

Yankton County Planning Commission
Yankton County Board of Adjustment

Applicant Cheryl Boeckman – Conditional Use Permit 7/19/2021

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 requesting a Conditional Use Permit for an accessory building in a Moderate Density Residential District that exceeds the maximum aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), Section Seven (7), Township Ninety-three (T93) North, Range Fifty-six (R56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., Yankton, South Dakota

PC: Article 18 Section 1805

BOA: Article 19 Section 1905

Planning Commission date: :
8/10/2021
Board of Adjustment date:
9/7/2021

Time:

Time:

Permit Number:

Yankton County

Variance

X Conditional Use

Rezoning

Owner: Cheryl M Boeckman

Owners Address: P.O. Box 894

Owners Phone: 602-418-4271

Applicants Name,
if different from

Owner: Cheryl M Boeckman

Applicants

Address: P.O. Box 894, Yankton, SD 57078

Job Address: 43487 KAISER RD

Legal: LTS K, L EXC LT H2 OF LTS G & I NE4 SE4

Section,

Township, Range: 7-93-56

Zoning

Classification: R2

Affected Zoning

Ordinance: Section 7071805Section 7071905

Reason for Request: Morton buildings standard size is 8ft Trusses, non standard size is higher cost. The building would be 42 X 64, with 16' sidewalls, putting is

List Specific

Hardships:

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 8-10-2021

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 9-7-2021

Application Fee: \$300.00 Check #: 6620 Receipt #: _____

Cheryl Bowdwa

Date:

Signature:

Cheryl M Boeckman

07/16/2021

Site Map



Parcel Number: 09.007.200.179

Site Description:

UTICA TOWNSHIP**SECTION 1N**

1. Siebrandt, Jacob etux 5

SECTION 2N

1. Kralicek, Melissa 11

SECTION 2S

1. Hoidahl, Robert etux 5

SECTION 3N

1. Grate, Leo etux 11

SECTION 3S

1. Holtzmann Family Trust

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 6S

1. Town of Utica 6
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

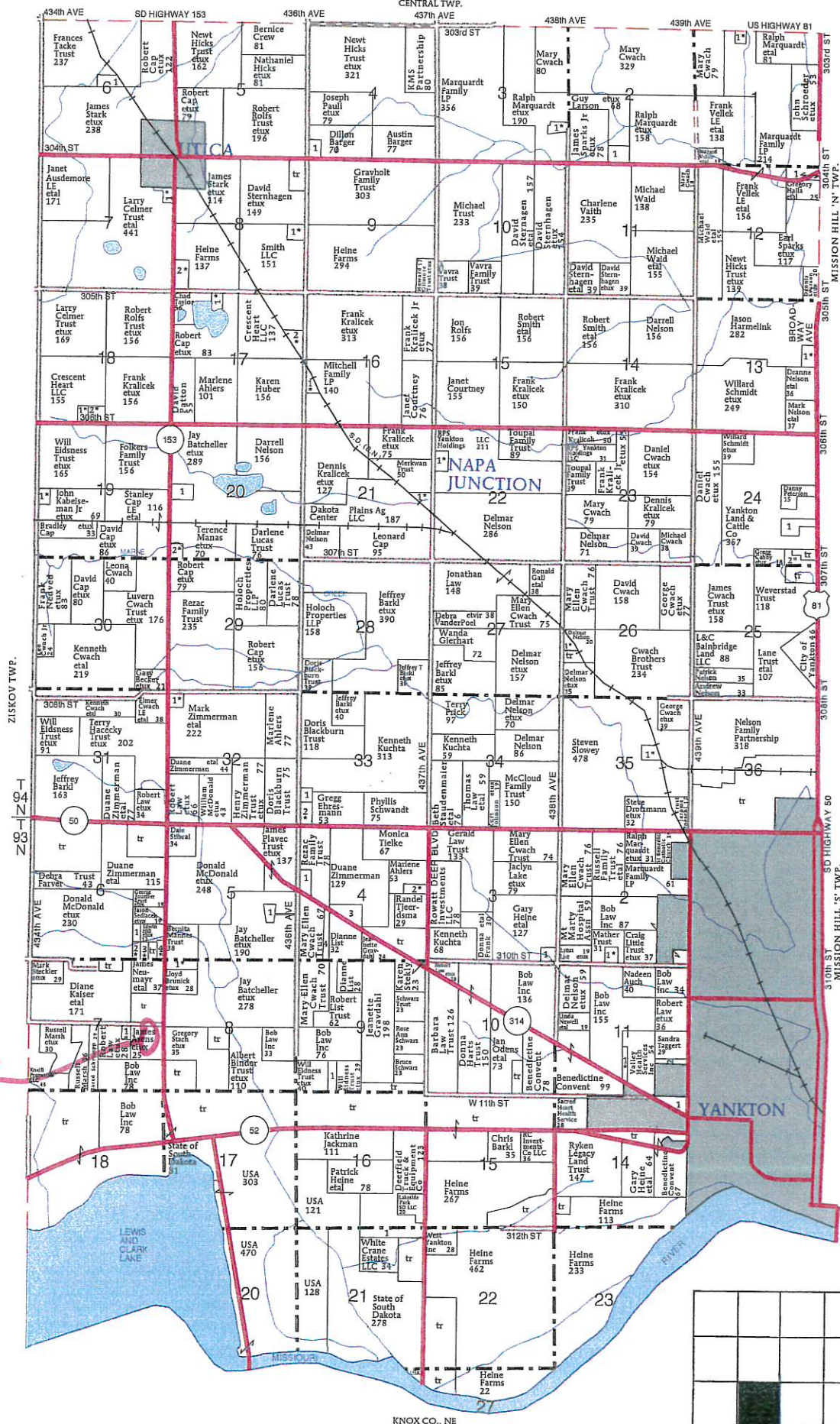
SECTION 33

1. Delozier, Darrik 6

2. Waddell, Edward etux 8

SECTION 35

1. Slowey, Steven etux 14



FINDINGS OF FACT – CONDITIONAL USE PERMIT

Cheryl Boeckman – CUP-20-00

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 wishes to build an accessory structure that is 2688 square feet with 16' sidewalks per Article 7, Section 707
2. Was notice of public hearing given per Section 1803 (3-5)?	Mailed – 7/28/2021 Published – 7/30, 8/6/2021
3. Attend the public hearing	Yes
4. Planning Commission: Make a recommendation to include: a. Granting of conditional use; b. Granting with conditions; or c. Denial of conditional use	Approve application for a 288 variance for area and 2 foot variance for sidewalk height Passed 5-0
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 exists
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;	None required
d. Utilities, with reference to locations, availability, and compatibility;	Utilities present
e. Screening and buffering with reference to type, dimensions, and character;	Screening present on east side, none other required
f. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect;	None required
g. Required yards and other open spaces; and	None required
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.	Generally compatible with area, will not adversely affect public interest, no concerns from neighbors



STATE OF SOUTH DAKOTA
County of Yankton
Filed for record at 4:25 P M
In Book 558 Page 129

APR 19 2021

Brian J. Hunhoff
Register of Deeds
\$ 30.00 pd
185326

Return:
Recorded by:
Yankton Title Company

Prepared by:
Horn Law Office
401 Capital St
Yankton, SD 57078
(605) 260-1300

Num ☒ Alpha ☒
Margin ☒ Tran ☒
Paid ☒ Seal ☒

Return to:
Yankton Title Company, Inc
202 West 3rd Street
Yankton, SD 57078

Space above this line for Register of Deeds

WARRANTY DEED

1160562

James L. Arens and Donna M. Arens, husband and wife, grantor(s), of 410 Riverside Drive, Yankton, SD 57078, for and in consideration of **ONE AND 00/100 DOLLARS (\$1.00)** and other good and valuable consideration, GRANTS, CONVEYS AND WARRANTS, to **Cheryl M. Boeckman**, a single person, grantee, of 409 Burgess Road, Yankton, SD 57078, the following described real estate in the County of Yankton, in the State of South Dakota:

Lot K and Lot L in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), Section Seven (7), Township Ninety-three (93) North, Range Fifty-six (56) West of the 5th PM, Yankton County, South Dakota, as per plat recorded in Book S18, page 21, less highways and roads.

Subject to easements, covenants and restrictions of record.

Dated this 19th day of April, 2021.

TRANSFER FEE
PAID \$ 120.00
DATE 4-19-2021
67562

James L. Arens
James L. Arens

Donna M. Arens
Donna M. Arens

Variance, Conditional
Use and Rezoning

Fees Paid
\$300.00

Application
CUP-2021-51

Applicant
Cheryl Boeckman

Created
May 22, 2021

Number
CUP-2021-
51

09.007.200.179 | Cheryl M
Boeckman | 43487 KAISER RD,
YANKTON, SD, 57078
Submitted by cboeckma on
5/22/2021



Applicant

Cheryl Boeckman

6024184271

major_chey@hotmail.com

Parcel search Completed On 5/22/2021 12:44 AM EST by Anonymous



ParcelID	Address	City	OwnerName	Acres
09.007.200.179	43487 KAISER RD	YANKTON	ARENS, JAMES L (D) ARENS, DONNA M (D)	0.000

Site Plan Completed On 7/16/2021 2:22 PM EST by bconkling

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

☐ Sketch Layer



☐ Reference Layer

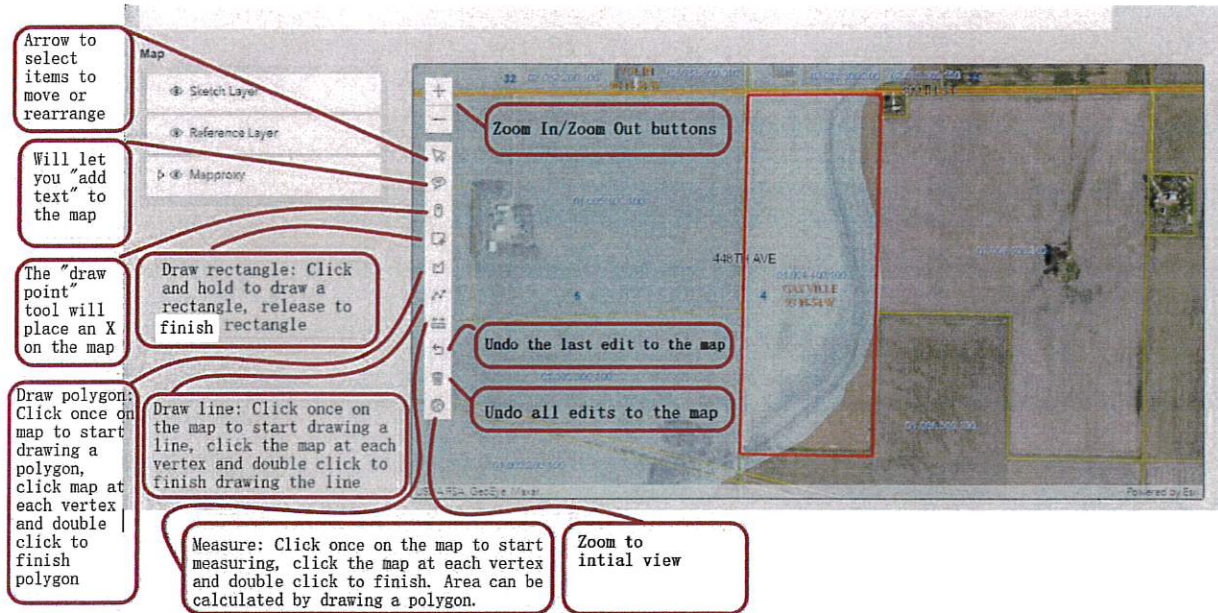
☒ Mapproxy




Describe the location and use of adjacent structures

Upload Site Plan and/or additional plans and documents

[boeckman.pdf](#)



Draft Building Permit Completed On 7/16/2021 2:22 PM EST by bconkling

Upload Draft Building Permit 

Draft Building Permit Form Completed On 7/16/2021 2:22 PM EST by bconkling

Job Address

43487 KAISER RD

Legal Description of Construction Site

LTS K, L & M EXC LT H2 OF LTS G & I NE4 SE4

Owner Name

ARENS, JAMES L (D) || ARENS, DONNA M (D)

Owner Address

Owner Phone

Contractor

Contractor Mailing Address

Contractor Phone

Architect or Designer

Architect or Designer Mailing Address

Architect or Designer Phone

Type and Use of Building

Class of Work

Describe Work

Valuation of Work

\$80000

Generate Draft Building Permit Completed On 7/16/2021 2:22 PM EST by bconkling

[Generate Draft Building Permit](#)

Submit Completed On 7/16/2021 2:23 PM EST by bconkling

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

7/16/2021

Application Submitted Successfully Completed On 7/16/2021 2:23 PM EST by bconkling

Your application has been submitted for review. Thank you.

Please click next at the bottom to continue. Thank you

Request Information Completed On 7/19/2021 9:20 AM EST by bconkling

Type of Request

Conditional Use

Fee

\$300.00

Reason for Request

Morton buildings standard size is 8ft Trusses, non standard size is higher cost. The building would be 42 X 64, with 16' sidewalls, puttin

List Specific Hardships

Applicant Information

Are you the owner of the property?

Yes

Applicant Name

Cheryl M Boeckman

Applicant Address

P.O. Box 894, Yankton, SD 57078

Applicant Phone

602-418-4271

Owner Information

Owner Name

Cheryl M Boeckman

Owner Address

P.O. Box 894

Owner Phone Number

602-418-4271

Property Information

Parcel ID Number

09.007.200.179

Legal Description

LTS K, L EXC LT H2 OF LTS G & I NE4 SE4

Site Address

43487 KAISER RD

City

YANKTON

Zip

57078

Section-Township-Range

7-93-56

Zoning District

MD

Zoning Description

MD

Existing Use of Property

Empty lots K & L - building home and out building

Planning Review Completed On 7/19/2021 9:25 AM EST by beonkling

Continue with application

Continue

Describe what the applicant is requesting

Applicant wishes to construct an accessory building that is 2688 square feet with 16' sidewalls

Planning Commission Code Reference

Section 707

Other Planning Commission Code Reference ⓘ

1805

Board of Adjustment Code Reference

Section 707

Other Board of Adjustment Code Reference ⓘ

1905

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 ⓘ

R2

Wave Fee

Notes ⓘ

Director Review Completed On 7/20/2021 9:32 AM EST by gvetter

Zoning Director Review

Approve

Payment Completed On 7/20/2021 9:35 AM EST by bconkling

Fees Paid

[VIEW RECEIPT](#)

Fee Name	Recipient	Amount
Fee	Planning and Zoning	\$300.00

Confirmation Data

Payment Method	Check
Confirmation Number	6620

Amount Paid

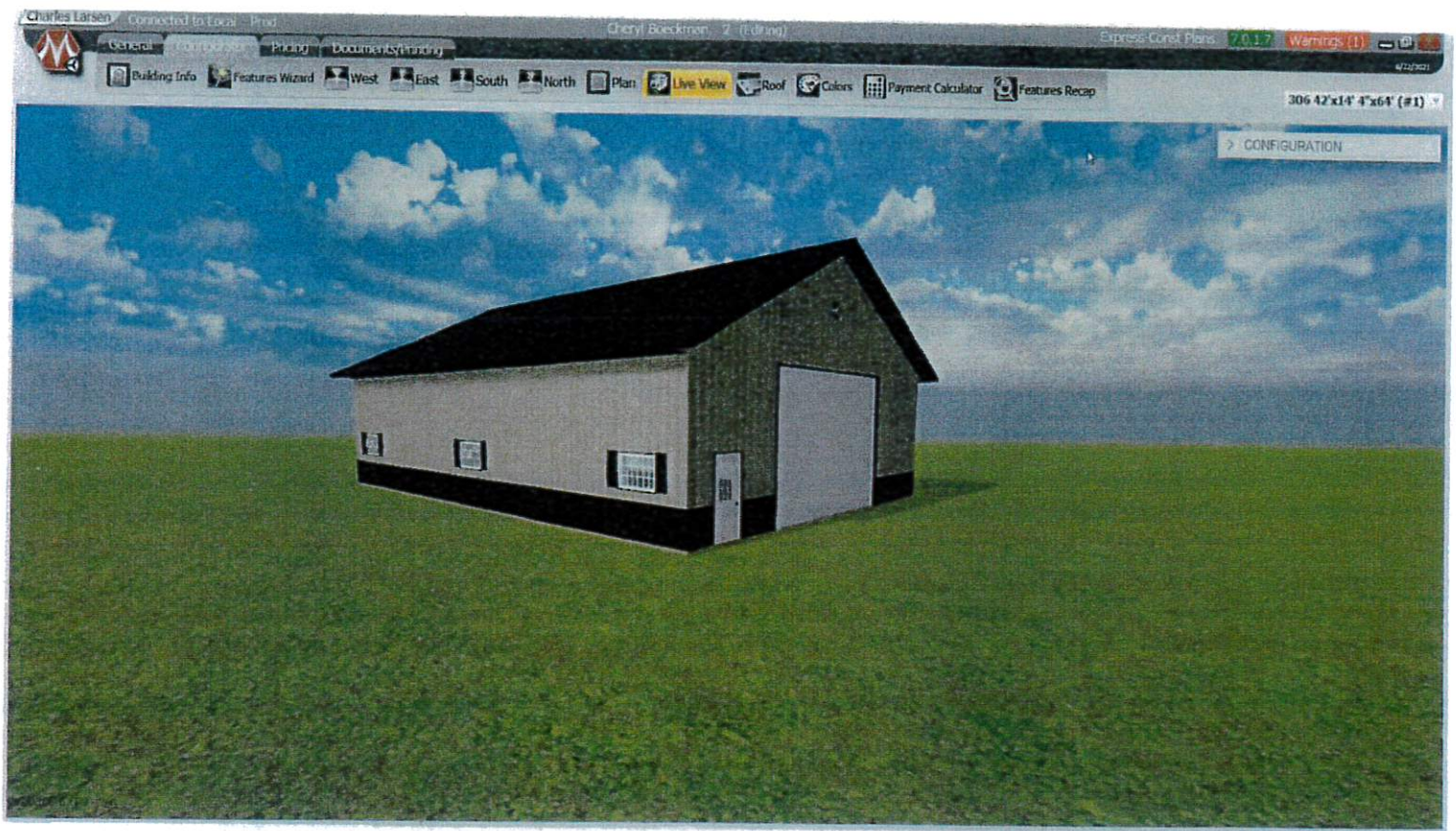
\$300.00

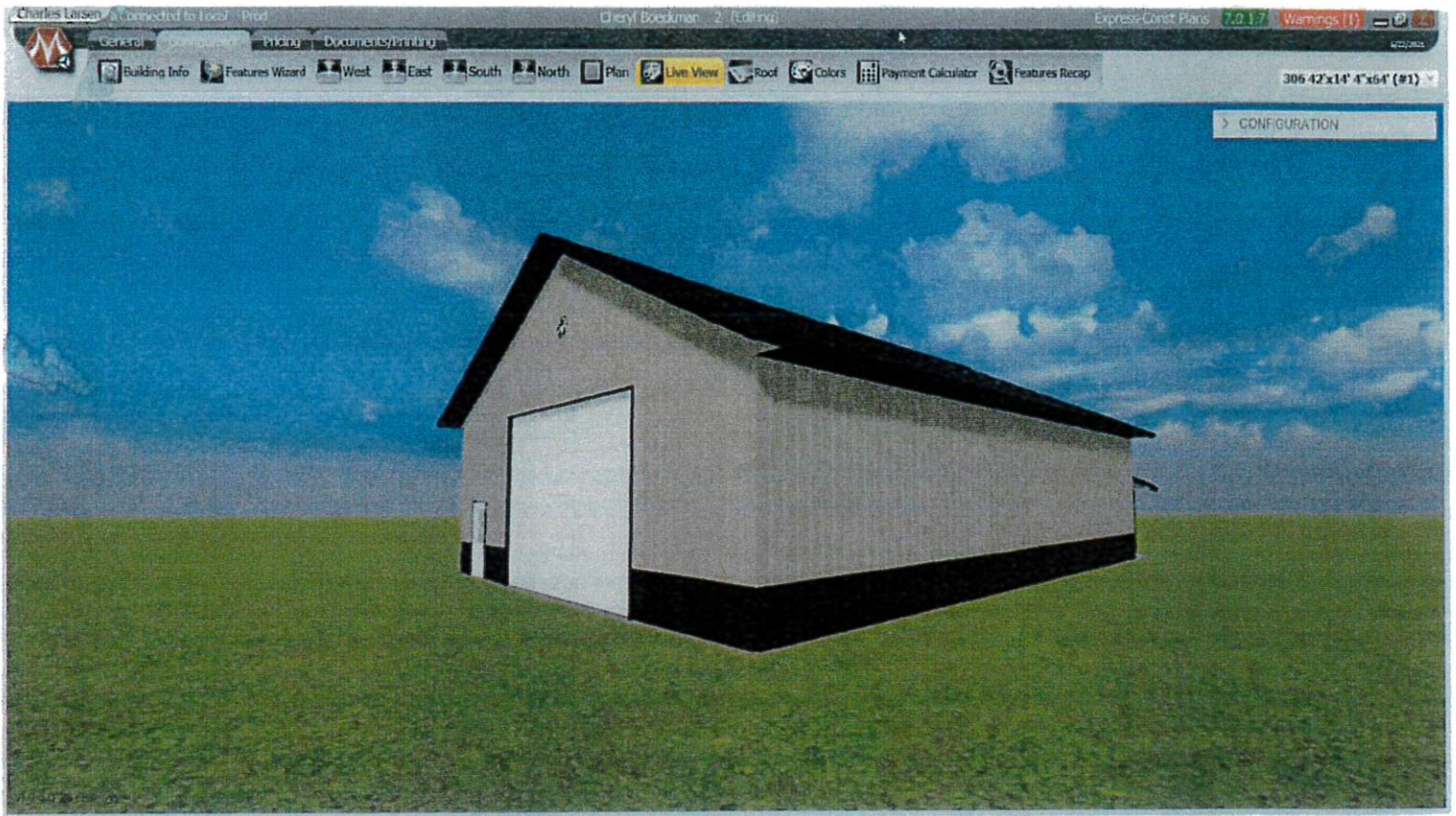
External Notes

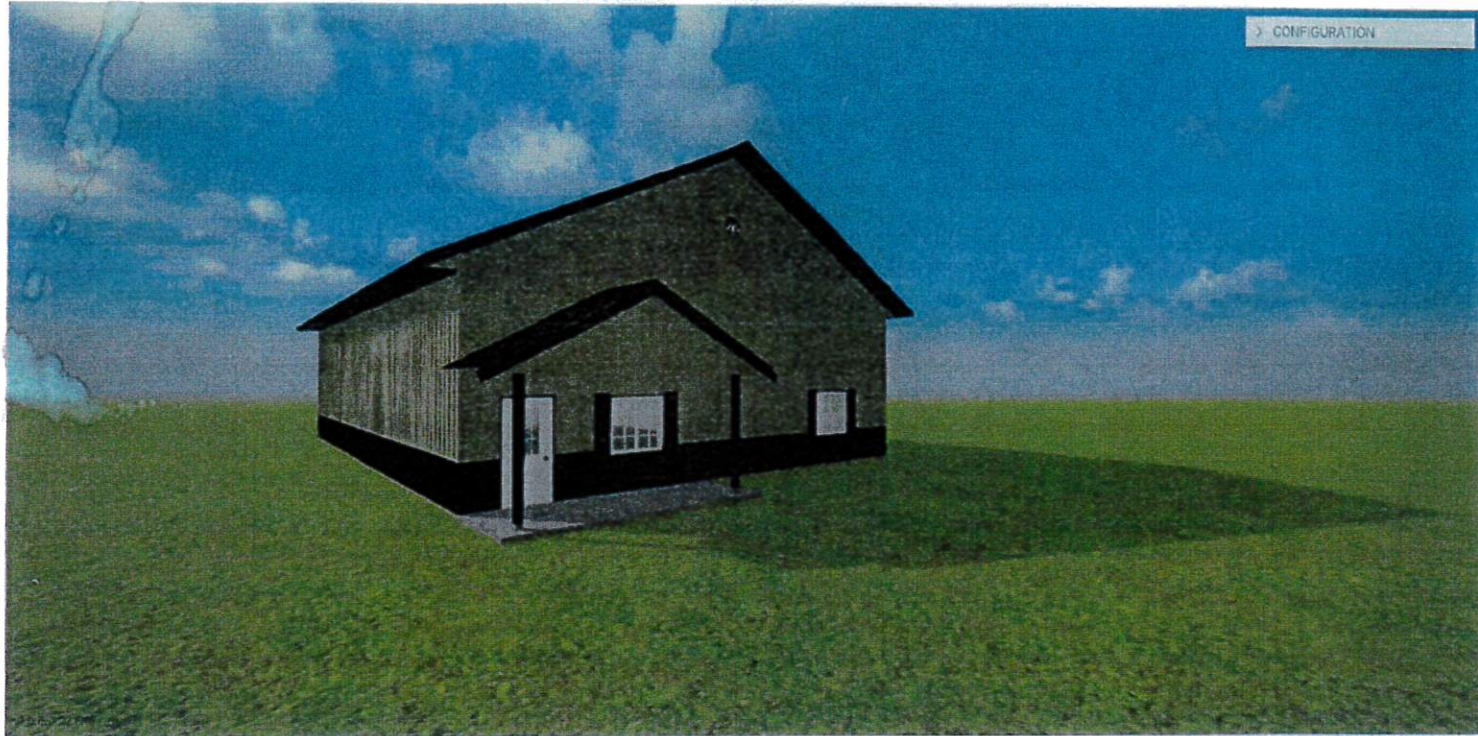
Documents

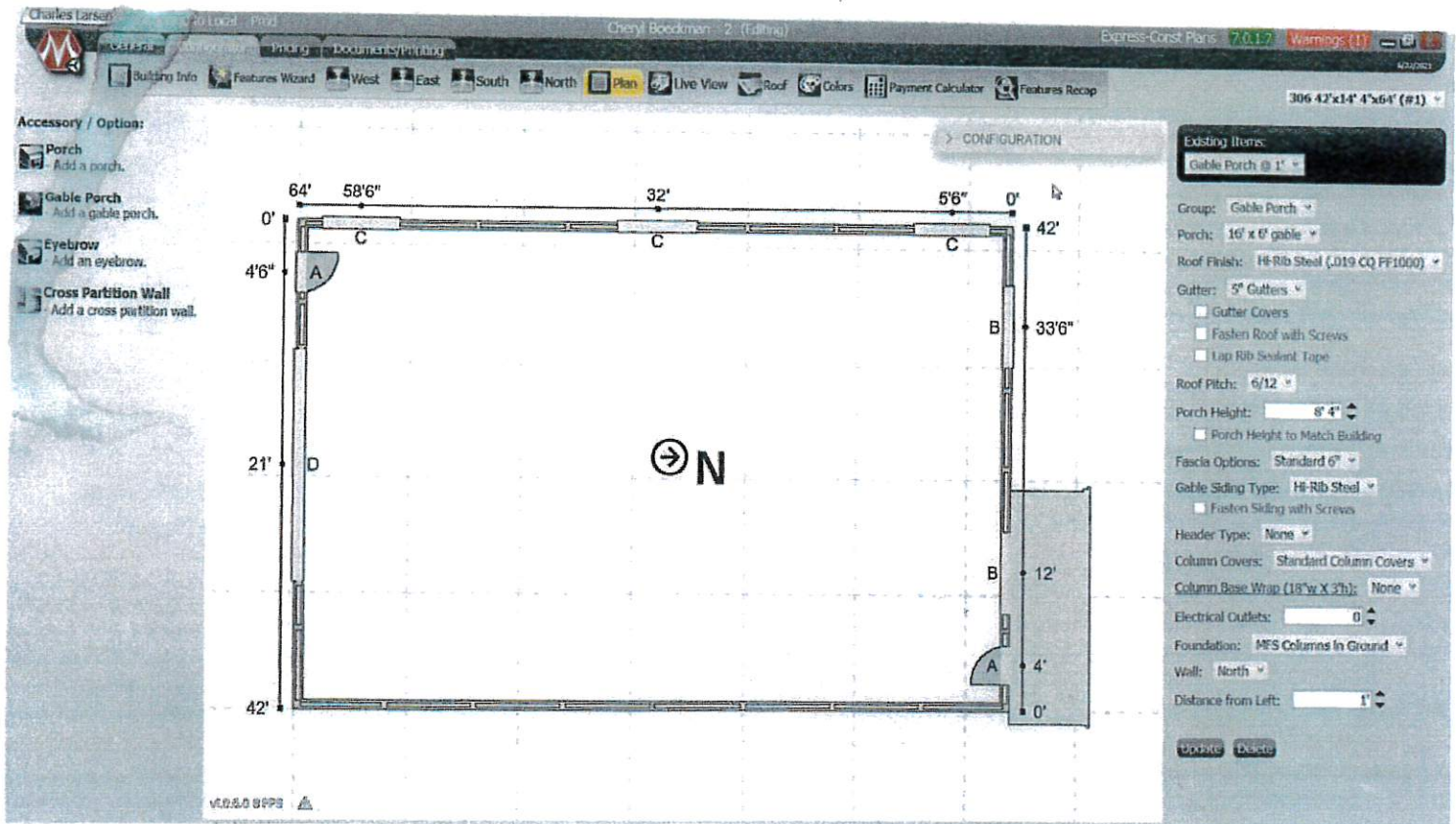
Internal Notes

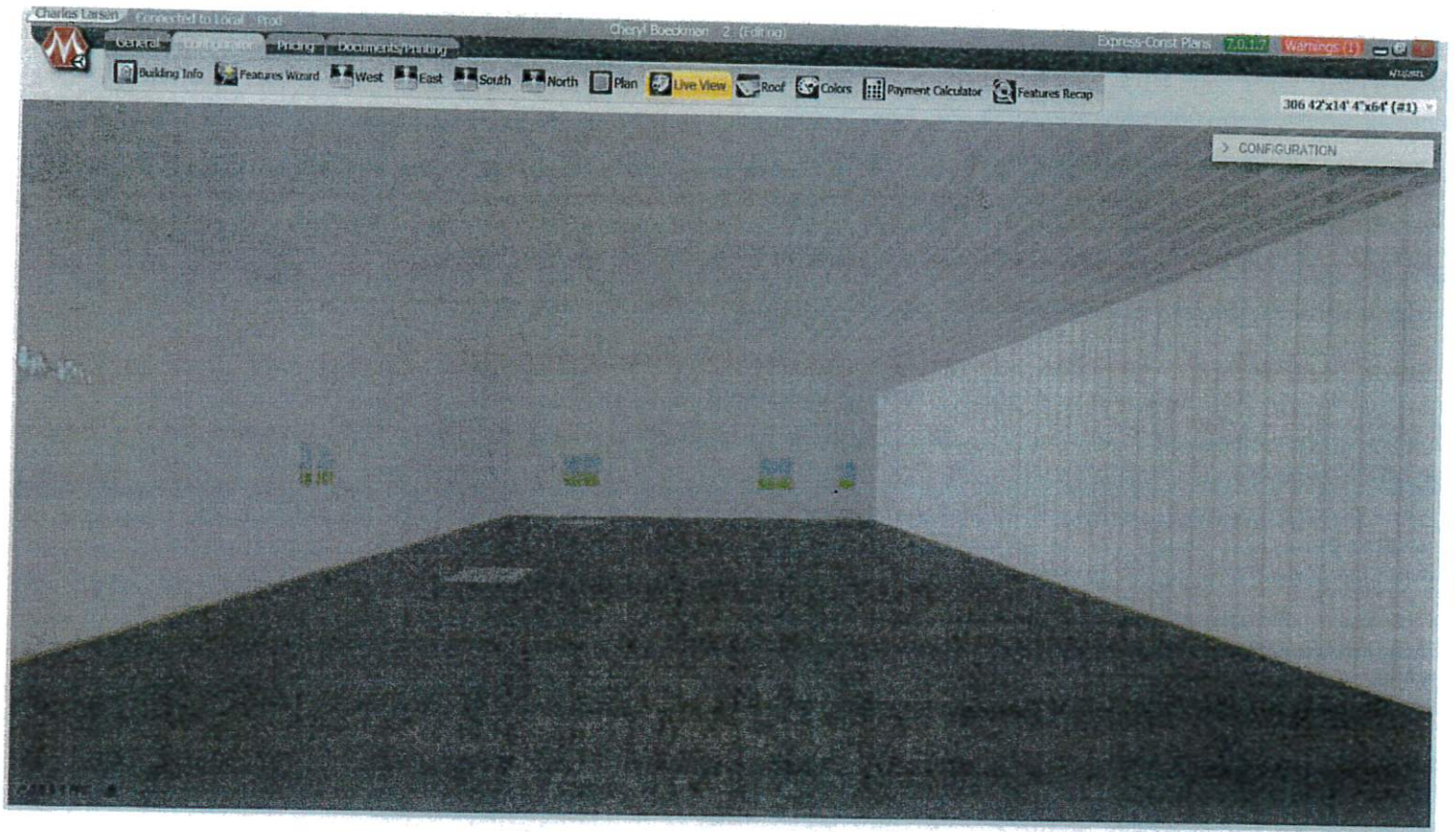
Documents











AFFIDAVIT OF MAILING

I, Cheryl M Boeckman, hereby certify that on the 24th day of August, 2021, 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 24 day of August, 2021.

Cheryl M Boeckman
(Name)
Affiant

Subscribed and sworn to before me this 24th day of August, 2021.

Kristina Tramp
Notary Public - South Dakota
My commission expires: 11/15/2025

(SEAL)



NOTIFICATION

August 19, 2021

Cheryl Boeckman
108 Bird Dog Dr
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 7th day of September, 2021 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 for an accessory building in a Moderate Density Residential District that exceeds the maximum aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), Section Seven (7), Township Ninety-three (T93) North, Range Fifty-six (R56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., 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,
Cheryl Boeckman

Petitioner

ARENS, JAMES L (D)
117 BIRD DOG DR.
YANKTON SD 57078

ARENS, JAMES L (D)
43487 KAISER RD
YANKTON SD 57078

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

BOB LAW INC (D)
3812 SD HWY 314
YANKTON SD 57078

CODY, TIMOTHY (D)
190 MARINA DELL AVE
YANKTON SD 57078

DANILKO, ASHLI (D)
262 KNIEST AVE
YANKTON SD 57078

DEGROOT, BRIAN (D)
152 MARINA DELL AVE
YANKTON SD 57078

ENDORF, RICHARD L (D)
107 PORTSIDE LN
YANKTON SD 57078

GRAHAM, BARRY REVOCABLE TRUST (I
PO BOX 18
YANKTON SD 57078

GREEN, MARY M (D)
182 MARINA DELL AVE
YANKTON SD 57078

GREENEWAY, DAVID L (D)
31055 435 AVE
YANKTON SD 57078

GUBBELS, DAVID J (D)
108 MARINA PARK DR
YANKTON SD 57078

HEIDBRINK, JOSEPH (D)
111 PORTSIDE LN
YANKTON SD 57078

HENNING, ERIC (D)
202 FIRE FLY DR
YANKTON SD 57078

JAMES, MICAH (D)
43465 KAISER RD
YANKTON SD 57078

KABEISEMAN, WILLIAM J (D)
1210 DOUGLAS AVE
YANKTON SD 57078

KAISER, DIANE (D)
12317 HASCALL ST
OMAHA NE 68144

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

KNUDSEN, KEITH A (D)
107 7 ST
LAUREL NE 68745

KOLLIS, BENJAMIN L (D)
121 PORTSIDE LN
YANKTON SD 57078

KOUPAL, RICHARD G (D)
100 HORSESHOE HOLLOW DR
YANKTON SD 57078

KRIER, TREY J (D)
109 MARINA PARK DR
YANKTON SD 57078

LAW, ROBERT (D)
3812 SD HWY 314
YANKTON SD 57078

LOHFF, GARY W (D)
43472 KAISER RD
YANKTON SD 57078

LONG, AMY S (D)
102 MARINA PARK DR
YANKTON SD 57078

MAGORIAN, JAY L (D)
43470 KAISER RD
YANKTON SD 57078

MCMENAMY, GAYLENE (D)
31051 435 AVE
YANKTON SD 57078

MCMENAMY, WM C (D)
31051 435 AVE
YANKTON SD 57078

MENTELE, ADAM (D)
103 MARINA PARK DR
YANKTON SD 57078

MERRITT, BLAKE L (D)
2508 WYNN WAY
YANKTON SD 57078

MOSER, JONATHAN B (D)
213 FIREFLY DR
YANKTON SD 57078

MYERS, RUSSELL L (D)
43474 KAISER RD
YANKTON SD 57078

PAVLISH, JOSHUA W (D)
105 BIRD DOG DR
YANKTON SD 57078

PHILIPS, TIMOTHY H (D)
43473 KAISER RD
YANKTON SD 57078

RASMUSSEN, RANDY L (D)
43498 KAISER RD
YANKTON SD 57078

REDMAN, HARRY R (D)
223 FIRE FLY DR
YANKTON SD 57078

ROBERTS, BRYCE B (D)
1303 WEST 19 ST #4
YANKTON SD 57078

SCHWEITZER, MELINDA A (D)
43486 KAISER RD
YANKTON SD 57078

SHUDAK, DAN REVOCABLE TRUST (D)
214 HORSESHOE HOLLOW DR
YANKTON SD 57078

SMIT, KENNETH (D)
215 FIREFLY DR
YANKTON SD 57078

STACH, GREGORY T (D)
31060 435 AVE
YANKTON SD 57078

UPHOFF, JOHN (D)
125 PORTSIDE LN
YANKTON SD 57078

UPHOFF, JOHN V (D)
125 PORTSIDE LN
YANKTON SD 57078

WEATHERWAX, JIM G (D)
31078 435 AVE
YANKTON SD 57078

WENTZ, DOUGLAS L (D)
117 BIRD DOG DR
YANKTON SD 57078

WESTERMAN, MARK (D)
43481 KAISER RD
YANKTON SD 57078

WINTERRINGER, MARK (D)
148 MARINA DELL AVE
YANKTON SD 57078

YOUSMANS, LUKE (D)
222 FIRE FLY DR
YANKTON SD 57078

AFFIDAVIT OF MAILING

I, Cheryl Boeckman, hereby certify that on the 28th day of July, 2021, 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 28th day of July, 2021.

Cheryl Boeckman
(Name)
Affiant

Subscribed and sworn to before me this 28th day of July, 2021.

Kristina Tramp
Notary Public - South Dakota
My commission expires: 11/15/2025

(SEAL)



NOTIFICATION

July 26, 2021

Cheryl Boeckman
108 Bird Dog Dr
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 10th day of August, 2021 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 for an accessory building in a Moderate Density Residential District that exceeds the maximum aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), Section Seven (7), Township Ninety-three (T93) North, Range Fifty-six (R56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., 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,
Cheryl Boeckman

Petitioner

ARENS, JAMES L (D)
117 BIRD DOG DR.
YANKTON SD 57078

ARENS, JAMES L (D)
43487 KAISER RD
YANKTON SD 57078

BATCHELLER, JAY (D)
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262 KNIEST AVE
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DEGROOT, BRIAN (D)
152 MARINA DELL AVE
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ENDORF, RICHARD L (D)
107 PORTSIDE LN
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GRAHAM, BARRY REVOCABLE TRUST (D)
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182 MARINA DELL AVE
YANKTON SD 57078

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YANKTON SD 57078

GUBBELS, DAVID J (D)
108 MARINA PARK DR
YANKTON SD 57078

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KABEISEMAN, WILLIAM J (D)
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KAISER, DIANE (D)
12317 HASCALL ST
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KALTSULAS, THOMAS C (D)
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100 HORSESHOE HOLLOW DR
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109 MARINA PARK DR
YANKTON SD 57078

LAW, ROBERT (D)
3812 SD HWY 314
YANKTON SD 57078

LOHFF, GARY W (D)
43472 KAISER RD
YANKTON SD 57078

LONG, AMY S (D)
102 MARINA PARK DR
YANKTON SD 57078

MAGORIAN, JAY L (D)
43470 KAISER RD
YANKTON SD 57078

MCMENAMY, GAYLENE (D)
31051 435 AVE
YANKTON SD 57078

MCMENAMY, WM C (D)
31051 435 AVE
YANKTON SD 57078

MENTELE, ADAM (D)
1103 MARINA PARK DR
YANKTON SD 57078

MERRITT, BLAKE L (D)
2508 WYNN WAY
YANKTON SD 57078

MOSER, JONATHAN B (D)
213 FIREFLY DR
YANKTON SD 57078

MYERS, RUSSELL L (D)
43474 KAISER RD
YANKTON SD 57078

PAVLISH, JOSHUA W (D)
105 BIRD DOG DR
YANKTON SD 57078

PHILIPS, TIMOTHY H (D)
43473 KAISER RD
YANKTON SD 57078

RASMUSSEN, RANDY L (D)
43498 KAISER RD
YANKTON SD 57078

REDMAN, HARRY R (D)
223 FIRE FLY DR
YANKTON SD 57078

ROBERTS, BRYCE B (D)
1303 WEST 19 ST #4
YANKTON SD 57078

SCHWEITZER, MELINDA A (D)
43486 KAISER RD
YANKTON SD 57078

SHUDAK, DAN REVOCABLE TRUST (D)
214 HORSESHOE HOLLOW DR
YANKTON SD 57078

SMIT, KENNETH (D)
215 FIREFLY DR
YANKTON SD 57078

STACH, GREGORY T (D)
31060 435 AVE
YANKTON SD 57078

UPHOFF, JOHN (D)
125 PORTSIDE LN
YANKTON SD 57078

UPHOFF, JOHN V (D)
125 PORTSIDE LN
YANKTON SD 57078

WEATHERWAX, JIM G (D)
31078 435 AVE
YANKTON SD 57078

WENTZ, DOUGLAS L (D)
117 BIRD DOG DR
YANKTON SD 57078

WESTERMAN, MARK (D)
43481 KAISER RD
YANKTON SD 57078

WINTERRINGER, MARK (D)
148 MARINA DELL AVE
YANKTON SD 57078

YOUMANS, LUKE (D)
222 FIRE FLY DR
YANKTON SD 57078

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 7th day of September, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit to mine gravel from an Agriculture District (AG) per Article 5, Section 507. Said property is legally described as The Northeast Quarter (NE1/4) and Southeast Quarter (SE1/4), Section Eighteen (18), Township Ninety-Four (94) North, Range Fifty-Five (55) 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 Board of Adjustment, Yankton County, South Dakota, at 6:35 P.M. on the 7th day of September, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to amend his Conditional Use Permit and for an accessory building in a Moderate Density Residential District (R2) that exceeds the maximum aggregate square footage of 2400 square feet per article 7 Section 707. Applicant wishes to build an accessory structure in a different location than was previously approved and is 1900 square feet (15,000 Square feet of accessory structures on site). Said property is legally described as Lot 4 of Block 3, Law Overlook Subdivision, in the Northeast Quarter (NE1/4) of Section Eighteen (18), Township Ninety-Three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 109 Welkom Dr., 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 7th day of September, 2021 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 aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4), Section Seven (7), Township Ninety-Three (93) North, Range Fifty-Six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., 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 6:45 P.M. on the 7th day of September, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for multifamily housing in a Moderate Density Residential District. Applicant wishes to build multiple multifamily units per Article 7 Section 707. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE1/4), Section Seventeen (17), Township Ninety-Three (93), 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 7:05 P.M. on the 10th day of August, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit to mine gravel from an Agriculture District (AG) per Article 5, Section 507. Said property is legally described as The Northeast Quarter (NE1/4) and Southeast Quarter (SE1/4), Section Eighteen (18), Township Ninety-Four (94) North, Range Fifty-Five (55) 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 10th day of August, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to amend his Conditional Use Permit and for an accessory building in a Moderate Density Residential District (R2) that exceeds the maximum aggregate square footage of 2400 square feet per article 7 Section 707. Applicant wishes to build an accessory structure in a different location than was previously approved and is 1900 square feet (15,000 Square feet of accessory structures on site). Said property is legally described as Lot 4 of Block 3, Law Overlook Subdivision, in the Northeast Quarter (NE1/4) of Section Eighteen (18), Township Ninety-Three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 109 Welkom Dr., 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 10th day of August, 2021 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 aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4), Section Seven (7), Township Ninety-Three (93) North, Range Fifty-Six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., 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 7:20 P.M. on the 10th day of August, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for multifamily housing in a Moderate Density Residential District. Applicant wishes to build multiple multifamily units per Article 7 Section 707. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE1/4), Section Seventeen (17), Township Ninety-Three (93), Range Fifty-Six (56) West of the 5th P.M., Yankton County, South Dakota

MEETING (ENTITY): PLANNING COMMISSION REGULAR OR SPECIAL MEETING: Regular
DATE: 8/10/2021 TIME: 7PM LOCATION: COMMISSION CHAMBERS

STAFF ATTENDANCE: Vetter/Conkling

ROLL ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

CALL:

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

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☐ SCHULTZ ☒ WEISS ☒ HOFFMAN

Schultz abstained since she was absent last meeting

APPROVAL OF AGENDA: MOTION BY: Kettering SECOND BY: Schultz

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Concrete Materials (Brooke Mulhack) – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit to mine gravel from an Agriculture District per Article 5, Section 507. Said property is legally described as The Northeast Quarter (NE1/4) and Southeast Quarter (SE1/4), Section Eighteen (18), Township Ninety-Four (94) North of Range Fifty-Five (55) West of the 5th P.M., Yankton County, South Dakota

COMMENTS: Andy Haas spoke as applicant
Lauren Nelson spoke regarding safety concerns on the road
Darrell Nelson spoke regarding concerns regarding safety concerns with entrance location
Dan Hacecky spoke for Township Board

MOTION: Approve the permit to mine gravel from an Agriculture District per Article 5, Section 507 with the conditions that the road haul agreement be honored by the applicant, moving the entrance to 441 north vacated and use the old entrance and the other things mentioned in the maintenance agreement with the township, and that the we (township) provide a stop sign to stop west bound traffic on 441 and a stop sign on 306 St to stop northbound traffic for safety reasons on the condition that this is legal and if not legal then they will remove the stop sign condition at the county commission meeting that this will appear at next. **Passed 5-0**

APPROVAL: MOTION BY: Schultz SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Curtis Olivier – Conditional Use Permit Modification**

ADDRESS/LEGAL: Applicant is requesting to amend his Conditional Use Permit and for an accessory building in a Moderate Density Residential District that exceeds the maximum aggregate square footage of 2400 square feet per article 7 Section 707. Applicant wishes to build an accessory structure in a different location than was previously approved and is 1900 square feet (15,000 Square feet of accessory structures on site). Said property is legally described as Lot 4 of Block 3, Law Overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M., Yankton County, South Dakota. E911 address is 109 Welkom Dr., Yankton, South Dakota

COMMENTS: Curt Olivier - applicant

MOTION: Approve the application as presented **Passed 5-0**

APPROVAL: MOTION BY: Schultz SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Cheryl Boeckman – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit for an accessory building in a Moderate Density Residential District that exceeds the maximum aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), Section Seven (7), Township Ninety-three (T93) North, Range Fifty-six (R56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., Yankton, South Dakota

COMMENTS: Cheryl Boeckman - applicant

MOTION: Approve the application for a 288 variance on the area and a two foot variance on the sidewall height
Passed 5-0

APPROVAL: MOTION BY: Kettering SECOND BY: Schultz

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Keith Eickoff – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit for multifamily housing in a Moderate Residential District. Applicant wishes to build multiple multi-family units. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE 1/4), Section Seventeen (17), Township Ninety-three (93), Range Fifty-six (56) of the 5th P.M., Yankton County, South Dakota

COMMENTS: Keith Eickoff – applicant
Butch Becker – Questions regarding septic systems
Randy Golden – Questions regarding water access, 3D model available for viewing, age limits and kids or dogs allowed

MOTION: Approve conditional use permit for multi-family housing in a moderate rural residential district as presented
Passed 5-0

APPROVAL: MOTION BY: Schultz SECOND BY: Weiss

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Plat – Lot 9, Block 2, Law Overlook**

ADDRESS/LEGAL: Plat of Lot 9, Block 2, Law Overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M., Yankton County, South Dakota

COMMENTS:

MOTION: Approve as presented
 Passed 5-0

APPROVAL: MOTION BY: Hoffman SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Plat – Lot 13, Block 4 Law Overlook**

ADDRESS/LEGAL: Plat of Lot 13 of Block 4, 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:

MOTION: Approve as presented
 Passed 5-0

APPROVAL: MOTION BY: Michael SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Plat – Lot 4 Whitetail Run**

ADDRESS/LEGAL: Plat of Lot 4, Whitetail run, in the SE1/4 of the NE1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County South Dakota

COMMENTS:

MOTION: Approve as presented
 Passed 5-0

APPROVAL: MOTION BY: Schultz SECOND BY: Michael

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: Campground Approval Checklist
ADDRESS/LEGAL: Plat of Mathison Tract 6, in the NE1/4 of the NE1/4, Section 6, T93N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: Matt Evans spoke offering his help

MOTION: Recommend forwarding to County Commission with proposed changes

APPROVAL: _____ MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

AGENDA ITEM: Public Comment
ADDRESS/LEGAL: _____
COMMENTS: None

MOTION: _____

APPROVAL: _____ MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

AGENDA ITEM: Adjourn
ADDRESS/LEGAL: _____
COMMENTS: None

MOTION: _____

APPROVAL: _____ MOTION BY: Hoffman SECOND BY: Michael
PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: _____
ADDRESS/LEGAL: _____

COMMENTS: _____

MOTION: _____

APPROVAL: MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

AGENDA ITEM: _____

ADDRESS/LEGAL: _____

COMMENTS: _____

MOTION: _____

APPROVAL: MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

Yankton County, South Dakota

Receipt

Paid by
Cheryl Boeckman
major_chey@hotmail.com

Payment number
Date paid
Payment method

6620
July 20, 2021 09:35 AM
Check

\$300.00 paid on July 20, 2021

Variance, Conditional Use and Rezoning Application

Application ID: CUP-2021-51

Description	Amount
Fee	\$300.00

Yankton County Planning Commission
Yankton County Board of Adjustment

Applicant

Keith Eickoff – Conditional Use Permit

7/23/2021

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 requesting a Conditional Use Permit for multifamily housing in a Moderate Residential District. Applicant wishes to build multiple multi-family units. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE 1/4), Section Seventeen (17), Township Ninety-three (93), Range Fifty-six (56) of the 5th P.M., Yankton County, South Dakota

PC: Article 18 Section 1805

BOA: Article 19 Section 1905

Planning Commission date:
8/10/2021

Board of Adjustment date:
9/7/2021

Time:

Time:

Permit Number: CUP-2021-52

Yankton County

 Variance X Conditional Use Rezoning

Owner: Drake Development LLC

Owners Address: P.O. Box 51 Yankton, SD 57078

Owners Phone: 402-841-2640

Applicants Name,
if different from

Owner: Keith Eickhoff

Applicants

Address: 161 Sleepy Hollow Drive P.O. Box 352 Yankton, SD 57078

Job Address: Hwy 52 West of Clark Trail

Legal: LT 1 DRAKE S/D SW4 NW4 NE4

Section,

Township, Range: 17-93-56

Zoning

Classification: R2

Affected Zoning

Ordinance: Section 707, Section 1805 Section 7071905

Reason for

Request: Build 8 ranch style duplex condominiums

List Specific

Hardships:

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 8-10-2021

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 9-7-2021

Application Fee: \$300.00 Check #: 1231 Receipt #:

Signature: 
Drake Development LLC

Date:
07/23/2021

Site Description:

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

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

SECTION 26

1. Keller, Dallas etux 10

SECTION 32

1. Barnes, David etux 7

SECTION 33

1. Zimmerman Trust, Henry etal 12

SECTION 35

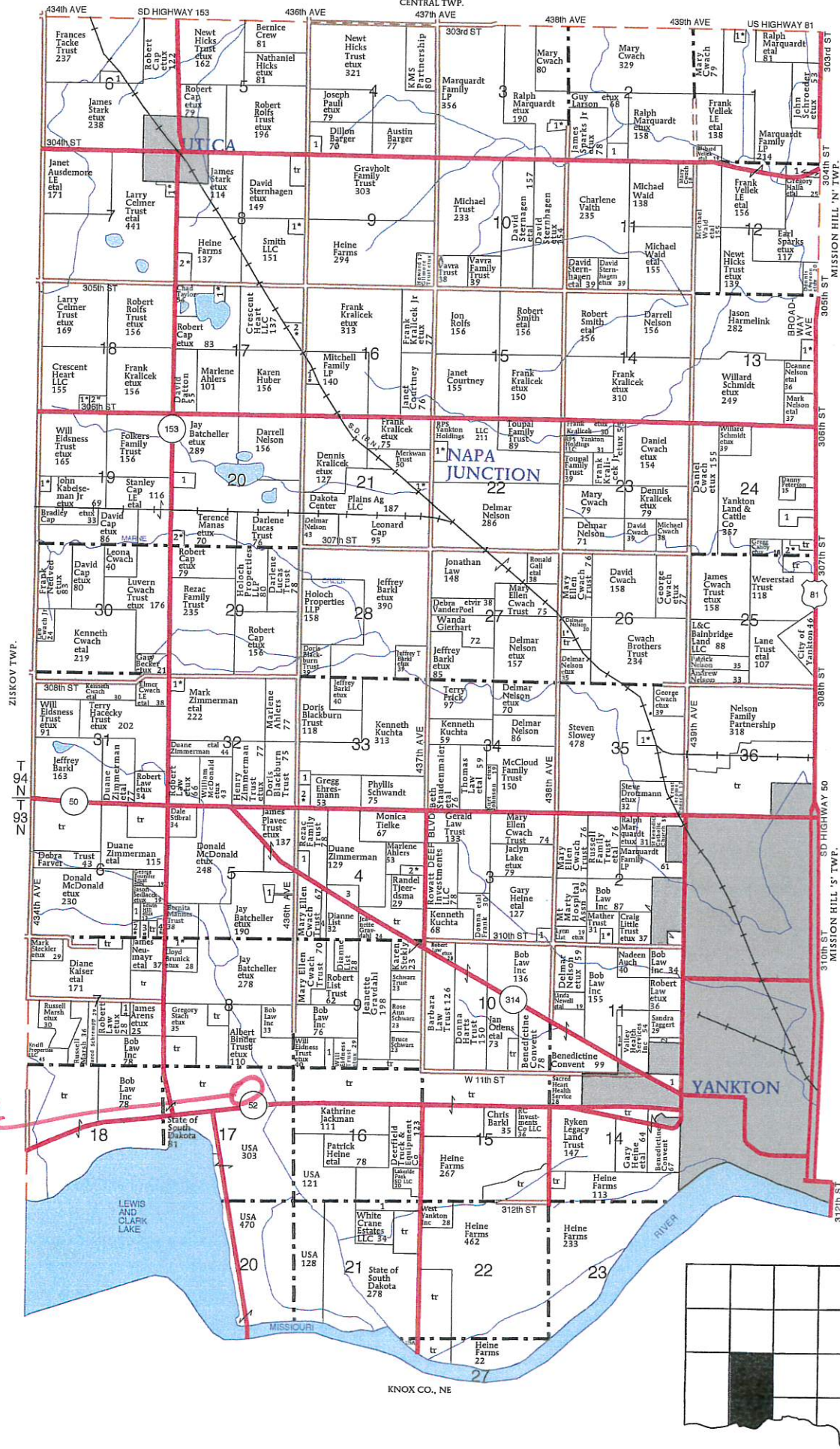
1. Delozier, Darrik 6

SECTION 35

1. Waddell, Edward etux 8

SECTION 35

1. Slowey, Steven etux 14



FINDINGS OF FACT – CONDITIONAL USE PERMIT

Keith Eickoff– CUP-2021-52

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 wishes to construct multiple Multifamily units in a Moderate Density Residential District per Article 7 Section 707
2. Was notice of public hearing given per Section 1803 (3-5)?	Mailed – 7/26/2021 Published – 7/30, 8/6 2021
3. Attend the public hearing	Yes
4. Planning Commission: Make a recommendation to include: a. Granting of conditional use; b. Granting with conditions; or c. Denial of conditional use	Approve conditional use permit for multi-family housing in a moderate rural residential district as presented Passed 5-0
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 exists
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;	Parking available for each unit
c. Refuse and service areas, with particular reference to the items in (A) and (B) above;	Refuse service available
d. Utilities, with reference to locations, availability, and compatibility;	Utilities available
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 required
g. Required yards and other open spaces; and	None required
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.	Generally compatible with surrounding properties and will not adversely affect public interest

Variance, Conditional
Use and Rezoning
Application
CUP-2021-52
Applicant
KEITH EICKHOFF
Fees Paid
\$300.00
Created
April 19, 2021

Number
CUP-2021-
52
09.017.100.310 | Drake
Development LLC | Hwy 52
West of Clark Trail, Yankton, SD,
57078
Submitted by keickhoff on
4/19/2021



Applicant

KEITH EICKHOFF

4028412640

keickhoff55@gmail.com

Parcel search Completed On 4/19/2021 2:12 PM EST by keickhoff



Maxar, Microsoft

Powered by Esri

ParcelID	Address	City	OwnerName	Acres
09.017.100.310			DRAKE DEVELOPMENT LLC (D)	0.000

Request Information Completed On 4/19/2021 2:20 PM EST by keickhoff

Type of Request

Conditional Use

Fee

\$300.00

Reason for Request

Build 8 ranch style duplex condominiums

List Specific Hardships

Applicant Information

Are you the owner of the property?

Yes

Applicant Name

Keith Eickhoff

Applicant Address

161 Sleepy Hollow Drive P.O. Box 352 Yankton, SD 57078

Applicant Phone

402-841-2640

Owner Information

Owner Name

Drake Development LLC

Owner Address

P.O. Box 51 Yankton, SD 57078

Owner Phone Number

402-841-2640

Property Information

Parcel ID Number

09.017.100.310

Legal Description

LT 1 DRAKE S/D SW4 NW4 NE4

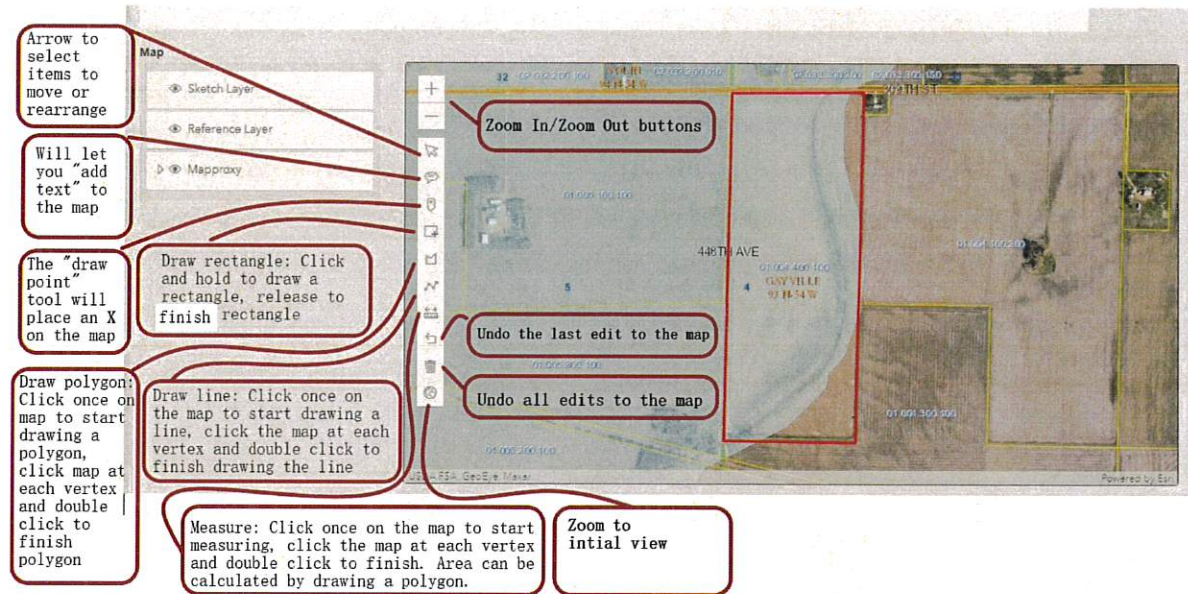
Site Address

Hwy 52 West of Clark Trail

City

Yankton

Zip



Draft Building Permit Form Completed On 7/23/2021 1:26 PM EST by boonkling

Job Address

Legal Description of Construction Site

LT 1 DRAKE S/D SW4 NW4 NE4

Owner Name

DRAKE DEVELOPMENT LLC (D)

Owner Address

Owner Phone

Contractor

Contractor Mailing Address

Contractor Phone

Architect or Designer

Architect or Designer Mailing Address

Architect or Designer Phone

Type and Use of Building

Class of Work

Describe Work

Valuation of Work

\$

Generate Draft Building Permit Completed On 7/23/2021 1:26 PM EST by bconkling

[Generate Draft Building Permit](#)

Submit Completed On 7/23/2021 1:27 PM EST by bconkling

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

7/23/2021

Application Submitted Successfully Completed On 7/23/2021 1:27 PM EST by bconkling

Your application has been submitted for review. Thank you.

Please click next at the bottom to continue. Thank you

Planning Review Completed On 7/23/2021 1:27 PM EST by bconkling

Continue with application

Continue

Describe what the applicant is requesting

Planning Commission Code Reference

Section 707

Section 1805

Other Planning Commission Code Reference ⓘ

Board of Adjustment Code Reference

Section 707

Other Board of Adjustment Code Reference ⓘ

1905

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 ⓘ

R2

Wave Fee

Notes ⓘ

Director Review Completed On 7/23/2021 1:30 PM EST by gvetter

Zoning Director Review

Approve

Payment Completed On 7/23/2021 1:32 PM EST by boonkling

Fees Paid

[VIEW RECEIPT](#)

Fee Name	Recipient	Amount
Fee	Planning and Zoning	\$300.00

Confirmation Data

Payment Method	Check
Confirmation Number	1231
Amount Paid	\$300.00

Planning Commission Meeting

Planning Commission Meeting Date and Time

August 10th 2021, 7:20 pm CDT

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

07/31/2021 7:20 PM

Additional instructions for PC email

Return the affidavit 8 days prior to the public meeting:

08/02/2021 7:20 PM

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

08/03/2021 7:20 PM

Upload PC Mailing Labels

[Eickoff labels.pdf](#)

Upload PC Affidavit of Mailing

[3 Mailing affidavit 1320.pdf](#)

Upload PC Notification Letter

[Eickoff CUP NOT Letter.pdf](#)

Upload PC Newspaper Publication

[Legals templatePC.pdf](#)

Check box when ready to send notices

Send Notice

Permit Number

CUP-2021-52

Receipt Number

Email Preview Completed On 7/26/2021 9:32 AM EST by bconkling

Please see the attached Notification Letter, address labels, and affidavit of mailing.

First Notification Letters are to be mailed pursuant to Section 1803(4). This is required to be completed 10 days prior to public hearing, which is 07/31/2021 7:20 PM.

Return the affidavit to me (email is fine) 7 days prior to the public meeting, by 08/02/2021 7:20 PM

Place your zoning action sign 7 days prior to the public meeting, by 08/03/2021 7:20 PM

If any information is incorrect, please let me know immediately.

PC App Form Completed On 7/26/2021 9:32 AM EST by bconkling

PC App Form

External Notes

Documents

Internal Notes

Documents

AFFIDAVIT OF MAILING

I, Keith Wickhoff, hereby certify that on the 19th day of August, 2021, 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.

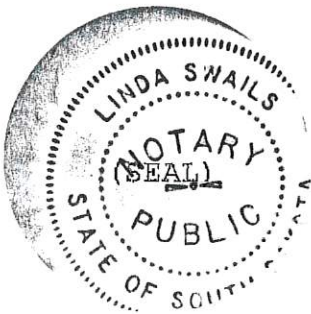
A true and correct copy of the mailing list for owners of real property is attached as Exhibit #1A or #2A.

Dated the 19 day of August, 2021.

Keith Wickhoff
(Name)
Affiant

Subscribed and sworn to before me this 19th day of August, 2021.

[Signature]
Notary Public - South Dakota
My commission expires: 03-13-2027



NOTIFICATION

August 19, 2021

Keith Eickoff
161 Sleepy Hollow Dr.
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 6:45 P.M. on the 7th day of September, 2021 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 for multifamily housing in a Moderate Density Residential District. Applicant wishes to build multiple multifamily units. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4), Section Seventeen (17), Township Ninety-three (93), Range Fifty-six (56) 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,
Keith Eickoff

Petitioner

BECKER, DUANE G (D)
PO BOX 1103
YANKTON SD 57078

BERKE, ROBIN R (D)
103 MARINA BLUFFS CT #2B
YANKTON SD 57078

BINDER, ALBERT J TRUST (D)
169 CLARK TRL
YANKTON SD 57078

BINDER, ALBERT TRUST (D)
169 CLARK TRL
YANKTON SD 57078

BLAALID, LISA J (D)
122 WEST 3 ST
YANKTON SD 57078

BLAALID, LISA J (D)
43592 SD HWY 52
YANKTON SD 57078

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

BURNS, DAVID (D)
101 MARINA BLUFFS CT #2
YANKTON SD 57078

CHANCE, TODD REVOCABLE TRUST (D)
802 JASON WAY
YANKTON SD 57078

CHAPMAN, ROBERT (D)
112 SCENIC DR
YANKTON SD 57078

D&D FAMILY LEGACY TRUST (D)
7109 S HONORS DR
SIOUX FALLS SD 57108

DEURMIER, DENNIS G (D)
142 SCENIC DR
YANKTON SD 57078

DJ'S PROPERTIES LLC (D)
31110 WALLEYE DR #200
YANKTON SD 57078

DOERING, HENRY (D)
151 CLARK TRL
YANKTON SD 57078

DORCEY, SUZANNE M REV TRUST (D)
118 SCENIC DR
YANKTON SD 57078

DRAKE DEVELOPMENT LLC (D)
161 SLEEPY HOLLOW DR
YANKTON SD 57078

DRAKE DEVELOPMENT LLC (D)
PO BOX 51
YANKTON SD 57078

EAST RIVER ELECTRIC POWER (D)
PO BOX 227
MADISON SD 57042

FRANKFORTER FAMILY REV TRUST (D)
191 MARINA DELL CIR
YANKTON SD 57078

FRYE, CURTIS (D)
103 MARINA BLUFFS CT #2C
YANKTON SD 57078

GB TRUST (D)
101 MARINA BLUFFS CT #1
YANKTON SD 57078

GOLDEN, RANDY (D)
110 PRIMROSE LN
YANKTON SD 57078

GOLDEN, RANDY S (D)
110 PRIMROSE LN
YANKTON SD 57078

GRECKEL, HARLAN (D)
PO BOX 708
YANKTON SD 57078

HARRIS, DWIGHT (D)
124 MARINE DR
YANKTON SD 57078

HARRIS, RONALD D (D)
124 MARINE DR
YANKTON SD 57078

HAYS, CHERIE R (D)
108 LEWIS TRL
YANKTON SD 57078

HIXSON, LARRY REV TRUST (D)
101 MARINA BLUFFS CT #4
YANKTON SD 57078

HUITINK, JUDITH ANN (D)
467 N ROYAL TROON
DAKOTA DUNES SD 57049

HUNT, MICHAEL B REV LIV TRUST (D)
966 QUAIL HOLLOW CIR
DAKOTA DUNES SD 57049

JOHNSON, J KELLY (D)
105 MARINA BLUFFS CT #3F
YANKTON SD 57078

JONES, BRAD (D)
101 LEWIS TRL
YANKTON SD 57078

JRD ENTERPRISES LLC (D)
PO BOX 76
YANKTON SD 57078

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1210 DOUGLAS AVE
YANKTON SD 57078

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KRAUSE-SWIFT, ANNE (D)
142 KATHERINE WAY
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120 CLARK TRL
YANKTON SD 57078

LAMBERTZ, WILLIAM (D)
101 WEST 25 ST
YANKTON SD 57078

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101 MARINA BLUFFS CRT #7
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MARINA DELL ESTATES ROAD DISTR (D)
142 KATHERINE WAY
YANKTON SD 57078

MERTENS REAL ESTATE LLC (D)
127 CRESTVIEW DR
YANKTON SD 57078

ORTNER, STEVEN L (D)
5045 330 ST
DANBURY IA 51019

PERSINGER, JOHN PAUL REV TRUST (D)
520 E PINEHURST TRL
DAKOTA DUNES SD 57049

PERSINGER, JOHN T LIVING TRUST (D)
PO BOX 1000
YANKTON SD 57078

POESCHL, JEROME A REV LIV TRST (D)
213 KATHERINE WAY
YANKTON SD 57078

POSPISIL, DANIEL D (D)
144 SCENIC DR
YANKTON SD 57078

RABINE, BETH A (D)
606 DAVIS MOUNTAIN CIR
GEORGETOWN TX 78633

REDLINE PROPERTIES LLC (D)
1798 PORTLAND BLVD
SIOUX CITY IA 51106

RYAN, JAMES A (D)
304 MARINA DELL AVE
YANKTON SD 57078

SCHRAMM, HAROLD G (D)
44003 300 ST
UTICA SD 57067

SCHULZE FAMILY REVOCABLE TRUST (D)
964 PEBBLE BEACH DR
DAKOTA DUNES SD 57049

SD DEPT OF GAME FISH & PARKS (D)
523 EAST CAPITOL AVE
PIERRE SD 57501

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

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105 MARINA BLUFFS CT #3D
YANKTON SD 57078

STIBRAL, CHARLES J (D)
31110 WALLEYE DR #200
YANKTON SD 57078

TIGER PROPERTIES LLC (D)
1301 SANDPIPER DR
BEATRICE NE 68310

UHING, ROBERT H (D)
103 MARINA BLUFFS CT #2E
YANKTON SD 57078

VELTKAMP, DON (D)
325 MARINA DELL AVE
YANKTON SD 57078

VILLA NORTH LLC (D)
490 FIRETHORN TRL
DAKOTA DUNES SD 57049

WAHL, JEFF REV TRUST (D)
PO BOX 754
YANKTON SD 57078

WALTER, SCOTT J (D)
7212 MONROE CIR
RALSTON NE 68127

WESTGARD, GARY A (D)
101 MARINA BLUFFS CT #5
YANKTON SD 57078

AFFIDAVIT OF MAILING

I, Keith Eickhoff, hereby certify that on the 26
day of July, 2021, 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.

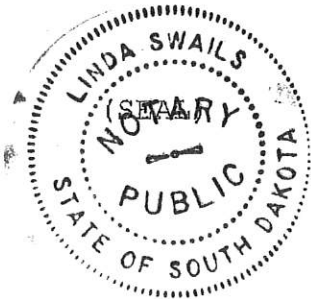
A true and correct copy of the mailing list for owners of real
property is attached as Exhibit #1A or #2A.

Dated the 26 day of July, 2021.

Keith Eickhoff
(Name)
Affiant

Subscribed and sworn to before me this 26th day of
July, 2021.

[Signature]
Notary Public - South Dakota
My commission expires: 03-13-2027



NOTIFICATION

July 26, 2021

Keith Eickoff
161 Sleepy Hollow Dr.
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 7:20 P.M. on the 10th day of August, 2021 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 for multifamily housing in a Moderate Density Residential District. Applicant wishes to build multiple multifamily units. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4), Section Seventeen (17), Township Ninety-three (93), Range Fifty-six (56) 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,
Keith Eickoff

Petitioner

BECKER, DUANE G (D)
PO BOX 1103
YANKTON SD 57078

BERKE, ROBIN R (D)
103 MARINA BLUFFS CT #2B
YANKTON SD 57078

BINDER, ALBERT J TRUST (D)
169 CLARK TRL
YANKTON SD 57078

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43592 SD HWY 52
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517 LOCUST ST
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304 MARINA DELL AVE
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SCHRAMM, HAROLD G (D)
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964 PEBBLE BEACH DR
DAKOTA DUNES SD 57049

SD DEPT OF GAME FISH & PARKS (D)
523 EAST CAPITOL AVE
PIERRE SD 57501

SD DEPT OF TRANSPORTATION (D)
700 E BROADWAY AVE
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PO BOX 754
YANKTON SD 57078

WALTER, SCOTT J (D)
7212 MONROE CIR
RALSTON NE 68127

WESTGARD, GARY A (D)
101 MARINA BLUFFS CT #5
YANKTON SD 57078

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 7th day of September, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit to mine gravel from an Agriculture District (AG) per Article 5, Section 507. Said property is legally described as The Northeast Quarter (NE1/4) and Southeast Quarter (SE1/4), Section Eighteen (18), Township Ninety-Four (94) North, Range Fifty-Five (55) 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 Board of Adjustment, Yankton County, South Dakota, at 6:35 P.M. on the 7th day of September, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to amend his Conditional Use Permit and for an accessory building in a Moderate Density Residential District (R2) that exceeds the maximum aggregate square footage of 2400 square feet per article 7 Section 707. Applicant wishes to build an accessory structure in a different location than was previously approved and is 1900 square feet (15,000 Square feet of accessory structures on site). Said property is legally described as Lot 4 of Block 3, Law Overlook Subdivision, in the Northeast Quarter (NE1/4) of Section Eighteen (18), Township Ninety-Three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 109 Welkom Dr., 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 7th day of September, 2021 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 aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4), Section Seven (7), Township Ninety-Three (93) North, Range Fifty-Six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., 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 6:45 P.M. on the 7th day of September, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for multifamily housing in a Moderate Density Residential District. Applicant wishes to build multiple multifamily units per Article 7 Section 707. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE1/4), Section Seventeen (17), Township Ninety-Three (93), 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 7:05 P.M. on the 10th day of August, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit to mine gravel from an Agriculture District (AG) per Article 5, Section 507. Said property is legally described as The Northeast Quarter (NE1/4) and Southeast Quarter (SE1/4), Section Eighteen (18), Township Ninety-Four (94) North, Range Fifty-Five (55) 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 10th day of August, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting to amend his Conditional Use Permit and for an accessory building in a Moderate Density Residential District (R2) that exceeds the maximum aggregate square footage of 2400 square feet per article 7 Section 707. Applicant wishes to build an accessory structure in a different location than was previously approved and is 1900 square feet (15,000 Square feet of accessory structures on site). Said property is legally described as Lot 4 of Block 3, Law Overlook Subdivision, in the Northeast Quarter (NE1/4) of Section Eighteen (18), Township Ninety-Three (93) North, Range Fifty-six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 109 Welkom Dr., 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 10th day of August, 2021 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 aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4), Section Seven (7), Township Ninety-Three (93) North, Range Fifty-Six (56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., 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 7:20 P.M. on the 10th day of August, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for multifamily housing in a Moderate Density Residential District. Applicant wishes to build multiple multifamily units per Article 7 Section 707. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE1/4), Section Seventeen (17), Township Ninety-Three (93), Range Fifty-Six (56) West of the 5th P.M., Yankton County, South Dakota

MEETING (ENTITY): PLANNING COMMISSION REGULAR OR SPECIAL MEETING: Regular
DATE: 8/10/2021 TIME: 7PM LOCATION: COMMISSION CHAMBERS

STAFF ATTENDANCE: Vetter/Conkling

ROLL ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

CALL:

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

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☐ SCHULTZ ☒ WEISS ☒ HOFFMAN

Schultz abstained since she was absent last meeting

APPROVAL OF AGENDA: MOTION BY: Kettering SECOND BY: Schultz

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Concrete Materials (Brooke Mulhack) – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit to mine gravel from an Agriculture District per Article 5, Section 507. Said property is legally described as The Northeast Quarter (NE1/4) and Southeast Quarter (SE1/4), Section Eighteen (18), Township Ninety-Four (94) North of Range Fifty-Five (55) West of the 5th P.M., Yankton County, South Dakota

COMMENTS: Andy Haas spoke as applicant
Lauren Nelson spoke regarding safety concerns on the road
Darrell Nelson spoke regarding concerns regarding safety concerns with entrance location
Dan Hacecky spoke for Township Board

MOTION: Approve the permit to mine gravel from an Agriculture District per Article 5, Section 507 with the conditions that the road haul agreement be honored by the applicant, moving the entrance to 441 north vacated and use the old entrance and the other things mentioned in the maintenance agreement with the township, and that the we (township) provide a stop sign to stop west bound traffic on 441 and a stop sign on 306 St to stop northbound traffic for safety reasons on the condition that this is legal and if not legal then they will remove the stop sign condition at the county commission meeting that this will appear at next. **Passed 5-0**

APPROVAL: MOTION BY: Schultz SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Curtis Olivier – Conditional Use Permit Modification**

ADDRESS/LEGAL: Applicant is requesting to amend his Conditional Use Permit and for an accessory building in a Moderate Density Residential District that exceeds the maximum aggregate square footage of 2400 square feet per article 7 Section 707. Applicant wishes to build an accessory structure in a different location than was previously approved and is 1900 square feet (15,000 Square feet of accessory structures on site). Said property is legally described as Lot 4 of Block 3, Law Overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M., Yankton County, South Dakota. E911 address is 109 Welkom Dr., Yankton, South Dakota

COMMENTS: Curt Olivier - applicant

MOTION: Approve the application as presented **Passed 5-0**

APPROVAL: MOTION BY: Schultz SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Cheryl Boeckman – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit for an accessory building in a Moderate Density Residential District that exceeds the maximum aggregate square footage of 2400 square feet and maximum sidewall height of 14 feet. Applicant wishes to build an accessory structure that is 2688 square feet with 16' sidewalls per Article 7, Section 707. Said property is legally described as Lot K and Lot L in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), Section Seven (7), Township Ninety-three (T93) North, Range Fifty-six (R56) West of the 5th P.M., Yankton County, South Dakota. E911 address is 108 Bird Dog Dr., Yankton, South Dakota

COMMENTS: Cheryl Boeckman - applicant

MOTION: Approve the application for a 288 variance on the area and a two foot variance on the sidewall height
Passed 5-0

APPROVAL: MOTION BY: Kettering SECOND BY: Schultz

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: **Keith Eickoff – Conditional Use Permit**

ADDRESS/LEGAL: Applicant is requesting a Conditional Use Permit for multifamily housing in a Moderate Residential District. Applicant wishes to build multiple multi-family units. Said property is legally described as Lot 1 Drake Subdivision in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE 1/4), Section Seventeen (17), Township Ninety-three (93), Range Fifty-six (56) of the 5th P.M., Yankton County, South Dakota

COMMENTS: Keith Eickoff – applicant
Butch Becker – Questions regarding septic systems
Randy Golden – Questions regarding water access, 3D model available for viewing, age limits and kids or dogs allowed

MOTION: Approve conditional use permit for multi-family housing in a moderate rural residential district as presented
Passed 5-0

APPROVAL: MOTION BY: Schultz SECOND BY: Weiss

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: Plat – Lot 9, Block 2, Law Overlook

ADDRESS/LEGAL: Plat of Lot 9, Block 2, Law Overlook Subdivision, in the NE1/4 of Section 18, T93N, R56W of the 5th P.M., Yankton County, South Dakota

COMMENTS:

MOTION: Approve as presented
Passed 5-0

APPROVAL: MOTION BY: Hoffman SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: Plat – Lot 13, Block 4 Law Overlook

ADDRESS/LEGAL: Plat of Lot 13 of Block 4, 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:

MOTION: Approve as presented
Passed 5-0

APPROVAL: MOTION BY: Michael SECOND BY: Kettering

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: Plat – Lot 4 Whitetail Run

ADDRESS/LEGAL: Plat of Lot 4, Whitetail run, in the SE1/4 of the NE1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County South Dakota

COMMENTS:

MOTION: Approve as presented
Passed 5-0

APPROVAL: MOTION BY: Schultz SECOND BY: Michael

PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: Campground Approval Checklist
ADDRESS/LEGAL: Plat of Mathison Tract 6, in the NE1/4 of the NE1/4, Section 6, T93N, R56W of the 5th P.M., Yankton County, South Dakota
COMMENTS: Matt Evans spoke offering his help

MOTION: Recommend forwarding to County Commission with proposed changes

APPROVAL: _____ MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

AGENDA ITEM: Public Comment
ADDRESS/LEGAL: _____
COMMENTS: None

MOTION: _____

APPROVAL: _____ MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

AGENDA ITEM: Adjourn
ADDRESS/LEGAL: _____
COMMENTS: None

MOTION: _____

APPROVAL: _____ MOTION BY: Hoffman SECOND BY: Michael
PLANNING: ☐ BARKL ☐ HEVLE ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN

AGENDA ITEM: _____
ADDRESS/LEGAL: _____

COMMENTS: _____

MOTION: _____

APPROVAL: _____ MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

AGENDA ITEM: _____

ADDRESS/LEGAL: _____

COMMENTS: _____

MOTION: _____

APPROVAL: _____ MOTION BY: _____ SECOND BY: _____
PLANNING: ☐ BARKL ☐ HEVLE ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN

Yankton County, South Dakota

Paid by
KEITH EICKHOFF
keickhoff55@gmail.com

Payment number
Date paid
Payment method

Receipt

1231
July 23, 2021 01:32 PM
Check

\$300.00 paid on July 23, 2021

Variance, Conditional Use and Rezoning Application

Application ID: CUP-2021-52

Description	Amount
Fee	\$300.00



MEMO

To: Yankton County Commission

From: Steve Hawkins, EMS Administrator

Date: September 2, 2021

Re: Staffing, Ambulance Bid, Dept of Health Agreement

Staffing: We have a very hard and sometimes it is impossible to fill our weekday shifts with part-time staff. We have been placing band aids on the problem for some time, resulting in full-time staff filling part-time shifts. This creates overtime for the department and less time off between shifts for the full time staff.

We received two applicants for our one full time paramedic opening, both applicants are strong candidates. I propose that we hire both paramedic applicants. The second hired paramedic will allow us to fix our weekday problem, while still allowing some open weekday shifts for the part time staff. We can eliminate the extra overtime and adjust the schedule to allow more time off between shifts for full time staff and potentially decrease our overall overtime. This added position will not increase the budget as the hours that will be covered have already been budgeted for. The position salaries would be an allowable expenditure of COVID-19 money.

Bid for a 2022 Ambulance: After speaking to various ambulance vendors it has become apparent that truck chassis are becoming difficult to purchase due to the shortage of the "chip" and other manufacturing issues. The longer we wait to order a chassis the longer we will have to wait for a replacement ambulance.

Yankton County has \$120,000 currently budgeted to at 2014 chassis and remount the ambulance box onto the new chassis in 2022 budget year. My recommendation would be to move forward now with the bid process to secure a chassis. We would be responsible to placing a down payment for the ambulance this year with the balance due when we take possession of the ambulance sometime in mid to late 2022.

SD Dept of Health Agreement: The SD DOH has asked YCEMS to enter into an agreement to provide an Advanced Life Support (ALS) standby service at Department of Health sponsored vaccinations. In the agreement the State agreed to pay a per hour standby rate, plus per mile rate for travel outside of normal response area, i.e. Yankton County. Agreement would end May 31, 2022.

Emergency Medical Responder Course (EMR): FYI – YCEMS is conducting an EMR course for area first responder groups to increase their number of EMS trained providers. This course is being funded through community grants from Yankton Thrive, Yankton Area Health Education Centers & Avera Foundation.

Yankton County EMS (Ambulance)

LEGAL PUBLICATION

Request for Bid Proposal

Ambulance Remount and Recondition

Notice:

Yankton County Emergency Medical Services (EMS) calls for proposals to furnish and provide all labor, materials and equipment necessary to refurbish and recondition, a provided ambulance module onto a new 2022 Chevrolet K3500 Chassis per supplied chassis reference attached in accordance to the general terms, conditions and specifications outlined in the proposal.

Specifications are available at Yankton County Auditor Office, (605) 260-4400 ext. #0 or 321 W. 3rd St. Suite 100, Yankton SD, 57078.

The Bids, plainly marked “**Sealed Ambulance Bid**” will be received by the Yankton County Board of Commissioners at:

IN PERSON or US POSTAL SERVICE

Yankton County Auditor
Ambulance Bid
321 W. 3rd St. Suite 100
Yankton, SD 57078

Sealed bid proposals in accordance with the conditions, specifications, and instructions contained within the proposal documents will be received no later than, **TIME** local prevailing time, **DATE**, 2021, at which time they will be publicly opened and read aloud.

The Yankton County Board of Commissioners, who is the awarding authority, reserves the right to accept or reject any or all bids, in total or in part, as they deem in the best and most advantageous bid to the county.

Yankton County Board of Commissioner – Chairman

Cheri Loest, Chairman

ORDINANCE # _____
AN ORDINANCE REGULATING MEDICAL CANNABIS
ESTABLISHMENTS IN YANKTON COUNTY.

WHEREAS, the State of South Dakota permits the sale and consumption of medical cannabis pursuant to South Dakota Codified Law (SDCL) Chapter 34-20G and,

WHEREAS, pursuant to SDCL 34-20G-55, county government may require a local registration, license, or permit for a medical cannabis establishment to operate within that County, and

WHEREAS, pursuant to SDCL 34-20G-58, county government may enact ordinances or regulations governing the time, place, manner, and number of licensees operating within its jurisdiction; and

WHEREAS, also pursuant to SDCL 34-20G-58, county government may establish civil penalties for violation of an ordinance governing the time, place, and manner of medical cannabis establishments that operate locally, and

WHEREAS, under the provisions of SDCL 34-20G-60, county government may require a medical cannabis establishment to obtain a county license, permit, or registration prior to operating, and may charge a reasonable fee for that license, permit, or registration, and

WHEREAS, the County believes that regulation of medical cannabis is necessary for the health and safety of this community SDCL 7-18A-8; then and therefore,

WHEREAS, the State of South Dakota permits the sale and consumption of cannabis pursuant to South Dakota Codified Law, medical cannabis establishments licensed under this ordinance may sell cannabis for adult use so long as they comply with the provisions of South Dakota Codified Law and the South Dakota Department of Health.

BE IT ORDAINED BY THE YANKTON COUNTY COMMISSION AS FOLLOWS:

Section 1. Intent

The Board of Commissioners of Yankton County hereby enacts the following licensing ordinances to ensure that cannabis establishments within the jurisdiction of Yankton County operate in a manner that complies with state laws and regulations, protects the health, safety, and welfare of the general public, prevents potential conflicts and issues arising from ownership and employees, recognizes particular safety and security considerations, and minimizes the risk of unauthorized use or access of cannabis by the general public.

Section 2. Definitions

Unless an alternative definition is explicitly stated in this section, this chapter utilizes the definitions for cannabis-related terms which are defined by SDCL 34-20G-1.

1. **“Allowable amount of cannabis”** means:
 - a. Three ounces of cannabis or less;
 - b. A quantity of cannabis products with an equivalent cannabis weight as established by rules promulgated by the department under § 34-20G-72;
 - c. If the cardholder has a registry identification card allowing cultivation, three cannabis plants minimum or as prescribed by physician; and

- d. If the cardholder has a registry identification card allowing cultivation, the amount of cannabis and cannabis products that were produced from the cardholder's allowable plants, if the cannabis and cannabis products are possessed at the same property where the plants were cultivated;
2. **“Bona fide practitioner-patient relationship”** means:
- a. A practitioner and patient have a treatment or consulting relationship, during course of which the practitioner has completed an assessment of the patient’s medical history and current medical condition, including an appropriate in-person physical examination;
 - b. The practitioner has consulted with the patient with respect to the patient’s debilitating medical condition; and
 - c. The practitioner is available to or offers to provide follow-up care and treatment to the patient, including patient examinations;
3. **“Cannabis products”** means any concentrated cannabis, cannabis extracts, and products that are infused with cannabis or an extract thereof, and are intended for use or consumption by humans. The term includes edible cannabis products, beverages, topical products, ointments, oils and tinctures;
4. **“Cannabis product manufacturing facility”** means an entity registered with the department pursuant to this chapter that acquires, possesses, manufactures, delivers, transfers, transports, supplies, or sells cannabis products to a medical cannabis dispensary;
5. **“Cannabis testing facility”** or **“testing facility”** means an independent entity registered with the department pursuant to this chapter to analyze the safety and potency of cannabis;
6. **“Cardholder”** means a qualifying patient or a designated caregiver who has been issued and possesses a valid registry identification card;
7. **“Commissioners”** means the Yankton County Board of County Commissioners;
8. **“Cultivation facility”** means an entity registered with the department pursuant to this chapter that acquires, possesses, cultivates, delivers, transfers, transports, supplies, or sells cannabis and related supplies to a medical cannabis establishment;
9. **“Debilitating medical condition”** means:
- a. A chronic or debilitating disease or medical condition or its treatment that produces one or more of the following: cachexia or wasting syndrome; severe, debilitating pain; severe nausea; seizures; or severe and persistent muscle spasms, including those characteristic of multiple sclerosis; or
 - b. Any other medical condition or its treatment added by the department, as provided for in SDCL 34-20G-26;
10. **“Department”** means the Department of Health;
11. **“Designated caregiver”** means a person who:
- a. Is at least twenty-one (21) years of age;
 - b. Has agreed to assist with a qualifying patient’s medical use of cannabis;
 - c. Has not been convicted of a disqualifying felony offense; and
 - d. Assists no more than five (5) qualifying patients with the medical use of cannabis, unless the designated caregivers’ qualifying patients each reside in or are admitted to a health care facility or residential care facility where the designated caregiver is employed;
12. **“Disqualifying felony offense”** means a violent crime that was classified as a felony in the jurisdiction where the person was convicted;
13. **“Edible cannabis products”** means any product that:
- a. Contains or is infused with cannabis or an extract thereof;
 - b. Is intended for human consumption by oral ingestion; and
 - c. Is presented in the form of foodstuffs, beverages, extracts, oils, tinctures, or other similar products;

14. **“Enclosed, locked facility”** means any closet, room, greenhouse, building, or other enclosed area that is equipped with locks or other security devices that permit access only by a cardholder or a person allowed to cultivate the plants. Two or more cardholders who reside in the same dwelling may share one enclosed, locked facility for cultivation;
15. **“Medical cannabis”** or **“cannabis”** means marijuana as defined in SDCL 22-42-1;
16. **“Medical cannabis dispensary”** or **“dispensary”** means an entity registered with the department pursuant to this chapter that acquires, possesses, stores, delivers, transfers, transports, sells, supplies, or dispenses cannabis, cannabis products, paraphernalia, or related supplies and educational materials to cardholders;
17. **“Medical cannabis establishment”** means a cultivation facility, a cannabis testing facility, a cannabis product manufacturing facility, or a dispensary;
18. **“Medical cannabis establishment agent”** means an owner, officer, board member, employee, or volunteer at a medical cannabis establishment;
19. **“Medical use”** includes the acquisition, administration, cultivation, manufacture, delivery, harvest, possession, preparation, transfer, transportation, or use of cannabis or paraphernalia relating to the administration of cannabis to treat or alleviate a registered qualifying patient’s debilitating medical condition or symptom associated with the patient’s debilitating medical condition. The term does not include:
 - a. The cultivation of cannabis by a nonresident cardholder;
 - b. The cultivation of cannabis by a cardholder who is not designated as being allowed to cultivate on the card holder’s registry identification card; or
 - c. The extraction of resin from cannabis by solvent extraction unless the extraction is done by a cannabis product manufacturing facility;
20. **“Nonresident cardholder”** means a person who:
 - a. Has been diagnosed with a debilitating medical condition, or is the parent, guardian, conservator, or other person with authority to consent to the medical treatment of a person who has been diagnosed with a debilitating medical condition;
 - b. Is not a resident of this state or who has been a resident of this state for fewer than forty-five (45) days;
 - c. Was issued a currently valid registry identification card or its equivalent by another state, district, territory, commonwealth, insular possession of the United States, or country recognized by the United States that allows the person to use cannabis for medical purposes in the jurisdiction of issuance; and
 - d. Has submitted any documentation required by the department and has received confirmation of registration;
21. **“Place of worship”** means a structure where persons regularly assemble for worship, ceremonies, rituals, and education relating to a particular form of religious belief and which a reasonable person would conclude is a place of worship by reason of design, signs, or architectural or other features;
22. **“Practitioner”** means a physician who is licensed with authority to prescribe drugs to humans. In relation to a nonresident cardholder, the term means a person who is licensed with authority to prescribe drugs to humans in the state of the patient’s residence;
23. **“Qualifying patient”** means a person who has been diagnosed by a practitioner as having a debilitating medical condition;
24. **“Registry identification card”** means a document issued by the department that identifies a person as a registered qualifying patient or registered designated caregiver, or documentation that is deemed a registry identification card pursuant to SDCL 34-20G-29 to SDCL 34-20G-42 inclusive; and

25. **“Written certification”** means a document dated and signed by a practitioner, stating that in the practitioner’s professional opinion the patient is likely to receive therapeutic or palliative benefit from the medical use of cannabis to treat or alleviate the patient’s debilitating medical condition or symptom associated with the debilitating medical condition. This document shall affirm that it is made in the course of a bona fide practitioner-patient relationship and shall specify the qualifying patient’s debilitating medical condition.

Section 3. Cannabis Establishment License Required

- A. **Classes of License:** Each type of the four cannabis establishments shall have its own class of licenses relating to the activities unique to each type of cannabis establishment. The four license classes are Cannabis Cultivation License, Cannabis Dispensary License, Cannabis Product Manufacturing License, and Cannabis Testing License.
- B. **License Required:** It shall be unlawful for any person or entity to create or operate a cannabis establishment in the County without first having obtained a license from the County and a registration certificate from the state for each cannabis establishment to be operated in connection with such business. Such license and certification shall be kept current at all times, and the failure to maintain a current license and certification shall constitute a violation of this section.
- C. **Multiple Licenses:** A person or entity who intends to conduct activities that would meet the definition of multiple cannabis establishments must, prior to operating such cannabis establishments, obtain a license for each class of cannabis establishment that pertain to the intended activities. A person or entity may hold more than one class of license except when otherwise prohibited by this chapter.
- D. **License Location:** Each license issued under this chapter shall authorize a single cannabis establishment to operate at a single location. Licenses of different classes may overlap except when otherwise prohibited by this chapter.
- E. **License Duration:** Each license issued is effective from January 1 through December 31 of the year applied for, regardless of the time of year such license is approved. Each license expires at 11:59:59 P.M. on December 31 unless, prior to the expiration, the County Commission has approved, or conditionally approved, the renewal of such license for the following calendar year.

Section 4. Number of Licenses

- A. There shall be available as local licenses for medical cannabis establishments a total of 40 licenses.
- B. The total local licenses established in Section 4A. shall be allocated as follows, with a maximum number of local licenses limited within type of medical cannabis establishment as follows:
 - 1. Cultivation Facility: 10 license(s)
 - 2. Cannabis Testing Facility: 10 license(s)
 - 3. Cannabis Product Manufacturing Facility: 10 license(s)
 - 4. Dispensary: 10 license(s)
- C. The Commissioners shall consider all qualified applications in the order they were received, subject to any resolution establishing a different procedure. No local licenses may be issued after the available new local licenses have been awarded by the Commissioners.
- D. Should any additional local licenses become available through revocation or otherwise, such license shall be made available to the first qualified applicant, subject to any resolution establishing a different procedure.

E. In the event the number of available licenses is reduced by future amendment of this Ordinance, no

then existing licensee shall be prevented from continuing operation during the license term, from applying for renewal of such license for subsequent consecutive years, or from transferring such license, solely on the basis of such reduction. However, this exception shall not prevent a license from being suspended or revoked, nor shall it prevent a denial of an application for renewal or transfer, based upon grounds other than a change in the number of available licenses.

Section 5: License Fees

A. There shall be an application fee in the amount of \$5,000.

B. There shall be a renewal fee for any license issued under this Ordinance in the amount of \$5,000.

Section 6. Application Process

- A. It shall be unlawful for any person, business, or other organization to engage in the business of operating a medical cannabis establishment within the jurisdiction of Yankton County without having a local license issued by the County.
- B. It shall be necessary for any person, business, or other organization to obtain a local license under this Ordinance prior to submitting an application to the South Dakota Department of Health for a state registration certificate. SDCL34-20G-55
- C. The application shall be on forms provided by the Yankton County Auditor. All information requested on the form shall be provided before the completed application is submitted to the Commissioners.
- D. Such application must include:
 1. The legal name and address of each principal officer(s), the owner(s), and/or board member(s) of the proposed cannabis establishment.
 2. The physical address and legal description for the proposed cannabis establishment.
 3. The legal business name of the proposed cannabis establishment.
 4. Previous experience operating a legal cannabis establishment, if any.
 5. Summary of operating procedures, including procedures to ensure accurate record keeping, adequate security measures, and compliance with all other requirements of this chapter.
 6. Confirmation that none of the principal officers, owners and/or board members has served as a principal officer or board member for a cannabis establishment that has had governmental license or certification revoked in any jurisdiction.
 7. Confirmation that none of the principal officers, owners, or board members is under twenty-one years of age.
 8. Payment of the applicable license fee.
 9. Proof of financial responsibility in the amounts and manner established in this chapter below.
 10. A sworn statement that the application contains no false statements made or omissions of any material matter in any application for a license.
 11. The applicant's notarized signature.

12. Preliminary site and building plans detailing how the proposed buildings and structures will conform to County zoning rules and rules set forth in State law for cannabis establishments.
13. All cannabis establishments are required to be constructed in conformance with the 2021 Edition of the International Building Code and International Fire Code.

5

E. Action by County Commission:

1. Upon receipt of a completed application, application fee and license fee, the Auditor shall present the application to the Commissioners at the next regularly scheduled meeting of the Commissioners. The Commissioners shall set the time and place for hearing on all applications that come before the Commissioners. The hearing shall be conducted within 45 days of presentation of the application to the Commissioners.
2. The Auditor shall publish notice once in the official newspapers of the county, at least one week before the scheduled hearing. The notice shall be headed "Notice of Hearing Upon Applications for Medical Cannabis Establishment," shall state the time and place when and where such applications will be considered by the Commissioners, and shall state that any person interest in the approval or rejection of any such application may appear and be heard.
3. At the time and place so set, the Commissioners shall consider each application and any objection to the application before making its final decision on the application. The Commissioners may approve or disapprove the application depending on whether the Commissioners deem the applicant a suitable person to hold the license and whether the Commissioners consider the proposed location suitable.
4. A person or entity may obtain more than a single class of license and/or more than a single license within any class of license, unless otherwise prohibited by law. The fact that multiple licenses are held may be considered in the application process as a factor in determining whether the applicant is a suitable person to hold the license.
5. If the Commissioners do not approve the application, the commissioners shall endorse on the application the reasons for the denial and return the application and license fee to the applicant. No further application may be received from the applicant until after the expiration of one year from the date of a denied application. However, if the application was denied based on the suitability of the location for the license, no further application may be received from the applicant until after the expiration of three months from the date of the denied application if the application is for a different location.
6. If the Commissioners approve the application, the Commissioners shall endorse the approval on the application and shall issue a county license to the medical cannabis establishment.
7. Any license issued shall be effective and valid through December 31 of the year issued.
8. The County may receive no application for a license of any kind under this chapter until such time as the state of South Dakota promulgates their initial regulations under SDCL Section 34-20G-72. Any application submitted prior to such time shall be deemed rejected.

F. Renewal Process:

1. A license issued pursuant to this Ordinance may be renewed on an annual basis. An applicant for renewal is not automatically entitled to renewal. The issuance of a local license does not create a property right in that license.
2. An Application for Renewal shall be on the same forms and with the same requirements as the initial application or any additions thereto.
3. The applicant need not pay an application fee, but must pay the renewal fee as set forth herein. Such renewal fee shall be paid at the time the renewal application is filed with the Auditor.

4. A completed Application for Renewal shall be presented to the Auditor no later than November 1.
5. The Approval Process for a Renewal shall be the same as for an initial application. However, the license of a medical cannabis establishment applying for renewal may be approved for renewal by the Commissioners without a hearing unless in the past year the licensee, one of its principal officers or board members, or an employee of the dispensary

6

have been subjected to a criminal penalty for violation of the Medical Cannabis laws or this Ordinance, or the license has been suspended.

Section 6. Suspension or Revocation

A. A local license issued hereunder may be suspended or revoked by the Commissioners for violation of this ordinance.

B. Notification of the intent of the Commissioners to consider suspension or revocation of a local license shall be made at the address given on the license. Such notification shall be at least thirty days in advance of the date set for public hearing on the suspension or revocation action.

C. Notice of public hearing shall be published in the official newspapers of the county at least one week prior to such hearing and in such form as deemed appropriate by the Commissioners.

D. At the public hearing, the Commissioners shall hear evidence or testimony from the licensee and any interested person. The Commissioners may revoke the license if they determine, following the public hearing, that a violation of this ordinance occurred.

E. If the Commissioners are satisfied that the nature and the circumstances of the violation were such that a suspension of the license would be adequate, the Commissioners may, instead of revoking the license, suspend it for a period not exceeding sixty days.

F. If the Commissioners suspend or revoke a local license, they shall notify the Secretary of the Department of Health of that fact.

G. A suspension will be for thirty (30) days and begins ten (10) days after the postmark date on the notice or the date the notice is hand delivered unless the license holder exercises its rights to process and appeal, in which case the suspension takes effect upon the final determination of suspension.

H. A revocation will be for one (1) year and begins ten (10) days after the postmark date on the notice or the date the notice is hand delivered unless the license holder appeals the revocation, in which case the revocation takes effect upon the final determination of revocation.

I. The license holder who has had the license revoked may not be issued an cannabis establishment license for one year from the date the revocation became effective.

Section 7. Operating Requirements and Restrictions

A. The South Dakota legislature has expressly granted authority to the Commissioners to govern the time, place and manner of operation of medical cannabis establishments. SDCL 34-20G-58. The Commissioners may not prohibit a dispensary, either expressly or through the enactment or application of an ordinance that makes the operation of a dispensary impractical.

B. No medical cannabis establishment may operate in Yankton County without possessing both a current license from Yankton County and a current registration certificate issued by the South Dakota Department of Health.

- C. No medical cannabis establishment may operate on any Federal or State holiday. However, a cultivation facility or cannabis product manufacturing facility may operate as may be required to prevent the destruction or degradation of marijuana plants under their control.
- D. A medical cannabis dispensary may not operate between the hours of eight (8) p.m. and eight (8) a.m.
- E. No medical cannabis establishment may share office space with a medical, psychiatric, counseling, chiropractic, or physical therapy practice.
- F. No medical cannabis establishment may be established, operated, or maintained within one thousand (1,000) feet of a public or private school.

7

- G. No medical cannabis dispensary may be established, operated, or maintained within four hundred (400) feet of a child welfare agency, a place of worship, an in-patient alcohol or drug treatment facility or a public playground.
- H. No medical cannabis dispensary may be established, operated, or maintained within four hundred (400) feet of another medical cannabis dispensary, a bar or a liquor store.
- I. No medical cannabis facility shall be located on-premises for which a license to sell alcoholic liquor has been issued.
- J. No person under twenty-one (21) years of age shall be allowed on the licensed premises of a medical cannabis establishment.
- K. At all times during the hours of operation of a medical cannabis establishment, there shall be present a manager or other employee of the licensee who shall be not less than twenty-one (21) years of age.
- L. No cannabis or related paraphernalia shall be displayed or kept in a business so as to be visible from outside the cannabis establishment.
- M. No licensee of a medical cannabis dispensary may dispense any medical marijuana to any person who is obviously under the influence of cannabis to such a degree as to cause impairment.
- N. Before cannabis may be dispensed by a medical cannabis dispensary, a medical cannabis establishment agent:
 - 1. Shall make a diligent effort to verify that the registry identification is valid; and
 - 2. Shall make a diligent effort to verify that the person presenting the documentation is the person identified on the document presented to the dispensary agent.
- O. All retail sales of cannabis shall be in person, directly to the purchaser, and within the retail area of a cannabis dispensary. No drive-up windows or similar delivery process shall be allowed.
- P. A medical cannabis establishment agent shall not dispense an amount of cannabis to a person that would cause the person to possess more than the allowable amount of cannabis.
- Q. A medical cannabis establishment may not employ any person who has been convicted of a disqualifying felony offense.
- R. No alcohol or cannabis may be consumed on the premises of a medical cannabis dispensary.

Section 8: Signage and Advertising

- A. All exterior signage associated with a medical cannabis establishment shall comply with Yankton County Ordinance 2020 Article 14.
- B. In addition, no exterior signage may use the word “marijuana,” “cannabis,” or any other word,

phrase or symbol commonly understood to refer to cannabis. Such words, phrases or symbols may be used if specifically approved by the Commissioners.

C. No cannabis establishment may distribute or allow the distribution of any cannabis or cannabis product without charge within a cannabis establishment or elsewhere for purposes of promotion, advertising or any other purpose.

Section 9: Licenses Not Transferrable

No Cannabis Establishment license holder may transfer the license to any other person or entity either with or without consideration, nor may a license holder operate a cannabis establishment at any place other than the address designated in the application.

Section 10: Enforcement and Penalties

- A. Yankton County and law enforcement may inspect a medical cannabis facility during business hours to ensure compliance with this ordinance.
 - B. Violation of the terms of this Ordinance may result in revocation or suspension of the local license as set forth in this Ordinance.
- 8**
- C. Violation of the terms of this Ordinance may be enforced through a civil action in magistrate court or circuit court, at the discretion of the Commissioners.
 - D. Civil penalties may not exceed \$500 for each violation.
 - E. Each day the licensee is in violation of the Ordinance may be considered a separate violation.
 - F. In the event of a violation, suspension, or revocation where the licensee may no longer legally possess cannabis, cannabis products, or other restricted items, the licensee shall be responsible to pay the costs incurred by the County for securing, storing, safeguarding, transferring, or disposing of any cannabis, cannabis products, or other restricted items.

Section 11. Severability

Should any section, subsection, clause, phrase or part of this Ordinance be declared by a court of competent jurisdiction to be unconstitutional, invalid or otherwise affected by law, such determination shall not affect the validity or constitutionality of the Ordinance as a whole or any part thereof other than the part so determined.

Section 12. Effective Date

This Ordinance shall be effective twenty (20) days following completed publication. Upon becoming effective, all prior Ordinances are revoked.

Passed and adopted this ____ day of September, 2021.

Cheri Loest, Chairperson

Attest:

Patty Hojem
County Auditor

First Reading: _____

Second Reading: _____

Adoption: _____

Published: _____

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 111 COMMISSIONERS

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01630	INTUVIO SOLUTIONS	I-202108309070	101-5-111-42200	PROF SERVICES-COMMISSIONERS		199.80
01-02893	CHERI LOEST	I-202108309079	101-5-111-42700	TRAVEL-COMMISSIONERS		238.94
01-13062	NATIONAL FIELD ARCHERY	I-202108319108	101-5-111-42900	OTHER-COMMISSIONERS		20,000.00
01-14001	YANKTON COUNTY OBSERVER	I-202108319110	101-5-111-42300	PUBLISHINGS-COMMISSIONERS		418.30
01-24003	YANKTON DAILY P & D	I-202109039206	101-5-111-42300	PUBLISHINGS-COMMISSIONERS		998.26
DEPARTMENT 111 COMMISSIONERS				TOTAL:		21,855.30

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-120-42600	SUPPLIES-ELECTIONS		74.90
01-21042	VERIZON	I-202109039199	101-5-120-42400	RENTALS-ELECTIONS		280.07
DEPARTMENT 120 ELECTIONS						TOTAL: 354.97

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 130 COURT

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01686	avera sacred heart hosp	I-202108309072	101-5-130-42200	PROF SERVICES-CRT		1,000.00
01-02892	PATRICIA LACROIX	I-202108309078	101-5-130-42200	PROF SERVICES-CRT		85.00
01-03553	ALVINE WEIDENAAR LLP	I-202109039181	101-5-130-42200	PROF SERVICES-CRT		9,452.73
01-03741	THEODORE D. KESSIE, Ph.	I-202109039183	101-5-130-42200	PROF SERVICES-CRT		6,043.75
01-05215	FOX & YOUNGBERG PC	I-202108319095	101-5-130-42200	PROF SERVICES-CRT		15,000.00
01-08036	CLOVIA DEE	I-202108319100	101-5-130-42200	PROF SERVICES-CRT		166.60
01-08036	CLOVIA DEE	I-202108319101	101-5-130-42200	PROF SERVICES-CRT		231.20
01-08036	CLOVIA DEE	I-202109039185	101-5-130-42200	PROF SERVICES-CRT		350.20
01-18264	SD ATTORNEY GENERAL'S O	I-202109039198	101-5-130-42200	PROF SERVICES-CRT		3,392.17
01-18295	SANFORD HEALTH	I-202108319124	101-5-130-42200	PROF SERVICES-CRT		1,200.00
01-18801	DEAN SCHAEFER	I-202108319126	101-5-130-42200	PROF SERVICES-CRT		264.00
01-18801	DEAN SCHAEFER	I-202108319127	101-5-130-42200	PROF SERVICES-CRT		336.00
01-24003	YANKTON DAILY P & D	I-202108319132	101-5-130-42200	PROF SERVICES-CRT		25.46
DEPARTMENT 130 COURT				TOTAL:		37,547.11

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 141 AUDITOR

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-07281	PATTY HOJEM	I-202108319097	101-5-141-42700	TRAVEL-AUDITOR		72.24
01-12016	MCLEOD'S PRINTING & OFF	I-202108319106	101-5-141-42600	SUPPLIES-AUDITOR		179.90
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-141-42600	SUPPLIES-AUDITOR		258.49
01-22241	ONE OFFICE SOLUTION	I-202109039201	101-5-141-42500	MAINTENANCE-AUDITOR		107.97

DEPARTMENT 141 AUDITOR

TOTAL:

618.60

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-142-42600	SUPPLIES-TREASURER		296.07
DEPARTMENT 142 TREASURER						TOTAL: 296.07

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02483	CULLIGAN	I-202109029168	101-5-151-42600	SUPPLIES-STATES ATTY		14.50
01-04156	EXECUTIVE MGMT FINANCE	I-202108319094	101-5-151-42600	SUPPLIES-STATES ATTY		33.50
01-18130	STAPLES CREDIT PLAN	I-202108319122	101-5-151-42600	SUPPLIES-STATES ATTY		97.99
01-18951	SECURITY SHREDDING SERV	I-202108319128	101-5-151-42500	MAINTENANCE-STATES ATTY		35.00
DEPARTMENT 151 STATES ATTORNEY TOTAL:						180.99

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 161 GOVERNMENT BUILDINGS

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00090	KOPETSKY'S ACE HARDWARE	I-202109029163	101-5-161-42500	MAINTENANCE-GOVT CTR		221.69
01-01011	BOMGAARS	I-202109029164	101-5-161-42600	SUPPLIES-GOVT CTR		20.77
01-01011	BOMGAARS	I-202109029164	101-5-161-42500	MAINTENANCE-GOVT CTR		17.98
01-02001	CITY OF YANKTON	I-202109029167	101-5-161-42800	UTILITIES-GOVT CTR		213.33
01-02001	CITY OF YANKTON	I-202109029167	101-5-161-42800	UTILITIES-GOVT CTR		2,355.76
01-02001	CITY OF YANKTON	I-202109029167	101-5-161-42800	UTILITIES-GOVT CTR		385.96
01-09274	JOHNSON CONTROLS, INC.	I-202109039186	101-5-161-42500	MAINTENANCE-GOVT CTR		286.82
01-09287	JCL SOLUTIONS	I-202109029169	101-5-161-42600	SUPPLIES-GOVT CTR		114.55
01-12167	MENARDS	I-202109029172	101-5-161-42600	SUPPLIES-GOVT CTR		72.63
01-13001	NORTHWESTERN ENERGY	I-202109039193	101-5-161-42800	UTILITIES-GOVT CTR		3,261.59
01-14005	OLSON'S PEST TECHNICIAN	I-202109039195	101-5-161-42500	MAINTENANCE-GOVT CTR		82.00
01-14055	OTIS ELEVATOR COMPANY	I-202108319112	101-5-161-42500	MAINTENANCE-GOVT CTR		878.31

DEPARTMENT 161 GOVERNMENT BUILDINGS TOTAL: 7,911.39

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00228	SOUTHGATE	I-202108309062	101-5-162-42500	MAINTENANCE-DOE		70.00
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-162-42600	SUPPLIES-DOE		121.48
01-21042	VERIZON	I-202109039200	101-5-162-42500	MAINTENANCE-DOE		120.03
01-24003	YANKTON DAILY P & D	I-202109039206	101-5-162-42300	PUBLISHIGNS-DOE		527.00
DEPARTMENT 162 DIRECTOR OF EQUALIZATI TOTAL:						838.51

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 163 REGISTER OF DEEDS

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-04156	EXECUTIVE MGMT FINANCE	I-202108319094	101-5-163-42600	SUPPLIES-ROD		33.50
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-163-42600	SUPPLIES-ROD		87.86
DEPARTMENT 163 REGISTER OF DEEDS TOTAL:						121.36

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 165 VETERANS SERVICE OFFICER

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-03708	CODY MANGOLD	I-202108319086	101-5-165-42700	TRAVEL-VA		262.20
01-08009	INVESTIGATIVE SERVICES	I-202108319099	101-5-165-42500	MAINTENANCE-VA		196.00
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-165-42600	SUPPLIES-VA		13.42
01-21042	VERIZON	I-202109039199	101-5-165-42400	RENTALS-VA		40.01
01-24003	YANKTON DAILY P & D	I-202109039206	101-5-165-42600	SUPPLIES-VA		263.50

DEPARTMENT 165 VETERANS SERVICE OFFIC TOTAL: 775.13

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 169 SAFETY CENTER BUILDING

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02001	CITY OF YANKTON	I-202109029166	101-5-169-42500	MAINTENANCE-SAFETY CTR		5.50
01-02001	CITY OF YANKTON	I-202109029167	101-5-169-42800	UTILITIES-SAFETY CTR		770.66
01-02001	CITY OF YANKTON	I-202109029167	101-5-169-42800	UTILITIES-SAFETY CTR		385.95
01-09274	JOHNSON CONTROLS, INC.	I-202109039186	101-5-169-42500	MAINTENANCE-SAFETY CTR		510.00
01-12167	MENARDS	I-202109029172	101-5-169-42600	SUPPLIES-SAFETY CTR		156.94
01-12371	MIDAMERICAN ENERGY	I-202109039192	101-5-169-42800	UTILITIES-SAFETY CTR		1,608.72
01-13001	NORTHWESTERN ENERGY	I-202109039193	101-5-169-42800	UTILITIES-SAFETY CTR		11,648.49
01-14018	O'CONNOR COMPANY	I-202108319111	101-5-169-42600	SUPPLIES-SAFETY CTR		676.60

DEPARTMENT 169 SAFETY CENTER BUILDING TOTAL: 15,762.86

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 211 SHERIFF

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00090	KOPETSKY'S ACE HARDWARE	I-202109029163	101-5-211-42600	SUPPLIES-SHERIFF		24.95
01-01778	MARK PAYER	I-202109039177	101-5-211-42700	TRAVEL-SHERIFF		123.40
01-02483	CULLIGAN	I-202109029168	101-5-211-42600	SUPPLIES-SHERIFF		36.25
01-03093	DIVISION OF MOTOR VEHIC	I-202108319081	101-5-211-42900	OTHER-SHERIFF		11.20
01-03236	STEWART BASS	I-202109039180	101-5-211-42700	TRAVEL-SHERIFF		90.00
01-04059	EMC INSURANCE COMPANIES	I-202108319091	101-5-211-42100	INSURANCE-SHERIFF		558.00
01-12132	MIDCONTINENT COMMUNICAT	I-202108319107	101-5-211-42800	UTILITIES-SHERIFF		115.00
01-12167	MENARDS	I-202109029172	101-5-211-42660	LAW ENFORCEMENT EQUIP-SHERIFF		429.09
01-13252	NORTHTOWN AUTOMOTIVE	I-202109039194	101-5-211-42500	MAINTENANCE-SHERIFF		80.76
01-15118	PENNINGTON COUNTY JAIL	I-202108319117	101-5-211-42700	TRAVEL-SHERIFF		244.85
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-211-42520	MAINTENANCE CONTRACTS-SHERIFF		270.67
01-18049	M.T. & R.C. SMITH	I-202108319120	101-5-211-42100	INSURANCE-SHERIFF		558.00
01-18412	STOPSTICK, LTD.	I-202108319125	101-5-211-42660	LAW ENFORCEMENT EQUIP-SHERIFF		201.00
01-18951	SECURITY SHREDDING SERV	I-202108319128	101-5-211-42520	SECURITY MAINENANCE-SHERIFF		35.00
01-19064	TIRE MUFFLER ALIGNMENT	I-202108319129	101-5-211-42500	MAINTENANCE-SHERIFF		797.16
01-22241	ONE OFFICE SOLUTION	I-202109039201	101-5-211-42600	SUPPLIES-SHERIFF		53.19
01-22241	ONE OFFICE SOLUTION	I-202109039201	101-5-211-42520	MAINTENANCE CONTRACTS-SHERIFF		89.80

DEPARTMENT 211 SHERIFF

TOTAL:

3,718.32

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 212 COUNTY JAIL

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01383	SCOTT FAMILY DENTISTRY,	I-202108309069	101-5-212-42200	PROF SERVICES-JAIL		1,045.00
01-01383	SCOTT FAMILY DENTISTRY,	I-202109039176	101-5-212-42200	PROF SERVICES-JAIL		739.00
01-02201	INTEK CLEANING & RESTOR	I-202108309075	101-5-212-42540	AUTO EXPENSE-JAIL		74.55
01-02428	JERRY SORBEL	I-202109039179	101-5-212-42200	PROF SERVICES-JAIL		630.00
01-02483	CULLIGAN	I-202109029168	101-5-212-42210	FOOD SERVICES-JAIL		289.00
01-03073	DIAMOND DRUGS	I-202108309080	101-5-212-42200	PROF SERVICES-JAIL		587.18
01-03678	TRINITY SERVICES GROUP	I-202109039182	101-5-212-42210	FOOD SERVICES-JAIL		4,020.99
01-03699	DATATEK SERVICES INC	I-202108319084	101-5-212-42600	SUPPLIES-JAIL		375.00
01-04056	EZ DUZ IT LAUNDRY	I-202108319090	101-5-212-42640	UNIFORMS-JAIL		8.00
01-07471	HARDING GLASS	I-202108319098	101-5-212-42500	MAINTENANCE-JAIL		2,372.45
01-09196	JACKS UNIFORMS & EQUIPM	I-202108319102	101-5-212-42640	UNIFORMS-JAIL		141.89
01-09287	JCL SOLUTIONS	I-202109029169	101-5-212-42600	SUPPLIES-JAIL		630.89
01-09287	JCL SOLUTIONS	I-202109039187	101-5-212-42600	SUPPLIES-JAIL		1,469.20
01-12167	MENARDS	I-202109029172	101-5-212-42600	SUPPLIES-JAIL		238.99
01-12167	MENARDS	I-202109039191	101-5-212-42600	SUPPLIES-JAIL		137.04
01-14005	OLSON'S PEST TECHNICIAN	I-202109039195	101-5-212-42600	MAINTENANCE-JAIL		110.00
01-15097	PHOENIX SUPPLY	I-202108319114	101-5-212-42600	SUPPLEIS-JAIL		738.30
01-15104	CORRECTIONAL RISK SERVI	I-202108319115	101-5-212-42220	INMATE MEDICAL IN JUNE 21-JAI		774.30
01-15104	CORRECTIONAL RISK SERVI	I-202108319116	101-5-212-42220	INMATE MEDICAL IN JULY 21-JAI		1,026.72
01-24002	YANKTON REXALL DRUG CO.	I-202108319131	101-5-212-42200	PROF SERVICES- JAIL		98.21

DEPARTMENT 212 COUNTY JAIL

TOTAL:

15,506.71

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 213 CORONER

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-13213	MARK NICKLES	I-202108319109	101-5-213-42700	TRAVEL-CORONER		12.60
DEPARTMENT 213 CORONER				TOTAL:		12.60

9/03/2021 12:47 PM DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER PAGE: 15
VENDOR SET: 01 Yankton County ITEMS PRINTED: PAID, UNPAID
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 216 JUVENILE DETENTION BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00996	MARK'S	I-202108309066	101-5-216-42500	MAINTENANCE-JUVENILE DETENTIO		1,095.02
DEPARTMENT 216 JUVENILE DETENTION TOTAL:						1,095.02

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 226 YANKTON AREA SEARCH & RES

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01011	BOMGAARS	I-202109029164	101-5-226-42500	MAINTENACNE-YASR		427.77
01-02008	NAPA AUTO PARTS OF YANK	I-202108319093	101-5-226-42600	SUPPLIES-YASR		79.96
01-18049	M.T. & R.C. SMITH	I-202108319121	101-5-226-42100	INSURANCE-YASR		282.00
DEPARTMENT 226 YANKTON AREA SEARCH & TOTAL:						789.73

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-411-42600	SUPPLIES-POOR RELIEF		168.36
DEPARTMENT 411 CARE OF POOR						TOTAL: 168.36

9/03/2021 12:47 PM

DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER

PAGE: 18

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 421 PUBLIC HEALTH NURSE

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-421-42600	SUPPLIES-NURSE		39.16
DEPARTMENT 421 PUBLIC HEALTH NURSE TOTAL:						39.16

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 424 AMBULANCE

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00074	AVERA HEALTH dba AVERA	I-202108309061	101-5-424-42600	SUPPLIES-AMBUALNCE		40.00
01-00090	KOPETSKY'S ACE HARDWARE	I-202109029163	101-5-424-42600	SUPPLIES-AMBULANCE		65.86
01-00269	AVERA SACRED HEART HOSP	I-202108309063	101-5-424-42600	SUPPLIES-AMBULANCE		473.23
01-00311	SACRED HEART HEALTH SER	I-202108309064	101-5-424-42200	PROF SERVICES-AMBULANCE		1,500.00
01-00363	AT & T	I-202108309065	101-5-424-42800	UTILITIES-AMBULANCE		36.05
01-01682	ETHAN SMITH	I-202108309071	101-5-424-42200	PROF SERVICES-AMBULANCE		94.50
01-01940	B & L COMMUNICATIONS	I-202108309073	101-5-424-42600	SUPPLIES-AMBULANCE		132.34
01-02001	CITY OF YANKTON	I-202109029167	101-5-424-42800	UTILITIES-AMBULANCE		518.78
01-02125	CREDIT COLLECTION SERVI	I-202108309074	101-5-424-42200	PROF SERVICES-AMBULANCE		226.59
01-02690	CINTAS	I-202108309076	101-5-424-42600	SUPPLIES-AMBULANCE		91.40
01-03566	QUICK MED CLAIMS	I-202108319083	101-5-424-42200	PROF SERVICES-AMBULANCE		5,091.28
01-05146	FOX RUN QUIK LUBE	I-202108319096	101-5-424-42600	SUPPLIES-AMBULANCE		297.22
01-12167	MENARDS	I-202109029172	101-5-424-42600	SUPPLIES-AMBULANCE		64.99
01-12371	MIDAMERICAN ENERGY	I-202109039192	101-5-424-42800	UTILITIES-AMBULANCE		27.65
01-13001	NORTHWESTERN ENERGY	I-202109039193	101-5-424-42800	UTILITIES-AMBULANCE		1,073.35
01-14005	OLSON'S PEST TECHNICIAN	I-202109039195	101-5-424-42500	MAINTENANCE-AMBULANCE		114.00
01-17015	ROGER'S FAMILY PHARMACY	I-202108319118	101-5-424-42600	SUPPLIES-AMBULANCE		122.04
01-18951	SECURITY SHREDDING SERV	I-202108319128	101-5-424-42500	MAINTENACNE-AMBULANCE		35.00
01-19064	TIRE MUFFLER ALIGNMENT	I-202108319130	101-5-424-42600	SUPPLIES-AMBULANCE		88.04
01-21042	VERIZON	I-202109029173	101-5-424-42800	UTILITIES-AMBUALNCE		304.99
01-24003	YANKTON DAILY P & D	I-202108319132	101-5-424-42300	PUBLISHINGS-AMBULANCE		248.31

DEPARTMENT 424 AMBULANCE

TOTAL:

10,645.62

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 445 MENTAL ILLNESS BOARD

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01765	DARCY LOCKWOOD	I-202109029165	101-5-445-00000	HEARINGS-MI		67.50
01-10061	KENNEDY PIER LOFTUS & R	I-202108319103	101-5-445-00000	HEARINGS-MI		435.60
01-10118	MARK KATTERHAGEN	I-202109029170	101-5-445-00000	HEARINGS-MI		67.50
01-11005	LEWIS & CLARK BEHAVIORA	I-202108319104	101-5-445-00000	HEARINGS-MI		736.00
01-11033	LINCOLN COUNTY TREASURE	I-202108319105	101-5-445-00000	HEARINGS-MI		1,560.73
01-11033	LINCOLN COUNTY TREASURE	I-202109039188	101-5-445-00000	HEARINGS-MI		3,300.92
01-11092	LUCILLE M. LEWNO	I-202109029171	101-5-445-00000	HEARINGS-MI		919.54
01-18205	SD HUMAN SERVICE CENTER	I-202109039197	101-5-445-00000	HEARINGS-MI		600.00

DEPARTMENT 445 MENTAL ILLNESS BOARD TOTAL: 7,687.79

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 611 COUNTY EXTENSION

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01011	BOMGAARS	I-202109029164	101-5-611-42900	OTHER/4H-EXTENSION		65.98
01-01200	VAST BUSINESS	I-202109039175	101-5-611-42800	UTILITIE-EXTENSION		399.11
01-02001	CITY OF YANKTON	I-202109029167	101-5-611-42800	UTILITIES-EXTENSION		73.38
01-07582	HY-VEE	I-202109039184	101-5-611-42900	OTHER/4H-EXTENSION		5.03
01-11049	LEAF	I-202109039189	101-5-611-42400	RENTALS-EXTENSION		440.35
01-12371	MIDAMERICAN ENERGY	I-202109039192	101-5-611-42800	UTILITIES-EXTENSION		17.04
01-24035	YANKTON COUNTY LEADERS	I-202108319133	101-5-611-42900	4H-EXTENSION		123.75

DEPARTMENT 611 COUNTY EXTENSION TOTAL: 1,124.64

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 02046 09-07-2021 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 615 WEED

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-17145	ROAD KING INC.	I-202109019134	101-5-615-42500	MAINTENANCE-WEED		142.50
DEPARTMENT 615 WEED						TOTAL: 142.50

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 101 GENERAL FUND
DEPARTMENT: 711 PLANNING & ZONING

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-11049	LEAF	I-202109039190	101-5-711-42400	RENTALS-ZONING		104.86
01-16017	QUALIFIED PRESORT SERVI	I-202109039196	101-5-711-42600	SUPPLIES-ZONING		52.98
01-21042	VERIZON	I-202109029173	101-5-711-42800	UTILITIES-ZONING		42.04
01-22241	ONE OFFICE SOLUTION	I-202109039201	101-5-711-42500	MAINTENANCE-ZONING		167.21
01-24003	YANKTON DAILY P & D	I-202109039206	101-5-711-42300	PUBLISHIGNS-ZONING		64.41
				DEPARTMENT 711	PLANNING & ZONING	
					TOTAL:	431.50
				FUND	101	GENERAL FUND
					TOTAL:	127,624.24

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00257	APPEARA	I-202109019135	201-5-311-42600	SUPPLIES-HWY		131.67
01-00514	C & B OPERATIONS, LLC	I-202109019136	201-5-311-42500	MAINTENANCE-HWY		318.79
01-00721	SIOUX FALLS CRANE & HO	I-202109019137	201-5-311-42500	MAINTENANCE-HWY		500.00
01-01011	BOMGAARS	I-202109019138	201-5-311-42500	MAINTENANCE-HWY		43.98
01-01011	BOMGAARS	I-202109019138	201-5-311-42600	SUPPLIES-HWY		1.59
01-01104	BARCO MUNICIPAL PRODUCT	I-202109019139	201-5-311-42600	SUPPLIES-HWY		327.48
01-01166	BUTLER MACHINERY CO.	I-202109019140	201-5-311-42500	MAINTENANCE-HWY		1,574.88
01-01166	BUTLER MACHINERY CO.	I-202109019140	201-5-311-42600	SUPPLIES-HWY		10.00
01-01382	BOYER TRUCKS	I-202109019141	201-5-311-42500	MAINTENANCE-HWY		15.08
01-01406	PRESTO-X	I-202109019142	201-5-311-42500	MAINTENANCE-HWY		110.00
01-01604	LINCOLN COUNTY HIGHWAY	I-202109019143	201-5-311-42904	ASPHALT ROAD-HWY		2,143.26
01-02001	CITY OF YANKTON	I-202109019144	201-5-311-42800	UTILITIES-HWY		115.62
01-02008	NAPA AUTO PARTS OF YANK	I-202109019145	201-5-311-42600	SUPPLIES-HWY		998.59
01-02008	NAPA AUTO PARTS OF YANK	I-202109019145	201-5-311-42500	MAINTENANCE-HWY		50.20
01-02058	CONCRETE MATERIALS	I-202109019146	201-5-311-42600	SUPPLIES-HWY		16,308.22
01-02058	CONCRETE MATERIALS	I-202109019146	201-5-311-42904	ASPHALT ROAD-HWY		358,525.14
01-02158	COMFORT INN & SUITES	I-202109039178	201-5-311-42700	TRAVEL-HWY		123.49
01-02387	PRATHER TOOLS LLC	I-202109019147	201-5-311-42600	SUPPLIES-HWY		195.00
01-04856	GROWMARK FS	I-202109019148	201-5-311-42640	FUEL-HWY		1,791.12
01-04856	GROWMARK FS	I-202109019148	201-5-311-42600	SUPPLIES-HWY		0.88
01-06244	GRAHAM TIRE YANKTON	I-202109019149	201-5-311-42500	MAINTENANCE-HWY		746.25
01-08014	I STATE TRUCK CENTER	I-202109019150	201-5-311-42500	MAINTENANCE-HWY		303.30
01-08014	I STATE TRUCK CENTER	I-202109019150	201-5-311-42600	SUPPLIES-HWY		28.56
01-09014	JEBRO INC.	I-202109019151	201-5-311-42904	ASPHALT ROAD-HWY		20,231.52
01-09014	JEBRO INC.	I-202109019151	201-5-311-42900	ANNUAL PROJECTS-HWY		10,546.08
01-10334	KIMBALL MIDWEST	I-202109019152	201-5-311-42600	SUPPLIES-HWY		421.02
01-11011	LONGS PROPANE INC.	I-202109019153	201-5-311-42640	FUEL-HWY		50.75
01-12011	MARKS MACHINERY	I-202109019154	201-5-311-42500	MAINTENANCE-HWY		134.18
01-12011	MARKS MACHINERY	I-202109019154	201-5-311-42600	SUPPLIES-HWY		7.67
01-12167	MENARDS	I-202109019155	201-5-311-42600	SUPPLIES-HWY		160.20
01-13001	NORTHWESTERN ENERGY	I-202109019156	201-5-311-42800	UTILITIES-HWY		807.09
01-14001	YANKTON COUNTY OBSERVER	I-202109019157	201-5-311-42300	PUBLISHINGS-HWY		23.14
01-17226	RIVERSIDE HYDRAULICS &	I-202109019158	201-5-311-42500	MAINTENANCE-HWY		95.32
01-18242	SD DEPARTMENT OF TRANSP	I-202109019159	201-5-311-42903	BRIDGES-HWY		4,888.55
01-19005	TRUCK TRAILER SALES SER	I-202109019160	201-5-311-42500	MAINTENANCE-HWY		32.75
01-19057	TRUENORTH STEEL	I-202109019161	201-5-311-42600	SUPPLIES-HWY		13,112.76
01-21042	VERIZON	I-202109029173	201-5-311-42800	UTILITIES-HWY		86.95
01-24008	YANKTON JANITORIAL SUPP	I-202109019162	201-5-311-42600	SUPPLIES-HWY		355.75

DEPARTMENT 311 HIGHWAY CONSTRUCTION & TOTAL:

435,316.83

FUND 201 ROAD & BRIDGE TOTAL:

435,316.83

VENDOR SET: 01 Yankton County
PACKET: 02046 09-07-2021 CLAIMS
FUND : 207 EMERGENCY 911 FUND
DEPARTMENT: 225 LOCAL EMERGENCY PLANNING

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01200	VAST BUSINESS	I-202109039174	207-5-225-42800	UTILITIES-E911		135.35
01-01313	POWERPHONE, INC	I-202108309068	207-5-225-42700	TRAVEL-E911		1,458.00
01-02692	CENTURYLINK	I-202108309077	207-5-225-42800	UTILITIES-E911		245.50
DEPARTMENT 225 LOCAL EMERGENCY PLANNI TOTAL:						1,838.85
FUND 207 EMERGENCY 911 FUND TOTAL:						1,838.85

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01011	BOMGAARS	I-202109029164	226-5-222-42600	LEPC SUPPLIES-EDS		61.95
01-01011	BOMGAARS	I-202109029164	226-5-222-42600	SUPPLIES-EDS		360.23
01-01131	HANSON BRIGGS SPECIALTY	I-202108309067	226-5-222-42620	LECP SUPPLEIS-EDS		322.54
01-03243	FRONTIER PRECISION, INC	I-202108319082	226-5-222-42500	MAINTENANCE-EDS		2,487.24
01-04085	EMBROIDERY & SCREEN WOR	I-202108319092	226-5-222-42200	PROF SERVICES-EDS		288.00
01-10258	GREAT AMERICA FINANCIAL	I-202109039202	226-5-222-42400	RENTALS-EDS		292.44
01-11049	LEAF	I-202109039203	226-5-222-42400	RENTALS-EDS		90.00
01-12132	MIDCONTINENT COMMUNICAT	I-202109039204	226-5-222-42800	UTILITIES-EDS		167.47
01-12167	MENARDS	I-202109029172	226-5-222-42600	SUPPLIES-EDS		606.12
01-12371	MIDAMERICAN ENERGY	I-202109039192	226-5-222-42800	UTILITIES-EDS		8.00
01-17124	RON'S AUTO GLASS REPAIR	I-202108319119	226-5-222-42500	MAINTENANCE-EDS		250.00
01-21042	VERIZON	I-202109029173	226-5-222-42800	UTILITIES-EDS		818.25
01-21042	VERIZON	I-202109039205	226-5-222-42800	UTILITIES-EDS		209.40

DEPARTMENT 222
EMERGENCY MANAGEMENT
TOTAL:
5,961.64

FUND
226
EMERGENCY MANAGEMENT
TOTAL:
5,961.64

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-18234	SCHIEFFER MASONRY & CON	I-202108319123	233-5-920-00000	GOVT BUILDINGS		816.33
DEPARTMENT 920 GOVERNMENT BUILDINGS TOTAL:						816.33
FUND 233 COUNTY BUILDING TOTAL:						816.33

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-03738		I-202108319087	248-4-34230	REFUND-SOBRIETY TESTING		10.00
01-03740		I-202108319089	248-4-34230	REFUND-SOBRIETY TESTING		7.00
DEPARTMENT 0000 NON-DEPARTMENTAL						TOTAL: 17.00

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-03739		I-202108319088	768-4-34230	REFUND-STATE PARTICIPATION FE		17.00
DEPARTMENT 0000 NON-DEPARTMENTAL TOTAL:						17.00
FUND 768 ST WIDE 24/7 SOBRIETY TOTAL:						17.00
REPORT GRA TOTAL:						574,997.49

** G/L ACCOUNT TOTALS **

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
2021	101-5-111-42200	PROFESSIONAL SERVICE & FEE	199.80	20,000	11,974.43-	Y			
	101-5-111-42300	PUBLISHINGS	1,416.56	13,000	1,796.54				
	101-5-111-42700	TRAVEL	238.94	10,000	3,579.97				
	101-5-111-42900	OTHER	20,000.00	25,000	93.75-	Y			
	101-5-120-42400	RENTALS	280.07	4,126	5,351.69-	Y			
	101-5-120-42600	SUPPLIES	74.90	1,200	21.55-	Y			
	101-5-130-42200	PROFESSIONAL SERVICE & FEE	37,547.11	400,000	101,201.25				
	101-5-141-42500	REPAIRS & MAINTENANCE	107.97	2,000	61.88				
	101-5-141-42600	SUPPLIES	438.39	10,000	5,937.92				
	101-5-141-42700	TRAVEL	72.24	2,400	599.99				
	101-5-142-42600	SUPPLIES	296.07	13,000	4,126.60				
	101-5-151-42500	REPAIRS & MAINTENANCE	35.00	2,500	915.00-	Y			
	101-5-151-42600	SUPPLIES	145.99	8,800	7,088.05				
	101-5-161-42500	REPAIRS & MAINTENANCE	1,486.80	25,000	9,048.75				
	101-5-161-42600	SUPPLIES	207.95	12,000	2,392.79-	Y			
	101-5-161-42800	UTILITIES	6,216.64	72,000	28,088.87				
	101-5-162-42300	PUBLISHINGS	527.00	700	521.59-	Y			
	101-5-162-42500	REPAIRS & MAINTENANCE	190.03	46,300	26,191.16				
	101-5-162-42600	SUPPLIES	121.48	10,000	2,963.18				
	101-5-163-42600	SUPPLIES	121.36	3,000	888.41				
	101-5-165-42400	RENTALS	40.01	625	246.68				
	101-5-165-42500	REPAIRS & MAINTENANCE	196.00	1,525	854.00				
	101-5-165-42600	SUPPLIES	276.92	820	374.87				
	101-5-165-42700	TRAVEL	262.20	1,600	1,186.31				
	101-5-169-42500	REPAIRS & MAINTENANCE	515.50	40,000	19,275.61				
	101-5-169-42600	SUPPLIES	833.54	19,000	9,071.14				
	101-5-169-42800	UTILITIES	14,413.82	137,000	42,174.83				
	101-5-211-42100	INSURANCE	1,116.00	30,000	4,338.00-	Y			
	101-5-211-42500	REPAIRS & MAINTENANCE	877.92	25,601	14,020.19				
	101-5-211-42520	MAINTENANCE CONTRACTS	395.47	10,000	5,172.82				
	101-5-211-42600	SUPPLIES	114.39	6,800	5,433.71				
	101-5-211-42660	LAW ENFORCEMENT EQUIP	630.09	12,790	10,526.48				
	101-5-211-42700	TRAVEL	458.25	11,250	6,676.23				
	101-5-211-42800	UTILITIES	115.00	3,000	2,770.00				
	101-5-211-42900	OTHER	11.20	1,000	822.58				
	101-5-212-42200	PROFESSIONAL SERVICES	3,099.39	115,000	74,465.29				
	101-5-212-42210	FOOD SERVICE	4,309.99	225,000	103,422.98				
	101-5-212-42220	INMATE MEDICAL LIAB INSURA	1,801.02	16,390	9,399.24				
	101-5-212-42500	REPAIRS & MAINTENANCE	2,372.45	7,000	3,716.40				
	101-5-212-42540	AUTO EXPENSE	74.55	4,590	3,801.49				
	101-5-212-42600	SUPPLIES	3,699.42	40,000	16,423.40				
	101-5-212-42640	UNIFORMS	149.89	2,450	1,525.66				
	101-5-213-42700	TRAVEL	12.60	500	435.91				
	101-5-216-42500	REPAIRS & MAINTENANCE	1,095.02	0	1,095.02-	Y			

** G/L ACCOUNT TOTALS **

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
	101-5-226-42100	INSURANCE	282.00	7,863	57.00				
	101-5-226-42500	REPAIRS & MAINTENANCE	427.77	1,270	107.77-	Y			
	101-5-226-42600	SUPPLIES	79.96	7,782	2,467.59				
	101-5-411-42600	SUPPLIES	168.36	3,000	529.27				
	101-5-421-42600	SUPPLIES	39.16	1,350	392.13				
	101-5-424-42200	PROFESSIONAL SERVICE & FEE	6,912.37	74,455	30,540.42				
	101-5-424-42300	PUBLISHINGS	248.31	1,000	370.29				
	101-5-424-42500	REPAIRS & MAINTENANCE	149.00	52,400	35,779.38				
	101-5-424-42600	SUPPLIES	1,375.12	104,500	34,694.63				
	101-5-424-42800	UTILITIES	1,960.82	32,130	13,107.63				
	101-5-445-00000	MISC	7,687.79	100,000	58,870.82				
	101-5-611-42400	RENTALS	440.35	5,000	1,636.44				
	101-5-611-42800	UTILITIES	489.53	8,000	1,977.25				
	101-5-611-42900	OTHER	194.76	5,000	2,569.09				
	101-5-615-42500	REPAIRS & MAINTENANCE	142.50	5,000	3,440.92				
	101-5-711-42300	PUBLISHINGS	64.41	2,000	877.14-	Y			
	101-5-711-42400	RENTALS	104.86	8,900	7,118.62				
	101-5-711-42500	REPAIRS & MAINTENANCE	167.21	10,600	1,694.16				
	101-5-711-42600	SUPPLIES	52.98	4,150	1,033.71				
	101-5-711-42800	UTILITIES	42.04	1,150	271.65				
	201-5-311-42300	PUBLISHINGS	23.14	3,000	2,671.66				
	201-5-311-42500	REPAIRS & MAINTENANCE	3,924.73	190,000	81,204.14				
	201-5-311-42600	SUPPLIES	32,059.39	500,484	45,205.61-	Y			
	201-5-311-42640	HWY FUEL	1,841.87	146,250	75,833.12				
	201-5-311-42700	TRAVEL	123.49	2,500	1,757.97				
	201-5-311-42800	UTILITIES	1,009.66	32,000	11,505.38				
	201-5-311-42900	ANNUAL PROJECT(S)	10,546.08	864,000	842,686.67				
	201-5-311-42903	BRIDGES	4,888.55	760,541	554,011.76				
	201-5-311-42904	ASPHALT ROAD (MILL & OVERL	380,899.92	472,188	3,957.72				
	207-5-225-42700	TRAVEL	1,458.00	3,000	139.30				
	207-5-225-42800	UTILITIES	380.85	44,000	27,426.23				
	226-5-222-42200	PROFESSIONAL SERVICE & FEE	288.00	14,298	2,107.29				
	226-5-222-42400	RENTALS	382.44	12,177	8,152.09				
	226-5-222-42500	REPAIRS & MAINTENANCE	2,737.24	24,720	18,976.36				
	226-5-222-42600	SUPPLIES	1,028.30	41,879	15,665.97				
	226-5-222-42620	LEPC SUPPLIES	322.54	7,832	6,394.87				
	226-5-222-42800	UTILITIES	1,203.12	17,700	7,469.55				
	233-5-920-00000	MISC	816.33	60,000	12,723.69				
	248-4-34230	SOBRIETY TESTIN*NON-EXPENS	17.00	70,000-	17,207.00-				
	248-5-212-42600	SUPPLIES	3,405.60	31,830	1,509.92				
	768-4-34230	SOBRIETY TESTIN*NON-EXPENS	17.00	0	363.00-				
	** 2021 YEAR TOTALS		574,997.49						

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
101-111	COMMISSIONERS	21,855.30
101-120	ELECTIONS	354.97
101-130	COURT	37,547.11
101-141	AUDITOR	618.60
101-142	TREASURER	296.07
101-151	STATES ATTORNEY	180.99
101-161	GOVERNMENT BUILDINGS	7,911.39
101-162	DIRECTOR OF EQUALIZATION	838.51
101-163	REGISTER OF DEEDS	121.36
101-165	VETERANS SERVICE OFFICER	775.13
101-169	SAFETY CENTER BUILDING	15,762.86
101-211	SHERIFF	3,718.32
101-212	COUNTY JAIL	15,506.71
101-213	CORONER	12.60
101-216	JUVENILE DETENTION	1,095.02
101-226	YANKTON AREA SEARCH & RES	789.73
101-411	CARE OF POOR	168.36
101-421	PUBLIC HEALTH NURSE	39.16
101-424	AMBULANCE	10,645.62
101-445	MENTAL ILLNESS BOARD	7,687.79
101-611	COUNTY EXTENSION	1,124.64
101-615	WEED	142.50
101-711	PLANNING & ZONING	431.50

101 TOTAL	GENERAL FUND	127,624.24
201-311	HIGHWAY CONSTRUCTION & MA	435,316.83

201 TOTAL	ROAD & BRIDGE	435,316.83
207-225	LOCAL EMERGENCY PLANNING	1,838.85

207 TOTAL	EMERGENCY 911 FUND	1,838.85
226-222	EMERGENCY MANAGEMENT	5,961.64

226 TOTAL	EMERGENCY MANAGEMENT	5,961.64
233-920	GOVERNMENT BUILDINGS	816.33

233 TOTAL	COUNTY BUILDING	816.33
248	NON-DEPARTMENTAL	17.00
248-212	24/7 PROGRAM	3,405.60

248 TOTAL	24/7 SOBRIETY FUND	3,422.60

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
768	NON-DEPARTMENTAL	17.00

768 TOTAL	ST WIDE 24/7 SOBRIETY FUN	17.00

	** TOTAL **	574,997.49

NO ERRORS

** END OF REPORT **

DEPT: ALL

PAYROLL NO#: 01

PAY PERIOD BEGINNING: 7/01/2021

PAY PERIOD ENDING: 8/31/2021

*** G R A N D T O T A L S ***

-----EARNINGS-----			----BENF/REIMB----		-----DEDUCTIONS-----				-----TAXES-----			
DESC	HRS	AMOUNT	DESC	AMOUNT	CD	ABBV	EMPLOYEE	EMPLOYER	DESC	TAXABLE	EMPLOYEE	EMPLOYER
SAL	0.00	293,342.78	VEH	69.00	010	PENSU	5617.25	539.41	FED W/H	403,081.57	34,477.68	
HOURL	7,004.00	128,699.92			011	ROTH	1950.00		FICA	435,230.98	26,984.34	26984.34
OVERT	234.50	6,808.44			020	AFLAC	1125.73		MEDI	435,230.98	6,310.82	6310.82
VAC	779.42	6,547.39			030	COL	432.53					
SICK	420.25	4,393.22			045	GARN	293.24					
MEALS	0.00	22.00			050	OPTLG	332.85					
CELL	0.00	1,300.00			051	UWAY	10.00					
LONG	0.00	995.00			060	GARN	208.54					
VACPO	0.00	1,860.48			062	GARN	50.00					
HOL	16.00	0.00			080	LEGAL	25.90					
FNRL	68.00	0.00			086	CHLDS	578.00					
SPO	0.00	5,575.97			100	NRS	69.44					
					11	SDRS6	16638.84	16638.84				
					12	SDRS8	9823.88	9823.88				
					410	FLEXA	3794.65					
					420	LIFE	341.43					
					430	FLEXC	959.79					
					440	VSP	225.22					
					450	DELTA	1289.00					
					460	AVERA	3875.08					
					462	AVERA		571.71				
					463	HSA-1		7417.20				
					464	HSA	1964.32					
					465	HSA-2		18866.43				
					466	COHSA		1577.26				
					467	COPAY	1942.31					
					470	AVERA		26603.24				
					P7	SPOUS	179.98					
TOTALS:	8,522.17	449,545.20		69.00			51727.98	82037.97			67,772.84	33295.16

-----DEPARTMENT RECAP-----									
DEPT NO#	GROSS	REGULAR	OVERTIME	LEAVE	OTHER	BENEFITS	DEDUCTIONS	TAXES	NET
101-111	5,690.86	5,690.86	0.00	0.00	0.00	0.00	0.00	471.81	5,219.05
101-141	15,990.07	15,790.07	0.00	0.00	200.00	0.00	1,753.69	2,628.18	11,608.20
101-142	18,384.86	18,384.86	0.00	0.00	0.00	0.00	1,552.62	2,918.11	13,914.13
101-151	32,541.12	32,541.12	0.00	0.00	0.00	0.00	2,508.27	5,145.76	24,887.09
101-161	14,069.46	12,415.29	0.00	1,385.17	200.00	69.00	1,384.61	2,036.60	10,579.25
101-162	22,468.32	22,218.32	0.00	0.00	250.00	0.00	3,381.62	2,446.15	16,640.55
101-163	12,755.14	12,505.14	0.00	0.00	250.00	0.00	810.47	2,102.34	9,842.33

DEPT: ALL

PAYROLL NO#: 01

PAY PERIOD BEGINNING: 7/01/2021

PAY PERIOD ENDING: 8/31/2021

-----DEPARTMENT RECAP-----									
DEPT NO#	GROSS	REGULAR	OVERTIME	LEAVE	OTHER	BENEFITS	DEDUCTIONS	TAXES	NET
101-165	3,800.81	3,733.34	67.47	0.00	0.00	0.00	228.05	577.41	2,995.35
101-211	75,500.24	67,493.79	0.00	0.00	8,006.45	0.00	10,510.55	11,897.20	53,092.49
101-212	78,871.55	78,346.55	0.00	0.00	525.00	0.00	11,751.02	11,111.74	56,008.79
101-213	1,400.00	1,350.00	0.00	0.00	50.00	0.00	0.00	175.43	1,224.57
101-421	2,195.60	2,173.60	0.00	0.00	22.00	0.00	453.46	150.24	1,591.90
101-424	49,406.87	43,951.54	5,072.69	382.64	0.00	0.00	3,015.34	7,370.22	39,021.31
101-611	7,320.81	7,220.81	0.00	0.00	100.00	0.00	534.28	1,138.26	5,648.27
101-612	2,597.38	2,597.38	0.00	0.00	0.00	0.00	305.84	340.60	1,950.94
101-711	10,457.62	10,457.62	0.00	0.00	0.00	0.00	1,936.50	1,466.59	7,054.53
201-311	85,378.44	74,975.71	1,234.25	9,018.48	150.00	0.00	10,522.35	14,063.04	60,793.05
226-222	9,214.47	8,626.12	434.03	154.32	0.00	0.00	1,079.31	1,480.62	6,654.54
248-212	1,570.58	1,570.58	0.00	0.00	0.00	0.00	0.00	252.54	1,318.04
TOTALS	449,614.20	422,042.70	6,808.44	10,940.61	9,753.45	69.00	51,727.98	67,772.84	330,044.38

REGULAR INPUT: 139

MANUAL INPUT: 0

CHECK STUB COUNT: 0

DIRECT DEPOSIT STUB COUNT: 139



Claims Processing Center
150 Royall Street, Suite 100
Canton, MA 02021

Mail to: YANKTON COUNTY EMERGENCY MANAGEMENT
807 CAPITOL ST
YANKTON, SD 570783620

Drone
motor
board
burned out

226437300
unanticipated



Claims Processing Center
150 Royall Street, Suite 100
Canton, MA 02021

EXPLANATION OF PAYMENT

2000223620

PAY TO: YANKTON COUNTY EMERGENCY MANAGEMENT

AGENT: FISCHER ROUNDS & ASSOCIATES
P.O. BOX 218
PIERRE, SD 57501

COMPANY: ATLANTIC SPECIALTY INSURANCE COMPANY
DATE ISSUED: 08/09/2021
CHECK AMT: \$1,487.24
INSURED: YANKTON COUNTY EMERGENCY MANAGEMENT
POLICY NO.: 7910013850004
DATE/LOSS: 7/4/2021
CLAIM NO.: 0AB337280-01-01
CLAIM TYPE: INLAND MARINE (SD)
CLAIMANT: YANKTON COUNTY EMERGENCY MANAGEMENT
ADJUSTER: GWENDALINA SCHULTE

IN PAYMENT OF: DRONE REPAIR LESS DEDUCTIBLE

G5898 012020

DETACH AND RETAIN THIS PORTION FOR YOUR RECORDS



THE FACE HAS A COLORED BACKGROUND ON WHITE PAPER. THE BACK CONTAINS AN ARTIFICIAL WATERMARK. HOLD AT AN ANGLE TO VIEW.

Claims Processing Center
150 Royall Street, Suite 100
Canton, MA 02021

08/09/2021

2000223620

51-44
119 CT

PAY TO THE ORDER OF: YANKTON COUNTY EMERGENCY MANAGEMENT

IN PAYMENT OF: DRONE REPAIR LESS DEDUCTIBLE

One thousand four hundred eighty seven and 24/100 Dollars

ALL PAYEES MUST ENDORSE

AMOUNT

*****\$1,487.24

INSURED: YANKTON COUNTY EMERGENCY MANAGEMENT
POLICY NO.: 7910013850004 LOSS DATE: 7/4/2021
CLAIM NO.: 0AB337280-01-01 CLM TYPE: INLAND MARINE (SD)
CLAIMANT: YANKTON COUNTY EMERGENCY MANAGEMENT
ADJUSTER: GWENDALINA SCHULTE U4QX

BANK OF AMERICA
NOT VALID AFTER 90 DAYS FROM ISSUE

AUTHORIZED
SIGNATURE

HL C. 7

2000 2 236 20 00 1 1900445 00 2240071132

YANKTON COUNTY COMMISSION MEETING

August 17, 2021

The regular meeting of the Yankton County Commission was called to order by Chair Cheri Loest at 6:00 p.m. on Tuesday, August 17, 2021.

Roll call was taken with the following Commissioners present: Joseph Healy, Dan Klimisch, Don Kettering, Wanda Howey-Fox and Cheri Loest.

Commissioner Fox Abstained from claim for Harmelink & Fox Law Office.

Action 21381C: A motion was made by Healy and seconded by Fox to approve the regular meeting agenda with the following change: Item 17 will be moved to Item 21. All present voted aye; motion carried, 5-0.

There was one public comment from Ryan Heine.

Chair Loest closed public comment.

Action 21382C: A motion was made by Kettering and seconded by Fox to approve the following resolution effective August 17, 2021. All present voted aye; motion carried.

YANKTON COUNTY RESOLUTION TO PROVIDE FOR TEMPORARY EMERGENCY REGULATION OF FIRE HAZARDS IN YANKTON COUNTY

WHEREAS, the Commissioners of Yankton County are charged with the protecting health and safety of the citizens of Yankton County, including all property situated therein; and
WHEREAS, South Dakota Codified Law (SDCL) 7-8-20(18) authorizes the Yankton County Commission to prohibit or restrict open burning, after consultation with local fire officials and law enforcement officials, in order to protect the public health and safety; and

WHEREAS, the Yankton County Commission has consulted with local fire officials and law enforcement officials concerning the threat of wildfire from open burning under certain climatic conditions; and

WHEREAS, the Commissioners of Yankton County have determined that in the interest of public health and safety, it will prohibit open burning (open fire) when climatic conditions indicate the threat of wildfire and other dangerous fire hazards within Yankton County; and
WHEREAS, for purposes of this Resolution, "open burning" shall be defined as any outdoor fire, including but not limited to campfires, warming fires, charcoal grill fires, or the prescribed burning of fence rows, fields, wildlands, trash and debris. This Resolution excludes fires contained within liquid-fueled or gas-fueled stoves, fireplaces within all buildings, charcoal grill fires at private residences, and permanent fire pits or fire grates located on supervised developed picnic grounds and campgrounds; and

WHEREAS, conditions of wildfire and dangerous fire hazards now exist in Yankton County;

NOW, THEREFORE, BE IT RESOLVED, that the Yankton County Commission enact this Resolution on an emergency basis and impose a burn ban to prohibit or restrict open burning in Yankton County, and;

BE IT FURTHER RESOLVED that the ban will be in place until fire conditions improve as determined by the Yankton County Emergency Manager and Yankton County Emergency Officials within Yankton County.

BE IT FURTHER RESOLVED that a fine not to exceed two hundred dollars for each violation, or by imprisonment for a period not to exceed thirty days for each violation, or by both the fine and imprisonment, if found in violation of this Resolution, as per South Dakota Codified Law 7-18A-2, and that the costs for suppressing any fire, including response fees, mutual aid assistance from other agencies or fire departments, reimbursement to governments for suppression efforts and compensation to the firefighters for time lost from their employment, be born directly by the individual or individuals responsible for setting the fire.

Dated this 17th day of August, 2021.

Yankton County Chair, Cheri Loest /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

Archery Association: Bruce Cull, Brittany Salonen and Kasi Haberman appeared before the board to request funding for the 2021 Archery Championships in Yankton.

Action 21383C: A motion was made by Kettering and seconded by Fox to give \$20,000 to Archery Association for the World Archery Trifecta Event. Kettering, Fox and Klimisch voting aye; Healy and Loest voting nay; motion carried, 3-2.

Action 21384C: A motion was made by Kettering and seconded by Klimisch to approve a temporary 1 Day Liquor License for Ben's Brewing Co. for Avera Fundraiser on Sept. 9 at Mazing Acres, 30851 433rd Ave., Yankton, SD. All present voted aye; motion carried, 5-0.

Action 21385C: A motion was made by Klimisch and seconded by Healy to approve a temporary 1 Day Liquor License for Ben's Brewing Co. on Sept. 18 at Mazing Acres, 30851 433rd Ave., Yankton, SD. All present voted aye; motion carried, 5-0.

Jan Odens appeared before the board to ask that the load limits on Fleege's Bridge be increased to 40 tons. Mr. Odens said he would like to have the bridge limited to one truck on the bridge at a time and increase the weight limit to 40 tons for combination vehicles (semis) and 27 tons for straight trucks. It was consensus of the board to have the Highway Superintendent check with Adam Polley from IMEG Corp.

Individuals speaking on the request where Ray Epp, Chris Nelson and Daryl Nelson.

Action 21386Z: A motion was made by Klimisch and seconded by Fox to adopt the following resolution: Whereas it appears, Bob Law, owner of record, has caused a plat to be

made of the following real property: Lot 9, Block 2, Law Overlook Subdivision, NE1/4, S18-T93N-R56W, County of Yankton, SD, and has submitted such plat to the Yankton County Planning Commission and the 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 and erosion and sediment control and the same is hereby approved. The 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 21387Z: A motion was made by Kettering and seconded by Klimisch to adopt the following resolution: Whereas it appears, Bob Law, owner of record, has caused a plat to be made of the following real property: Lot 13, Block 4, Law Overlook Subdivision, NE1/4, S18-T93N-R56W, County of Yankton, SD, and has submitted such plat to the Yankton County Planning Commission and the 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 and erosion and sediment control and the same is hereby approved. The 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 21388Z: A motion was made by Healy and seconded by Fox to adopt the following resolution: Whereas it appears, Dennis Breck, owner of record, has caused a plat to be made of the following real property: Lot 4, Whitetail Run, SE1/4, NE1/4, S16-T93N-R56W, County of Yankton, SD, and has submitted such plat to the Yankton County Planning Commission and the 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 and erosion and sediment control and the same is hereby approved. The 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.

Planning Commission: Planning and Zoning Administrator Gary Vetter appeared to inform the board that he will be advertising for the planning commission position due to the resignation of Doug Hevle. The board also discussed a campground checklist which was drafted by Matt Evans.

The board discussed adding Juneteenth to the employee handbook as a county holiday.

Action 21389C: A motion was made by Fox and seconded by Kettering to delay decision until the 2022 Legislative Session is over. All present voted aye; motion carried, 5-0.

Action 21390C: A motion was made by Kettering and seconded by Fox to approve the August 3, 2021, meeting minutes. All present voted aye; motion carried, 5-0.

Action 21391C: A motion was made by Healy and seconded by Klimisch to approve the following claims: **Commissioners:** Wellmark Blue Cross & Blue Shield (HRA Fees) \$5,535.00, Vast Business (Utilities) \$52.50, Yankton County Observer (Publishing's) \$320.75, SDACC

(Travel) \$555.00, Yankton Daily P & D (Publishing's) \$562.93; **Elections:** First Bankcard (Supplies) \$165.00, Qualified Presort Services (Supplies) \$132.17; **Court:** Avera Sacred Heart Hospital (Lab) \$1,394.00, Megan Reeves (Professional Services) \$102.60, Computer Forensic (Professional Services) \$2,653.10, Larson & Nipe Attorneys at Law (Professional Services) \$26,985.14, Juror Fees (Crt) \$468.48, Jerry A Miller (Professional Services) \$162.00, Horn Law Office LLC (Professional Services) \$1,524.60, Horn Law Office LLC (Delinquent/Minor) \$396.00, Clovia Dee (Professional Services) \$333.20, Kennedy Pier Loftus & Reynolds (Professional Services) \$5,646.18, LaCroix Law Office (Neglected) \$3,720.85, Department of Health (Lab-July 2021) \$855.00, Thomson Reuters (Supplies) \$1,173.65; **Auditor:** Vast Business (Utilities) \$175.24, Culligan (Supplies) \$29.00, Qualified Presort Services LLC (Supplies) \$152.36, SDACC (Travel) \$185.00, One Office Solution (Maintenance) \$164.42; **Treasurer:** Vast Business (Utilities) \$209.52, Culligan (Supplies) \$35.75, Qualified Presort Services LLC (Supplies) \$156.38, One Office Solution (Maintenance) \$220.00; **Data Processing:** Vast Business (Utilities) \$832.83, First Bankcard (Maintenance) \$49.23; **States Attorney:** Century Business Products (Rentals) \$444.66; **Government Building:** Vast Business (Utilities) \$26.25, City of Yankton (Supplies) \$12.89, Echo Group (Maintenance) \$217.99, JCL Solutions (Supplies) \$183.85, United Laboratories Inc. (Supplies) \$291.57, MidAmerican Energy (Utilities) \$554.53; **Director of Equalization:** Vast Business (Utilities) \$229.50, Stay USA Hotel & Suites (Travel) \$333.00, Jessica Atkinson (Travel) \$14.00, EcoWater Systems (Supplies) \$32.50, First Bankcard (Supplies) \$14.78, Michelle Goeken (Travel) \$42.00, Marshall & Swift (Maintenance) \$656.20, Microfilm Imaging Systems (Maintenance) \$70.00, Jeffery Puthoff (Travel) \$14.00, Qualified Presort Services (Supplies) \$11.64, Verizon (Maintenance) \$120.03, Andrea Wright (Travel) \$14.00, Yankton Daily P & D (Publishing's) \$263.50; **Register of Deeds:** Vast Business (Utilities) \$177.66, Brian Hunhoff (Supplies) \$27.67, Microfilm Imaging Systems (Rentals) \$171.00, Qualified Presort Services (Supplies) \$41.94, SDACC (Travel) \$185.00, Yankton Daily P & D (Supplies) \$110.10; One Office Solution (Supplies) \$33.58, **VA:** Vast Business (Utilities) \$26.25, Qualified Presort Services (Supplies) \$5.53; **Safety Center Building:** Vast Business (Utilities) \$801.43, City of Yankton (Dumpster Fees) \$152.00, Cole Paper Inc. (Supplies) \$457.60, Septic Services of SD (Maintenance) \$275.00, Heiman Inc. (Maintenance) \$199.00, Johnson Controls (Maintenance) \$5,020.95, JCL Solutions (Supplies) \$49.35, One Office Solution (Supplies) \$53.99; **Sheriff:** City of Yankton (Fuel) \$3,523.34, The Collision Center (Auto Equipment) \$735.68, Cheryl Stahlecker (Travel) \$246.00, John Slemp (Fuel) \$38.25, Northtown Automotive (Maintenance) \$126.14, One Office Solution (Supplies) \$39.39; **County Jail:** Avera Sacred Heart Hospital (Professional Services) \$5,469.52, Avera Medical Group (Professional Services) \$675.00, Scott Family Dentistry (Professional Services) \$285.00, Horwath Laundry Equipment (Maintenance) \$169.65, Industrial Chem Labs (Supplies) \$359.70, Trinity Services Group (Food Services) \$7,784.62, Olson's Pest Tech (Maintenance) \$230.00; **Juvenile Detention Center:** Minnehaha County Juvenile Detention Center (Rentals) \$7,564.00; **Yankton Area Search & Rescue:** City of Yankton (Supplies) \$39.22, NAPA Auto Parts of Yankton (Fuel) \$67.46, Frontier Precision (Maintenance) \$950.00, Premier Ventures (Professional Services) \$602.00; **Care of Poor:** Qualified Presort Services LLC (Supplies) \$92.91, Thomson Reuters (Supplies) \$79.57; **Public Health Nurse:** Vast Business (Utilities) \$243.93, Qualified Presort Services (Supplies) \$13.23; TIAA Bank \$58.67

(Rental); **Ambulance:** AT & T (Utilities) \$36.05, Arrow Manufacturing (Supplies) \$6,900.00, Bound Tree Medical LLC (Supplies) \$1,680.87, City of Yankton (Fuel) \$1,024.79, Vendnovation LLC (Professional Services) \$1,200.00, CLIA Laboratory Program (Professional Services) \$180.00, CAN Surety (Insurance) \$100.00, Embroidery & Screen Works (Supplies) \$45.00, First Bankcard (Fuel) \$597.75, First Bankcard (Supplies) \$301.48, First Bankcard (Travel) \$244.22, Leaf (Rentals) \$89.57, Matheson Tri-Gas Inc. (Rentals) \$88.59, Northwestern Energy (Utilities) \$1,096.29, Northtown Automotive (Supplies) \$256.54, Verizon (Utilities) \$304.99, One Office Solution (Supplies) \$109.10, Vast (Utilities) \$181.89; **Mental Handicapped:** SD Achieve dba Lifescape (Care MI July 2021) \$180.00; **Mental Illness Board:** Darcy Lockwood (Hearings) \$13.50, Mark Katterhagen (Hearings) \$13.50, Lucille M Lewno (Hearings) \$421.51; **County Extension:** Buhl's Cleaners (Supplies) \$37.82, Lisa Barger (4H) \$40.00, Kathy Jorgensen (4H) \$40.00, Adam Haberman (4H) \$20.00, Stephanie Hauger (4H) \$40.00, Lisa Rohlk (4H) \$40.00, Lindsey Hayes (4H) \$40.00, Morgan Korthals (4H) \$40.00, Andrew Adams (4H) \$210.00, Joan Miller (4H) \$40.00, Bobbie Moehring (4H) \$40.00, Charlene Arens (4H) \$40.00, Shelbi Lindner (4H) \$40.00, Raven Jensen (4H) \$60.00, Barb Ohlrich (4H) \$209.64, Extension Services (Travel) \$64.24, Elizabeth Fiedler (4H) \$40.00, Jeff Hochstein (4H) \$171.00, Jolene Kralicek (4H) \$40.00, Leaf (Rentals) \$659.47, Barbara Law (4H) \$40.00, Matt Mette (4H) \$100.00, MidAmerican Energy (Utilities) \$8.52, Northwestern Energy (Utilities) \$528.61, WNAX Saga Communications (Other) \$194.00, Adam Wirt (4H) \$150.00; **Weed:** Marks Machinery (Maintenance) \$586.37, One Office Solution (Supplies) \$40.47; **Planning & Zoning:** Vast Business (Utilities) \$62.50, First Bankcard (Travel) \$33.00, Microfilm Imaging Systems (Rentals) \$70.00, Pheasantland Industries (Supplies) \$54.28, Qualified Presort Services, LLC (Supplies) \$51.11, Verizon (Utilities) \$42.04, One Office Solution (Supplies) \$171.11, Yankton Daily P & D (Publishing's) \$266.04; **Road & Bridge:** Kopetsky's Ace Hardware (Maintenance) \$52.99, B-Y Electric (Utilities) \$62.51, B-Y Water District (Utilities) \$100.50, Vast Business (Utilities) \$228.20, Napa Auto Parts of Yankton (Maintenance) \$218.97, Napa Auto Parts of Yankton (Supplies) \$207.86, Concrete Materials (Supplies) \$1,718.91, Concrete Materials (Asphalt Road) \$87,330.36, CHS Inc. (Supplies) \$3,388.45, Ehresmann Engineering (Maintenance) \$21.69, Growmark FS (Professional Services) \$560.00, Growmark FS (Fuel) \$19,538.00, Growmark FS (Supplies) \$10.00, First Bankcard (Supplies) \$27.22, First Bankcard (Maintenance) \$194.16, Graham Tire Yankton (Maintenance) \$971.85, Janssen's Garbage Service (Utilities) \$45.00, Menards (Supplies) \$129.98, MidAmerican Energy (Utilities) \$24.65, RDO Equipment Co (Maintenance) \$7,083.93, SDACC (Travel) \$185.00, Spencer Quarries (Supplies) \$1,328.45, Southeastern Electrical Co (Utilities) \$33.91, Truck Trailer Sales Services (Maintenance) \$363.25, The Road Guy Const. (Maintenance) \$1,187.88, Verizon (Utilities) \$86.95, One Office Solution (Supplies) \$40.48, Yankton Fire & Safety Co (Supplies) \$535.75, CenturyLink (Utilities) \$62.24; **Emergency 911 Fund:** Golden West Telecommunications (Utilities) \$147.18; **Emergency Management:** B-Y Electric (Utilities) \$53.08, ESRI (Professional Services) \$400.00, First Bankcard (Supplies) \$1,099.16, First Bankcard (Professional Services) \$61.26, First Bankcard (LEPC Fund) \$274.26, Kaiser Appliance & Refrigeration (Professional Services) \$137.00, Leaf (Rentals) \$90.00, Tabor Lumber Cooperative (Supplies) \$210.44, Verizon (Utilities) \$818.25; **Government Buildings:** First Bankcard (Govt Buildings) \$289.99, Ron's Auto Glass Repair (Govt Buildings) \$4,076.54, Welfl Construction Co (Govt

Buildings) \$6,739.00; **Non-Departmental:** Satellite Tracking of People (Tracking Monitors) \$468.00, Byron Nogelmeier (Cam Daily Fee) \$2,555.00, Byron Nogelmeier (State Participation Fee) \$188.00, SCRAM (Refund) \$20.00, Cam Daily Fee (Refund) \$2.00, SD Department of Revenue (HSC) \$9,818.48, SD Department of Revenue (Redfield Services) \$120.00, SD Department of Revenue (Motor Vehicle Fees) \$510,349.56, SD Department of Revenue (Waste Fees) \$6,001.75, SD Department of Revenue (ROD Fees) \$2,080.00, SDACO (M & PR Fund) \$796.00; General Fund \$124,195.35, Road & Bridge, \$125,676.90, Emergency Management, \$3,143.45. All present voted aye; motion carried, 5-0.

Action 21392C: A motion was made by Klimisch and seconded by Kettering to approve the following claim: **Court:** Harmelink & Fox Law Office \$3,363.85 (Professional Services); Voting aye: Klimisch, Kettering, Healy and Loest; motion carried, 4-0.

Action 21393AUD: A motion was made by Healy and seconded by Klimisch to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of July 31, 2021 which showed Total Cash of \$16,084,151.50. The General Fund was \$7,401,107.13; Special Funds were \$7,428,899.21; and Trust and Agency Funds were \$1,254,145.16 adding to a Grand Total of General Ledger Cash and Investments of \$16,084,151.50. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 21394AMB: A motion was made by Healy and seconded by Kettering to adjust the Ambulance Office budget due to unanticipated insurance revenue in the amount of \$5,900.00. All present voted aye; motion carried, 5-0.

Action 21395C: A motion was made by Healy and seconded by Klimisch to allow all full and part time county employees to receive the yearly flu shot at no cost to employees. All present voted aye; motion carried.

The board scheduled Monday, September 3rd at 9:00 a.m. to meet with the organized townships to discuss the inventory process for the Rural Access Infrastructure Funding.

Cannabis: The commission discussed the drafts presented by the States Attorney's Office: two documents that look at updating the zoning ordinance and one that focuses on the cannabis license. The board made changes to the documents which will be presented to the board for final approval at the next commission meeting. A joint hearing with the planning commission is scheduled for Tuesday, August 31st at 6:00 p.m. to address the zoning amendment. Action on the licensing ordinance will be taken after further revision of the proposed ordinance.

There was no public comment.

Chair Loest closed public comment.

Commissioner updates: Commissioner Kettering said he attended the Federal Prison meeting and Commission Klimisch was appointed to Veteran Military Services Committee for NACO.

Action 21396C: A motion was made by Fox and seconded by Kettering to recess the regular session at 7:40 p.m. and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13 and 28-13-1.3, litigation issue SDCL 1-25-2(3) and personnel issues SDCL 1-25-2(1) All present voted aye; motion carried, 5-0.

Action 21397C: A motion was made by Fox and seconded by Klimisch to adjourn the executive session at 8:10 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 21398C: A motion was made by Fox and seconded by Klimisch to offer the Director of Equalization position to Jessica Atkinson at a Grade 11 Step 0. All present voted aye; motion carried, 5-0.

Action 21399C: A motion was made by Healy and seconded by Kettering to revoke the \$750.00 HRA Plan back to June 1st, 2021. All present voted aye; motion carried, 5-0.

Action 21400C: A motion was made by Healy and seconded by Kettering to replace the HRA with hazard pay of \$750.00 to every full time employee with part time employees paid on a prorated basis. Those employees who have already received HRA dollars would have that amount deducted from the \$750.00. All present voted aye; motion carried, 5-0.

Chair Loest reported no action would be taken as a result of the executive sessions for Litigation and Poor Relief.

Action 21401C: A motion was made by Fox and seconded by Kettering to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, September 7, 2021 at 6:00 p.m.

Cheri Loest, Chair
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor

YANKTON COUNTY JOINT PLANNING AND COMMISSION MEETING

August 31, 2021

The regular meeting of the Yankton County Commission was called to order by Vice-Chairman Joseph Healy at 6:00 p.m. on Tuesday, August 31, 2021. The agenda includes a Joint Public Hearing of the Yankton County Board of Commissioners and Yankton County Planning Commission.

Roll call was taken with the following County Commissioners and Planning Commissioners present: Don Kettering, Wanda Howey-Fox, Dan Klimisch, Joseph Healy, Cherie Hoffman, Dennis Michael, Cathy Weiss and Chris Barkl. Absent were Cheri Loest and Kristi Schultz.

There were no conflicts of interest reported by Commissioners.

Action 21402C: A motion was made by Kettering and seconded by Fox to approve the meeting agenda. All present voted aye; motion carried. 8-0

There were no public comments.

Vice-Chair Healy closed public comment.

A Joint Public Hearing of the Planning Commission and Board of County Commissioners was held about Ordinance #21-ZN-06, an Ordinance Amending the Yankton County Zoning Ordinance Definitions, Article 5, and Article 10 and Article 11 regarding Regulation of Medical Cannabis Establishments in Yankton County in Accordance with the Provision of Chapter 11-2, 1967 SDCL and Amendments Thereof and for the Repeal of Resolution and Ordinances in Conflict Therewith..

Executive Director Ned Horsted of the Cannabis Industry Association of South Dakota (CIASD), commented on the Ordinance.

Action 21403C: A motion was made by Kettering and seconded by Barkl to approve the following Ordinance #21-ZN-06. Roll call vote was taken with Kettering, Barkl, Hoffman, Michael and Weiss voting aye; motion carried, 5-0.

ORDINANCE #21-ZN-06

AN ORDINANCE AMENDING THE YANKTON COUNTY ZONING ORDINANCE DEFINITIONS, ARTICLE 5, ARTICLE 10 AND ARTICLE 11 AND ALL AMENDMENTS THERETO, REGARDING REGULATION OF MEDICAL CANNABIS ESTABLISHMENTS IN YANKTON COUNTY IN ACCORDANCE WITH THE PROVISION OF CHAPTER 11-2, 1967 SDCL, AND AMENDMENTS THEREOF, AND FOR THE REPEAL OF ALL RESOLUTIONS AND ORDINANCES IN CONFLICT THEREWITH

BE IT ORDAINED BY THE COUNTY COMMISSION OF YANKTON COUNTY, SOUTH DAKOTA AS FOLLOWS:

The Definitions Section shall be amended to add the following definitions:

CANNABIS (or MARIJUANA): all parts of any plant of the genus cannabis, whether growing or not; the seeds thereof; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant or its seeds. The term does not include fiber produced from the mature stalks of the plant, or oil or cake made from the seeds of the plant, or the resin when extracted from any part of the plant or cannabidiol in a drug product approved by the United States Food and Drug Administration. The term does not include the plant Cannabis sativa L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than three-tenths of one percent on a dry weight basis.

CANNABIS CULTIVATION FACILITY: a legally licensed entity that acquires, possesses, cultivates, delivers, transfers, transports, supplies, or sells cannabis and related supplies to a cannabis establishment.

CANNABIS DISPENSARY: a legally licensed entity that acquires, possesses, stores, delivers, transfers, transports, sells, supplies, or dispenses cannabis, cannabis products, paraphernalia, or related supplies and educational materials.

CANNABIS PRODUCT MANUFACTURING FACILITY: a legally licensed entity that acquires, possesses, manufactures, delivers, transfers, transports, supplies, or sells cannabis products to a cannabis dispensary.

CANNABIS TESTING FACILITY: a legally licensed entity legally authorized to analyze the safety and potency of cannabis.

CANNABIS ESTABLISHMENT: a cannabis cultivation facility, a cannabis testing facility, a cannabis product manufacturing facility, or a cannabis dispensary.

NON-LICENSED CANNABIS ESTABLISHMENT: an entity which would otherwise meet the definition of a cannabis establishment but which is not legally licensed.

BE IT FURTHER ORDAINED THAT:

Article 10: Commercial District (C) shall be amended as follows:

Section 1003 Permitted Principal Uses and Structures shall be amended to include
27. Cannabis Cultivation Facility

28. Cannabis Dispensary
29. Cannabis Product Manufacturing Facility
30. Cannabis Testing Facility

BE IT FURTHER ORDAINED THAT:

Article 11: Lakeside Commercial District (LC) shall be amended as follows:

Section 1103 Permitted Principal Uses and Structures shall be amended to include

20. Cannabis Cultivation Facility
21. Cannabis Dispensary
22. Cannabis Product Manufacturing Facility
23. Cannabis Testing Facility

BE IT FURTHER ORDAINED THAT:

Article 5: Agricultural District (AG) shall be amended as follows:

Section 503 Permitted Principal Uses and Structures shall be amended to include

13. Cannabis Cultivation Facility
14. Cannabis Dispensary
15. Cannabis Product Manufacturing Facility
16. Cannabis Testing Facility

Saving Clause.

Should any section, clause, or provision of this ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

Effective Clause.

This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

Adopted by majority vote of the Yankton County Board of Commissioners in regular session this 31st day of August, 2021.

Yankton County Vice-Chairman, Joseph Healy /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

Action 21404C: A motion was made by Kettering and seconded by Hoffman to adjourn the Joint Public Hearing. All present voted aye; motion carried, 8-0.

YANKTON COUNTY COMMISSION MEETING

August 31, 2021

A special meeting of the Yankton County Commission was held on Tuesday, August 31, 2021. With the following Commissioners present; Don Kettering, Dan Klimisch, Wanda Howey-Fox and Joseph Healy; Absent Cheri Loest.

The Board of County Commissioners had the first reading of Ordinance #21-ZN-06 regarding the issuance of Local Cannabis Establishment Permits and or Licenses. The second reading of the Ordinance will be at the next commission meeting on September 21, 2021.

Action 21404C: A motion was made by Kettering and seconded by Fox to adjourn the Public Hearing. All present voted aye; motion carried.

Joseph Healy, Vice-Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor

JOB ESTIMATE

Chad Jones Construction

Chad Jones
285 Cedar Hills Road
Yankton, SD 57078
(605) 665-6228 business
(605) 661-0162 cell

To: Government Center
ATTN: Jeff Pfeifle
Yankton, SD 57078
(605) 201-6450

Date: 07/19/21

JOB DISCRIPTION:

Dig out north wall except where sidewalk is and fix split in the foundation approximately 102'

Dig out rock and black dirt and haul away

Dig out clay so the depth is 3' from ground level and dump in north parking lot

Power wash the foundation to remove existing dirt

Grind out the separation in the concrete and caulk with CemLink concrete caulk

Install Melroll self adhesive membrane on foundation and tuck under flashing

Pack in clay dirt that was removed and new clay to the ground level

Install plastic under rocks and tuck up under the flashing

Install new landscaping rocks

Material and labor \$19,362.19

Excise tax \$395.18

Total material and labor \$19,757.37

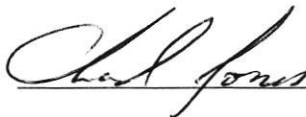
*We need to close off the north parking lot so we can pile dirt there and north doors to the building so no one uses them. We will clean up the dirt but there may be a little dust left.

*From the pictures that I have seen from Jeff and what he has told me, this looks like the place the water is leaking in from and this would be the best way to fix the problem.

*We will leave some marks in the grass that you will have to fix after we are done.

Estimate Done By:

Chad Jones



THIS ESTIMATE DOES NOT INCLUDE THE COST OF, OR THE OBTAINING OF, ANY PERMITS NEEDED FOR THE WORK TO BE DONE.
THIS ESTIMATE IS FOR COMPLETING THE JOB AS DESCRIBED ABOVE. IT IS BASED ON OUR EVALUATION AND DOES NOT INCLUDE
MATERIAL PRICE INCREASES OR ADDITIONAL LABOR AND MATERIAL WHICH MAY BE REQUIRED SHOULD UNFORESEEN
PROBLEMS OR ADVERSE WEATHER CONDITIONS ARISE AFTER THE WORK HAS STARTED.

James Wiener
1202 Timberland Dr
Yankton SD 57078

Proposal for repairs to the Government Center foundation

We propose to provide the necessary repairs to the foundation to prevent water from leaking into the office area. Repairs will be made to the north wall west of the entrance to the western corner of the building.

We will be covering the grass with a heavy tarp to prevent damage to the grass. Some grass damage is expected and we will not sodding any grass areas as grass damage will be minimal

Labor will include:

- *removal of the landscape rock
- *removal of the landscape fabric
- *excavate down to the cold joint in the wall
- *pressure wash the wall and exposed cold joint in the foundation wall
- *seal the wall with "Thoroseal" and let dry
- *replaced and pack the dirt
- *replace landscape fabric
- *replace landscape rock

Materials and Labor.....\$15,600.00

note: if you want the North wall east of the entrance done
at the same time we can for an additional \$13,000

Proposed by James Wiener



Signature of acceptance

Dakota Basement Systems

1605 College St

Yankton, SD 57078 US

605 260 1634

Eric@dakotabasementsystems.com

www.dakotabasementsystems.com



Estimate

ADDRESS

Yankton County

Jeff Pfeifle

321 W 3rd

Yankton, SD 57078

ESTIMATE # 1224

DATE 08/28/2021

EXPIRATION 09/15/2021

DATE

ACTIVITY	DESCRIPTION	QTY	AMOUNT
Exterior Waterproofing/Membrane	Remove rock, excavate along wall, clean and repair wall as necessary. Install exterior waterproofing membrane as well as a second layer of EPDM rubber membrane to shed away surface water. We will put down tarps and plywood to prevent damage to the lawn as work is done. Also hopefully will be able to complete work without damage to the lawn edging how ever I have contacted an landscaper to complete this work after waterproofing has been completed to ensure a complete as we found it repair as necessary.	1	8,687.50
Carpentry Work	Landscaper costs, New landscape fabric and rock replacement \$994.56 The following only as necessary and hopefully avoidable. concrete curbing \$870.24 Sod replacement 7' x 111' only if damage is unavoidable during construction.\$ 431.25 There is a possibility of grade correction will be needed to ensure proper drainage away from the building after excavation and waterproofing this cost will need to be estimated after other work is completed. A diagram of needed work area and access has been provided. Dig area also dependent on locations of utilities. Weather permitting work	1	994.56

A 50% deposit would be required to schedule work.

Not responsible for above ground water, grade or slope of landscape on property, improperly constructed foundation walls, Warranty only available with complete Dakota Basement System install.

Thank You for your business, Have a Great day!

Eric Anderson

ACTIVITY	DESCRIPTION	QTY	AMOUNT
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the time needed by the landscaper.

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TOTAL

\$9,682.06

Accepted By

Accepted Date

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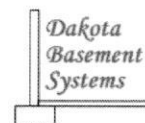
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