

TOTAL: 27,352.96

6/30/2023 2:04 PM
VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 141 AUDITOR

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

PAGE: 3
ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202306309113	101-5-141-42600	SUPPLIES - AUDITOR		122.44
DEPARTMENT 141 AUDITOR					TOTAL:	122.44

6/30/2023 2:04 PM
VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 142 TREASURER

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202306309112	101-5-142-42600	SUPPLIES - TREASURER		322.10
DEPARTMENT 142 TREASURER					TOTAL:	322.10

VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 151 STATES ATTORNEY

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01489	DEBRA LILLIE	I-202306299003	101-5-151-42610	DIVERSION EXPENSE - STATES AT		500.00
01-04139	RIVERSIDE TECHNOLOGIES,	I-202306299001	101-5-151-42900	OTHER - STATES ATTY		650.00
01-04307	SUE ADAMS	I-202306299024	101-5-151-42200	PROF SERVICES - STATES ATTY		650.07
01-16017	QUALIFIED PRESORT SERVI	I-202306309120	101-5-151-42600	SUPPLIES - STATES ATTY		24.43
01-18049	M.T. & R.C. SMITH INSUR	I-202306298992	101-5-151-42100	INSURANCE - STATES ATTY		80.00
01-21042	VERIZON	I-202306299102	101-5-151-42800	UTILITIES - STATES ATTY		41.99
DEPARTMENT 151 STATES ATTORNEY					TOTAL:	1,946.49

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VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 155 CLERP

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00029	SDACC	I-202306299007	101-5-155-00000	MISC. - CLERP		1,675.00
DEPARTMENT 155 CLERP					TOTAL:	1,675.00

VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 161 GOVERNMENT CENTER

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01011	BOMGAARS	I-202306309103	101-5-161-42600	SUPPLIES - GOVT CENTER		8.09
01-02001	CITY OF YANKTON	I-202306309106	101-5-161-42800	UTILITIES - GOVT CENTER		2,005.31
01-02001	CITY OF YANKTON	I-202306309110	101-5-161-42800	UTILITIES - GOVT CENTER		200.10
01-04257	CITY OF YANKTON - LANDF	I-202306299089	101-5-161-42900	OTHER - GOVT CENTER		134.90
01-04257	CITY OF YANKTON - LANDF	I-202306299090	101-5-161-42900	OTHER - GOVT CENTER		52.00
01-12167	MENARDS	I-202306309129	101-5-161-42600	SUPPLIES - GOVT CENTER		52.06
01-12167	MENARDS	I-202306309130	101-5-161-42600	SUPPLIES - GOVT CENTER		259.18
01-13001	NORTHWESTERN ENERGY	I-202306309137	101-5-161-42800	UTILITIES - GOVT CENTER		3,102.51
01-14005	OLSON'S PEST TECHNICIAN	I-202306309138	101-5-161-42500	MAINTENANCE - GOVT CENTER		84.00
01-14018	O'CONNOR COMPANY	I-202306299092	101-5-161-42500	MAINTENANCE - GOVT CENTER		241.76
DEPARTMENT 161 GOVERNMENT CENTER					TOTAL:	6,139.91

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 101 GENERAL FUND
 DEPARTMENT: 162 DIRECTOR OF EQUALIZATION

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 ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-03987	GREG NEUGEBAUER	I-202306298988	101-5-162-42700	TRAVEL - DOE		142.62
01-04276	ZACH WAITER	I-202306298989	101-5-162-42700	TRAVEL - DOE		148.62
01-04308	HOLIDAY INN CITY CENTRE	I-202306299027	101-5-162-42700	TRAVEL - DOE		900.00
01-06063	MICHELLE GOEKEN	I-202306298987	101-5-162-42700	TRAVEL - DOE		117.00
01-16017	QUALIFIED PRESORT SERVI	I-202306309114	101-5-162-42600	SUPPLIES - DOE		39.39
01-22101	ANDREA WRIGHT	I-202306298990	101-5-162-42700	TRAVEL - DOE		66.00

DEPARTMENT 162 DIRECTOR OF EQUALIZATI TOTAL: 1,413.63

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VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 163 REGISTER OF DEEDS

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202306309115	101-5-163-42600	SUPPLIES - ROD		41.73
DEPARTMENT 163 REGISTER OF DEEDS TOTAL:						41.73

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 101 GENERAL FUND
 DEPARTMENT: 165 VETERANS SERVICE OFFICER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202306309116	101-5-165-42600	SUPPLIES - VSO		8.80
01-21042	VERIZON	I-202306299101	101-5-165-42800	UTILITIES - VSO		41.99
01-21042	VERIZON	I-202306309142	101-5-165-42400	RENTALS - VSO		40.01
DEPARTMENT 165 VETERANS SERVICE OFFIC TOTAL:						90.80

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 101 GENERAL FUND
 DEPARTMENT: 169 SAFETY CENTER BUILDING

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BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02001	CITY OF YANKTON	I-202306309107	101-5-169-42800	UTILITIES - SAFETY CENTER		645.97
01-02001	CITY OF YANKTON	I-202306309111	101-5-169-42800	UTILITIES - SAFETY CENTER		200.11
01-02084	COLE PAPERS INC.	I-202306309128	101-5-169-42600	SUPPLIES - SAFETY CENTER		492.33
01-04023	ECHO GROUP	I-202306299088	101-5-169-42500	MAINTENANCE - SAFETY CENTER		157.80
01-04201	CRESCENT ELECTRIC SUPPL	I-202306298993	101-5-169-42500	MAINTENANCE - SAFETY CENTER		64.08
01-09063	JUSTICE FIRE & SAFETY	I-202306309124	101-5-169-42500	MAINTENANCE - SAFETY CENTER		251.00
01-12167	MENARDS	I-202306309131	101-5-169-42500	MAINTENANCE - SAFETY CENTER		11.98
01-13001	NORTHWESTERN ENERGY	I-202306309136	101-5-169-42800	UTILITIES - SAFETY CENTER		8,691.33
01-14018	O'CONNOR COMPANY	I-202306299091	101-5-169-42500	MAINTENANCE - SAFETY CENTER		1,351.21

DEPARTMENT 169 SAFETY CENTER BUILDING TOTAL: 11,865.81

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 101 GENERAL FUND
 DEPARTMENT: 211 SHERIFF

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02008	NAPA AUTO PARTS OF YANK	I-202306299071	101-5-211-42500	MAINTENANCE - SHERIFF		9.18
01-02201	INTEK CLEANING & RESTOR	I-202306299067	101-5-211-42500	MAINTENANCE - SHERIFF		125.00
01-04295	AT & T MOBILITY	I-202306299075	101-5-211-42520	MAINTENANCE CONTRACT - SHERIF		338.10
01-04296	GUARDIAN ALLIANCE TECHN	I-202306299002	101-5-211-42520	MAINTENANCE CONTRACT - SHERIF		515.00
01-16017	QUALIFIED PRESORT SERVI	I-202306309121	101-5-211-42520	MAINTENANCE CONTRACT - SHERIF		300.44

DEPARTMENT 211 SHERIFF TOTAL: 1,287.72

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 101 GENERAL FUND
 DEPARTMENT: 212 COUNTY JAIL

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00074	AVERA HEALTH dba AVERA	I-202306299015	101-5-212-42200	PROF SERVICES - JAIL		400.00
01-01026	BOLLER PRINTING CO.	I-202306299008	101-5-212-42600	SUPPLIES - JAIL		144.00
01-01383	SCOTT FAMILY DENTISTRY,	I-202306299072	101-5-212-42200	PROF SERVICES - JAIL		147.00
01-01608	ICS JAIL SUPPLIES INC	I-202306299066	101-5-212-42600	SUPPLIES - JAIL		282.94
01-03678	TRINITY SERVICES GROUP	I-202306299068	101-5-212-42210	FOOD SERVICE - JAIL		4,989.40
01-03678	TRINITY SERVICES GROUP	I-202306299069	101-5-212-42210	FOOD SERVICE - JAIL		5,171.34
01-03678	TRINITY SERVICES GROUP	I-202306299070	101-5-212-42210	FOOD SERVICE - JAIL		5,158.26
01-04056	EZ DUZ IT LAUNDRY	I-202306299076	101-5-212-42640	UNIFORMS - JAIL		24.00
01-04056	EZ DUZ IT LAUNDRY	I-202306299077	101-5-212-42640	UNIFORMS - JAIL		39.50
01-04295	AT & T MOBILITY	I-202306299074	101-5-212-42520	MAINTENANCE CONTRACT - JAIL		163.79
01-09196	JACKS UNIFORMS & EQUIPM	I-202306299073	101-5-212-42640	UNIFORMS - JAIL		46.99
01-14005	OLSON'S PEST TECHNICIAN	I-202306309139	101-5-212-42500	MAINTENANCE - JAIL		115.00
01-24004	YANKTON MEDICAL CLINIC	I-202306299078	101-5-212-42200	PROF SERVICES - JAIL		654.59
DEPARTMENT 212 COUNTY JAIL					TOTAL:	17,336.81

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 101 GENERAL FUND
 DEPARTMENT: 213 CORONER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-04305	DAKOTA EMBALMING & TRAN	I-202306299026	101-5-213-42200	PROF SERVICES - CORONER		325.00
01-13213	MARK NICKLES	I-202306298995	101-5-213-42700	TRAVEL - CORONER		14.00
DEPARTMENT 213 CORONER					TOTAL:	339.00

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02262 KASI'S CLAIMS - 07/05/202

FUND : 101 GENERAL FUND

DEPARTMENT: 411 CARE OF POOR

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-14036	OPSAHL - KOSTEL FUNERAL	I-202306299006	101-5-411-42200	PROF SERVICES - POOR RELIEF		1,250.00
01-16017	QUALIFIED PRESORT SERVI	I-202306309118	101-5-411-42600	SUPPLIES - POOR RELIEF		92.86
DEPARTMENT 411 CARE OF POOR					TOTAL:	1,342.86

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VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 421 PUBLIC HEALTH NURSE

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202306309117	101-5-421-42600	SUPPLIES - NURSE		26.19
DEPARTMENT 421 PUBLIC HEALTH NURSE TOTAL:						26.19

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 Yankton County
 KASI'S CLAIMS - 07/05/202
 GENERAL FUND
 AMBULANCE

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00069	A-OX WELDING SUPPLY CO.	I-202306299013	101-5-424-42600	SUPPLIES - AMBULANCE		130.14
01-00269	AVERA SACRED HEART HOSP	I-202306299014	101-5-424-42600	SUPPLIES - AMBULANCE		279.01
01-00311	SACRED HEART HEALTH SER	I-202306298999	101-5-424-42200	PROF SERVICES - AMBULANCE		1,500.00
01-00669	ARROW MANUFACTURING	I-202306298998	101-5-424-42500	MAINTENANCE - AMBULANCE		1,050.00
01-01011	BOMGAARS	I-202306309105	101-5-424-42600	SUPPLIES - AMBULANCE		74.95
01-01037	BNSF RAILWAY COMPANY	I-202306298996	101-5-424-42400	RENTALS - AMBULANCE		1,947.47
01-01195	STRYKER SALES CORPORATI	I-202306299009	101-5-424-42500	MAINTENANCE - AMBULANCE		5,480.67
01-02001	CITY OF YANKTON	I-202306309109	101-5-424-42800	UTILITIES - AMBULANCE		197.59
01-03566	QUICK MED CLAIMS	I-202306299010	101-5-424-42200	PROF SERVICES - AMBULANCE		4,935.17
01-04306	ACE TOWING, INC.	I-202306299025	101-5-424-42200	PROF SERVICES - AMBULANCE		532.50
01-12167	MENARDS	I-202306309132	101-5-424-42600	SUPPLIES - AMBULANCE		61.68
01-12371	MIDAMERICAN ENERGY	I-202306309134	101-5-424-42800	UTILITIES - AMBULANCE		25.08
01-13252	NORTHTOWN AUTOMOTIVE	I-202306298997	101-5-424-42500	MAINTENANCE - AMBULANCE		288.24
01-14993	OVERHEAD DOOR COMPANY O	I-202306299004	101-5-424-42500	MAINTENANCE - AMBULANCE		763.49
01-18049	M.T. & R.C. SMITH INSUR	I-202306298991	101-5-424-42100	INSURANCE - AMBULANCE		65.00
01-21042	VERIZON	I-202306299096	101-5-424-42800	UTILITIES - AMBULANCE		570.81
01-24003	YANKTON DAILY P & D	I-202306309143	101-5-424-42600	SUPPLIES - AMBULANCE		133.09
DEPARTMENT 424 AMBULANCE					TOTAL:	18,034.89

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VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 441 MENTLLY HANDICAPPED

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00075	AVERA MCKENNAN HOSPITAL	I-202306299018	101-5-441-00000	PROF SERVICES - MENTAL ILLNES		3,160.00
01-00269	AVERA SACRED HEART HOSP	I-202306299019	101-5-441-00000	PROF SERVICES - MENTAL ILLNES		1,500.00
DEPARTMENT 441 MENTLLY HANDICAPPED					TOTAL:	4,660.00

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 Yankton County
 KASI'S CLAIMS - 07/05/202
 GENERAL FUND
 MENTAL ILLNESS BOARD

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01228	BLACKBURN & STEVENS PRO	I-202306309125	101-5-445-00000	HEARINGS - MENTAL ILLNESS		149.80
01-01765	DARCY LOCKWOOD	I-202306299021	101-5-445-00000	HEARINGS - MENTAL ILLNESS		79.50
01-04000	VAL LARSON	I-202306299020	101-5-445-00000	HEARINGS - MENTAL ILLNESS		79.50
01-04100	DAN FOX	I-202306299022	101-5-445-00000	HEARINGS - MENTAL ILLNESS		451.00
01-04100	DAN FOX	I-202306299079	101-5-445-00000	HEARINGS - MENTAL ILLNESS		250.00
01-11033	LINCOLN COUNTY TREASURE	I-202306299093	101-5-445-00000	HEARINGS - MENTAL ILLNESS		1,911.18
01-11092	LUCILLE M. LEWNO	I-202306299023	101-5-445-00000	HEARINGS - MENTAL ILLNESS		603.95
01-12134	MINNEHAHA COUNTY AUDITO	I-202306299094	101-5-445-00000	HEARINGS - MENTAL ILLNESS		355.20

DEPARTMENT 445 MENTAL ILLNESS BOARD TOTAL: 3,880.13

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 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 101 GENERAL FUND
 DEPARTMENT: 611 COUNTY EXTENSION

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01663	FP MAILING SOLUTIONS	I-202306299012	101-5-611-42600	SUPPLIES - EXTENSION		74.85
01-02001	CITY OF YANKTON	I-202306309108	101-5-611-42800	UTILITIES - EXTENSION		79.69
01-07582	HY-VEE	I-202306299087	101-5-611-42900	4H/OHTER - EXTENSION		40.61
01-12371	MIDAMERICAN ENERGY	I-202306309133	101-5-611-42800	UTILITIES - EXTENSION		9.86
DEPARTMENT 611 COUNTY EXTENSION					TOTAL:	205.01

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VENDOR SET: 01 Yankton County
PACKET: 02262 KASI'S CLAIMS - 07/05/202
FUND : 101 GENERAL FUND
DEPARTMENT: 615 WEED

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-21042	VERIZON	I-202306299099	101-5-615-42800	UTILITIES - WEED		24.79
01-21095	VAN DIEST SUPPLY CO	I-202306299064	101-5-615-42690	CHEMICALS - WEED		3,351.00
DEPARTMENT 615 WEED					TOTAL:	3,375.79

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02262 KASI'S CLAIMS - 07/05/202

FUND : 101 GENERAL FUND

DEPARTMENT: 711 PLANNING & ZONING

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-15188	PHEASANTLAND INDUSTRIES	I-202306299085	101-5-711-42690	E911 SIGNS - ZONING		64.17
01-21042	VERIZON	I-202306299100	101-5-711-42800	UTILITIES - ZONING		41.99
DEPARTMENT 711 PLANNING & ZONING					TOTAL:	106.16
FUND 101 GENERAL FUND					TOTAL:	101,915.06

VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 201 ROAD & BRIDGE
 DEPARTMENT: 311 HIGHWAY CONSTRUCTION & MA

ITEMS PRINTED: PAID, UNPAID

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00257	APPEARA	I-202306299044	201-5-311-42600	SUPPLIES - HWY		152.69
01-00968	VERMILLION LANDFILL	I-202306299063	201-5-311-42800	UTILITIES - HWY		246.75
01-01011	BOMGAARS	I-202306299045	201-5-311-42600	SUPPLIES - HWY		175.55
01-01146	BUILDING SPRINKLER INC.	I-202306299046	201-5-311-42200	PROF SERVICES - HWY		395.00
01-01166	BUTLER MACHINERY CO.	I-202306299047	201-5-311-42500	MAINTENANCE - HWY		71,000.00
01-02001	CITY OF YANKTON	I-202306299048	201-5-311-42800	UTILITIES - HWY		657.93
01-02008	NAPA AUTO PARTS OF YANK	I-202306299049	201-5-311-42600	SUPPLIES - HWY		669.69
01-02058	KNIFE RIVER - SOUTH DAK	I-202306299050	201-5-311-42600	SUPPLIES - HWY		9,094.50
01-02058	KNIFE RIVER - SOUTH DAK	I-202306299051	201-5-311-42900	ANNUAL PROJECTS - HWY		17,411.56
01-02250	HANDEL REPAIR	I-202306299052	201-5-311-42500	MAINTENANCE - HWY		210.72
01-02986	THE FOX STOP	I-202306299053	201-5-311-42640	HIGHWAY FUEL - HWY		400.00
01-03969	CM TOOLS LLC	I-202306299054	201-5-311-42600	SUPPLIES - HWY		534.95
01-08014	I STATE TRUCK CENTER	I-202306299055	201-5-311-42500	MAINTENANCE - HWY		223.44
01-09014	JEBRO INC.	I-202306299056	201-5-311-42900	ANNUAL PROJECTS - HWY		38,648.74
01-11006	LYLE SIGNS INC	I-202306299057	201-5-311-42600	SUPPLIES - HWY		101.02
01-11011	LONGS PROPANE INC.	I-202306299058	201-5-311-42600	SUPPLIES - HWY		61.20
01-11049	LEAF	I-202306299059	201-5-311-42600	SUPPLIES - HWY		125.30
01-15061	POWER SOURCE ELECTRIC	I-202306299060	201-5-311-42500	MAINTENANCE - HWY		520.00
01-19057	TRUENORTH STEEL	I-202306299061	201-5-311-42903	BRIDGES - HWY		37,677.78
01-21042	VERIZON	I-202306299098	201-5-311-42800	UTILITIES - HWY		60.05
01-22088	WIEMAN CONSTRUCTION, LL	I-202306299065	201-5-311-42903	BRIDGES - HWY		740.85

DEPARTMENT 311 HIGHWAY CONSTRUCTION & TOTAL: 179,107.72

FUND 201 ROAD & BRIDGE TOTAL: 179,107.72

6/30/2023 2:04 PM
 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 207 EMERGENCY 911 FUND
 DEPARTMENT: 225 LOCAL EMERGENCY PLANNING

PAGE: 24
 ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01200	CLARITY TELECOM, LLC	I-202306309140	207-5-225-42800	UTILITIES - E911		1,100.36
DEPARTMENT 225 LOCAL EMERGENCY PLANNI TOTAL:						1,100.36
FUND 207 EMERGENCY 911 FUND TOTAL:						1,100.36

6/30/2023 2:04 PM
 DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER
 VENDOR SET: 01 Yankton County
 PACKET: 02262 KASI'S CLAIMS - 07/05/202
 FUND : 226 EMERGENCY MANAGEMENT
 DEPARTMENT: 222 EMERGENCY MANAGEMENT

PAGE: 25
 ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00937	MACQUEEN EMERGENCY	I-202306299000	226-5-222-42500	MAINTENANCE - EDS		370.00
01-01011	BOMGAARS	I-202306309104	226-5-222-42600	SUPPLIES - EDS		157.76
01-03787	EMERGENCY SERVICES MARK	I-202306299080	226-5-222-42200	PROF SERVICES - EDS		183.35
01-04101	AGAP LLC dba POWER SOUR	I-202306299083	226-5-222-42500	MAINTENANCE - EDS		421.74
01-05194	FLOOR TEC	I-202306299081	226-5-222-42500	MAINTENANCE - EDS		145.36
01-07310	HANSEN LOCKSMITHING INC	I-202306299084	226-5-222-42500	MAINTENANCE - EDS		135.00
01-12132	MIDCONTINENT COMMUNICAT	I-202306299082	226-5-222-42800	UTILITIES - EDS		172.89
01-12193	MIDWEST CARD & ID SOLUT	I-202306299011	226-5-222-42621	POD EXPENSE - EDS		215.00
01-12371	MIDAMERICAN ENERGY	I-202306309135	226-5-222-42800	UTILITIES - EDS		9.25
01-21042	VERIZON	I-202306299097	226-5-222-42800	UTILITIES - EDS		929.56
DEPARTMENT 222 EMERGENCY MANAGEMENT TOTAL:						2,739.91
FUND 226 EMERGENCY MANAGEMENT TOTAL:						2,739.91
REPORT GRA TOTAL:						284,863.05

DEPT: ALL
PAYROLL NO#: 01
PAY PERIOD BEGINNING: 6/01/2023
PAY PERIOD ENDING: 6/30/2023

*** GRAND TOTALS ***

-----EARNINGS-----			----BENF/REIMB----		-----DEDUCTIONS-----				-----TAXES-----			
DESC	HRS	AMOUNT	DESC	AMOUNT	CD	ABEV	EMPLOYEE	EMPLOYER	DESC	TAXABLE	EMPLOYEE	EMPLOYER
SAL	0.00	293,676.04	VEH	54.00	010	PENSU	1640.00		FED W/H	410,396.99	33,065.18	
HOUR	6,429.25	126,183.10			011	ROTH	2175.00		FICA	439,882.60	27,272.68	27272.68
OVERT	447.50	14,014.28			020	AFLAC	916.16		MEDI	439,882.60	6,378.29	6378.29
VAC	575.50	4,706.82			030	COL	215.07					
SICK	468.50	3,396.26			050	OPTLG	284.42					
CELL	0.00	950.00			080	LEGAL	25.90					
SCKPO	0.00	546.26			100	NRS	69.44					
LONG	0.00	560.00			11	SDRS6	17605.15	17605.15				
VACPO	0.00	2,244.48			12	SDRS8	10171.02	10171.02				
HOL	1,141.50	11,462.51			410	FLEXA	3638.76					
					420	LIFE	290.69					
					430	FLEXC	568.89					
					440	VSP	604.99					
					450	DELTA	2278.40					
					460	MEDI	3903.62	3517.36				
					461	MEDI		29000.00				
					462	MEDI		2110.41				
					463	MEDI		6525.00				
					464	HSA	3795.37					
					465	MEDI		14069.40				
					467	MEDI	2836.70					
					P7	SPOUS	184.28					
TOTALS:	9,062.25	457,739.75		54.00			51203.86	82998.34			66,716.15	33650.97

-----DEPARTMENT RECAP-----

DEPT NO#	GROSS	REGULAR	OVERTIME	LEAVE	OTHER	BENEFITS	DEDUCTIONS	TAXES	NET
101-111	6,104.70	6,104.70	0.00	0.00	0.00	0.00	0.00	572.14	5,532.56
101-141	16,984.47	16,784.47	0.00	0.00	200.00	0.00	2,079.12	2,807.20	12,098.15
101-142	20,520.32	20,225.32	0.00	0.00	295.00	0.00	1,627.02	3,276.00	15,617.30
101-151	34,134.99	34,134.99	0.00	0.00	0.00	0.00	2,424.50	5,464.84	26,245.65
101-161	7,942.82	7,128.01	300.41	410.40	50.00	54.00	983.11	940.67	5,965.04
101-162	19,696.71	19,496.71	0.00	0.00	200.00	0.00	3,809.86	2,409.96	13,476.89
101-163	16,821.34	15,691.74	0.00	0.00	1,129.60	0.00	1,038.31	2,793.42	12,989.61
101-165	3,560.34	3,221.26	0.00	339.08	0.00	0.00	497.49	326.10	2,736.75
101-169	7,604.04	5,738.68	0.00	1,765.36	100.00	0.00	526.08	1,215.48	5,862.48
101-211	62,857.55	60,647.78	1,398.51	0.00	811.26	0.00	9,374.08	8,547.40	44,936.07
101-212	86,075.79	82,737.42	2,023.49	0.00	1,314.88	0.00	10,935.61	11,646.06	63,494.12
101-213	500.00	450.00	0.00	0.00	50.00	0.00	0.00	68.25	431.75
101-421	3,284.27	3,284.27	0.00	0.00	0.00	0.00	486.78	434.84	2,362.65

DEPT: ALL

PAYROLL NO#: 01

PAY PERIOD BEGINNING: 6/01/2023

PAY PERIOD ENDING: 6/30/2023

-----DEPARTMENT RECAP-----

DEPT NO#	GROSS	REGULAR	OVERTIME	LEAVE	OTHER	BENEFITS	DEDUCTIONS	TAXES	NET
101-424	59,082.08	45,686.81	9,377.92	4,017.35	0.00	0.00	3,821.52	8,693.76	46,566.80
101-427	972.83	972.83	0.00	0.00	0.00	0.00	0.00	124.43	848.40
101-611	8,187.09	8,087.09	0.00	0.00	100.00	0.00	666.25	1,257.02	6,263.82
101-612	2,898.83	2,898.83	0.00	0.00	0.00	0.00	504.32	357.28	2,037.23
101-711	11,613.92	11,613.92	0.00	0.00	0.00	0.00	2,224.33	1,587.69	7,801.90
201-311	76,214.70	63,011.30	309.60	12,843.80	50.00	0.00	8,944.75	12,124.06	55,145.89
226-222	11,323.24	10,529.29	604.35	189.60	0.00	0.00	1,260.73	1,862.59	8,199.92
248-212	1,413.72	1,413.72	0.00	0.00	0.00	0.00	0.00	206.96	1,206.76
TOTALS	457,793.75	419,859.14	14,014.28	19,565.59	4,300.74	54.00	51,203.86	66,716.15	339,819.74

REGULAR INPUT: 130 MANUAL INPUT: 1 CHECK STUB COUNT: 0 DIRECT DEPOSIT STUB COUNT: 131

ASSIGNED FOR COUNTY ACCUMULATIONS

	AMBULANCE	EMERGENCY MANAGEMENT	HIGHWAY	BRIDGES
BALANCE 2/15/22	80,000	17,056	1,300,349.90	1,500,000
2023 ASSIGNMENTS	40,000	25,000	2,000,000	500,000
BALANCE	120,000	42,056	3,300,349.90	2,000,000
Remount	93,000			
BALANCE	27,000			

Motion to move 93,000 from designated to undesignated for Ambulance Remount

31.100.002.140	500	MERCHANT ST	2015	RE	31631	048634.0
31.100.002.140	500	MERCHANT ST	2016	RE	31631	064866.0
31.100.002.140	500	MERCHANT ST	2017	RE	31631	079920.0
31.100.002.140	500	MERCHANT ST	2018	RE	31631	017926.0
31.100.002.140	500	MERCHANT ST	2019	RE	31631	007948.0
31.100.002.140	500	MERCHANT ST	2020	RE	31631	022982.0
31.100.002.140	500	MERCHANT ST	2021	RE	31631	008041.0
31.100.002.140	500	MERCHANT ST	2022	RE	31631	507542.1

Motion to abate taxes - 500 Kingsbury St.
 Casper, SD
 \$17,787.32