

# Agenda

## Yankton County Commission

6:00 PM, Tuesday, December 1, 2020  
Commission Chamber  
Yankton County Government Center

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**Meeting chaired by:** Cheri Loest, Chair

**01 Call to order:** 6:00 PM **PLEDGE OF ALLEGIANCE**

**02 Roll Call:** \_\_\_\_\_ Gary Swensen \_\_\_\_\_ Don Kettering  
\_\_\_\_\_ Joseph Healy \_\_\_\_\_ Dan Klimisch \_\_\_\_\_ Cheri Loest

### AGENDA ITEMS

No.	Time	Item Description	Presenter
03	6:00 PM	Abstain Financial Conflict of Interest (SDCL 6-1-17) Non-Financial Interest-Must State Reason for Abstaining	Commissioner Loest
04	6:05 PM	Approval of Agenda  Public comment is a time for persons to address this body on any subject. No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken. Each person has up to three minutes to speak. There shall be no personal attacks against the members of this body, county staff, individual, or organizations. The Chair has the authority to enforce this policy. Failure to adhere to these rules may result in forfeiture of the remaining speaking time.	Public Comment
05	6:10 PM	Approval of Minutes from November 17, 2020	
06	6:15 PM	Approve Liquor License Renewal Claims November Payroll Advertise for Budget Supplement Memorandum of Agreement- MSAC Holiday Request- Christmas Eve Unanticipated Revenue- Boy Scout Renovation	Auditor

07	6:20 PM	Agreement for the Provision of Library Services	Dana Schmidt
08	6:40 PM	Approve B.I.G. Application for Stone Church Bridge	Mike Sedlacek
09	6:55 PM	Annual Bridge Inspections	Clark Engineering
	<b>Board of Adjustment</b>		
10	7:00 PM	Hausmann – Conditional Use Permit	Gary Vetter
11	7:05 PM	Bornitz – Conditional Use Permit	Gary Vetter
12	7:15 PM	Fleege/Ackerman – Variance and Plat	Gary Vetter
13	7:20 PM	Rykens RV Park/Matt Evans – Conditional Use Permit	Gary Vetter
14	7:25 PM	Oswald – Variance and Plat	Gary Vetter
15	7:30 PM	Petersen – Conditional Use Permit	Gary Vetter
	<b>Regular Session</b>		
16	7:35 PM	Deerfield Truck and Equipment Co. (Lots 16, 17, 19, 20 & 6)- Plat	Gary Vetter
17	7:40 PM	Deerfield Truck and Equipment Company (Lot 18) - Plat	Gary Vetter
18	7:45 PM	Approve Deputy Planning and Zoning Job Description	Gary Vetter
19	7:50 PM	Changing Section 513	Bruce Jensen
20	7:55 PM	Salary Matrix Discussion and Plan of Action	Commissioners
21	8:00 PM	Riparian Buffers	Dan Klimisch
22	8:05 PM	Public Comments	
23	8:10 PM	Veterans	Gary Swensen
24	8:15 PM	Commissioner Updates	Commissioners
		Items for Next Meeting	

## YANKTON COUNTY COMMISSION MEETING

November 17, 2020

The regular meeting of the Yankton County Commission was called to order by Chair Cheri Loest at 6:00 p.m. on Tuesday, November 17, 2020.

Roll call was taken with the following Commissioners present: Don Kettering, Dan Klimisch, Gary Swensen (via Zoom), Joseph Healy and Cheri Loest.

There were no conflicts of interest reported by Commissioners.

**Action 20491C:** A motion was made by Kettering and seconded by Healy to approve the meeting agenda with the following correction: Item 11, should be Lot 9 and 18. All present voted aye; motion carried.

There were no public comments.

Chair Loest closed public comment.

**Action 20492C:** A motion was made by Kettering and seconded by Klimisch to approve the November 5, 2020 meeting minutes. All present voted aye; motion carried.

**Action 20493C:** A motion was made by Klimisch and seconded by Kettering to approve a Malt Beverage License for Pioneer Spirit LLC, located in S12-T93N-R54W. All present voted aye; motion carried.

**Action 20494C:** A motion was made by Kettering and seconded by Healy to approve the following applications for renewal of retail (on-sale) liquor licenses except Shipwreck, Inc. dba The Cottonwood: Mayfield Bar and Grill; Donlin Marine, LLC dba Marina Grill; Hebda Family Produce dba Hebda Family Produce; Riverside Roadhouse; Captain Norm's, LLC dba Captain Norm's; SAT Enterprises LLC dba TJ's Mini Mart; Glenridge Golf Course, Inc dba Glenridge Golf Course; Tiger Tooth Fireworks, LLC (Wine & Cider only). Roll call vote was taken with Kettering, Healy, Klimisch and Loest voting aye; Swensen voting nay; motion carried, 4-1.

**Action 20495C:** A motion was made by Healy and seconded by Kettering to approve the following claims: **Non Departmental:** Department of Revenue & Regulations (New Malt Beverage) \$150.00; **Commissioners:** Vast Business (Utilities) \$52.50, Yankton County Observer (Publishing's) \$187.36, Qualified Presort Services (Supplies) \$6.27, Yankton Daily P & D (Publishing's) \$455.21; **Elections:** Election Systems & Software (Supplies) \$136.35, First Bankcard (Supplies) \$197.31, J & H Cleaning Services (Maintenance) \$300.00, McLeod's Printing & Office Supply (Publishing's) \$92.24, Yankton County Observer (Publishing's) \$1,009.89, Qualified Presort Services (Supplies) \$306.94, Yankton Daily P & D (Publishing's) \$2,741.65; **Court:** Juror Fees (\$50.00 x 8) \$400.00, Juror Mileage (\$0.84 x 2) \$1.68, Juror

Mileage (\$8.40 x 1) \$8.40, Juror Mileage (\$4.20 x 2) \$8.40, Juror Mileage (\$5.04 x 1) \$5.04, Avera Sacred Heart Hospital (Lab) \$780.00, Megan Reeves (Professional Services) \$47.60, Fox & Youngberg PC (Professional Services) \$15,000.00, Kennedy Pier Loftus & Reynolds (Professional Services) \$698.40, Department of Health (Lab-October 2020) \$230.00, Thomson Reuters (Supplies) \$306.75; **Auditor:** Vast Business (Utilities) \$178.69, Culligan (Supplies) \$21.00, Leaf (Rentals) \$159.00, Miller Consulting LLC (Maintenance) \$300.00, Qualified Presort Services LLC (Supplies) \$79.02, One Office Solution (Supplies) \$331.53, One Office Solution (Maintenance) \$292.28; **Treasurer:** Vast Business (Utilities) \$210.55, Culligan (Supplies) \$28.00, Miller Consulting LLC (Maintenance) \$220.00, Qualified Presort Services LLC (Supplies) \$141.76, One Office Solution (Maintenance) \$200.00, Yankton Daily P & D (Publishing's) \$110.10; **Data Processing:** Vast Business (Utilities) \$832.83, ESRI (Maintenance) \$2,200.00, First Bankcard (Maintenance) \$47.92, Miller Consulting LLC (Maintenance) \$2,480.00, Tyler Technologies (Maintenance) \$54,221.81; **Government Building:** Vast Business (Utilities) \$26.25, City of Yankton (Utilities) \$4.50, Chad Jones Construction (Supplies) \$1,169.35, Rhomar Industries Inc. (Supplies) \$211.43, Sorlien Electric Inc. (Maintenance) \$86.73, First Bankcard (Supplies) \$81.61, MidAmerican Energy (Utilities) \$395.11, Olson's Pest Technicians (Maintenance) \$82.00, United Laboratories Inc. (Supplies) \$634.23; **Director of Equalization:** Vast Business (Utilities) \$229.50, First Bankcard (Travel) \$1,160.00, Miller Consulting LLC (Maintenance) \$440.00, Microfilm Imaging Systems (Maintenance) \$70.00, Qualified Presort Services (Supplies) \$70.23, One Office Solution (Maintenance) \$137.71; **Register of Deeds:** Vast Business (Utilities) \$177.61, Microfilm Imaging Systems (Rentals) \$336.00, Qualified Presort Services LLC (Supplies) \$36.09; **VA:** Vast Business (Utilities) \$26.25; **Safety Center Building:** Vast Business (Utilities) \$844.65, City of Yankton (Dumpster Fees) \$152.00, Drain Masters INC. (Maintenance) \$554.08, Rhomar Industries Inc. (Supplies) \$211.42; **Sheriff:** Hanson Briggs Specialty (Supplies) \$270.07, Raider Firearms (Ammunition) \$590.00, City of Yankton (Fuel) \$1,928.00, Axon Enterprise Inc. (Law Enforcement Equipment) \$141.00, Axon Enterprise Inc. (Supplies) \$607.00, Culligan (Supplies) \$35.00, Sunset Law Enforcement (Ammunition) \$438.00, Motorola Solutions Inc. (Law Enforcement Equipment) \$5,581.96, Qualified Presort Services (Maintenance Contracts) \$129.26, South Dakota Sheriff's Association (Professional Services) \$1,173.14, Two Way Solutions Inc. (Maintenance) \$15.99, Security Shredding Services (Maintenance Contracts) \$105.00, Tire Muffler Alignment (Maintenance) \$1,232.16, One Office Solution (Maintenance Contracts) \$74.57, One Office Solution (Supplies) \$901.01; **County Jail:** Avera Medical Group (Professional Services) \$1,838.00, Battery Exchange (Security Maintenance) \$61.90, Axon Enterprise Inc. (Security Maintenance) \$1,249.00, Culligan (Food Services) \$18.00, Idemia Identity & Security (Maintenance Contracts) \$5,459.00, Summit Food Services (Food Services) \$8,947.47, Interstate All Battery (Security Maintenance) \$36.00, JCL Solutions (Supplies) \$975.17, Pharmchem Inc. (Supplies) \$1,284.75, Correctional Risk Services (Inmate Medical Liab Ins) \$1,076.00, Trittech Software Systems (Maintenance Contracts) \$8,554.00, Tire Muffler Alignment (Auto Expense) \$1,525.66, Yankton Rexall Drug Co (Professional Services) \$2,192.40; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$14,537.58; **Yankton Area Search & Rescue:** City of Yankton (Supplies) \$22.38, First Bankcard (Minor Equipment) \$188.63, First Bankcard (Supplies) \$160.30, First Bankcard (Software Updates) \$106.49; **Care of**



**Poor:** Miller Consulting LLC (Maintenance) \$180.00, Qualified Presort Services LLC (Supplies) \$122.42, Thomson Reuters (Supplies) \$306.75; **Public Health Nurse:** Vast Business (Utilities) \$238.75, Qualified Presort Services (Supplies) \$46.48; **Ambulance:** Arrow Manufacturing (Supplies) \$148.50, Boston Shoes to Boots (Supplies) \$145.00, Stryker Sales Corporation (Supplies) \$1,088.00, Yankton Auto Body (Supplies) \$180.75, Bound Tree Medical LLC (Supplies) \$2,996.99, City of Yankton (Fuel) \$361.98, Aladtec Inc. (Professional Services) \$2,426.00, First Bankcard (Supplies) \$919.56, Leaf (Rentals) \$81.43, Matheson Tri-Gas Inc. dba Lifescape (Supplies) \$204.56, Matheson Tri-Gas Inc. dba Lifescape (Rentals) \$80.53, Northtown Automotive (Professional Services) \$1,506.43, Practical Design Group (Supplies) \$315.00, Qualified Presort Services (Supplies) \$13.59, Security Shredding Services (Maintenance) \$35.00; **Mental Handicapped:** SD Achieve dba Lifescape (Care MI October 2020) \$300.00; **Mental Illness Board:** Darcy Lockwood (Hearings) \$30.00, Marv Ekeren (Hearings) \$18.00, Mark Katterhagen (Hearings) \$48.00, Lucille M. Lewno (Hearings) \$931.00, Minnehaha County Auditor (Hearings) \$557.02; **Extension:** A & T Industries (Other) \$5.60, Buhl's Cleaners (Supplies) \$37.82, Dept. of Animal Sciences (2021 IRM Red Books) \$31.25, Leaf (Rentals) \$210.93, Northwestern Energy (Utilities) \$183.52, Olson's Pest Technicians (Maintenance) \$300.00; **Weed:** Bierschbach Equipment (Supplies) \$427.00; **Planning & Zoning:** Vast Business (Utilities) \$62.50, First Bankcard (Travel) \$32.00, Leaf (Rentals) \$104.86, Miller Consulting LLC (Maintenance) \$40.00, Microfilm Imaging Systems, Inc. (Rentals) \$70.00, Pheasantland Industries (Supplies) \$26.31, Qualified Presort Services, LLC (Supplies) \$11.58, One Office Solution (Maintenance) \$235.62, Yankton Daily P & D (Publishing's) \$720.36; **Road & Bridge:** Appeara (Supplies) \$126.21, Bomgaars (Supplies) \$36.87, B-Y Electric (Utilities) \$77.92, B-Y Water District (Utilities) \$81.75, Butler Machinery Co. (Supplies) \$981.22, Vast Business (Utilities) \$228.20, Cox Auto Supply, Inc. (Supplies) \$258.78, Myers Tire Supply (Supplies) \$1,202.93, Nelson Services LLC (Supplies) \$63.25, Dakotaland Autoglass (Supplies) \$72.00, CHS Inc. (Fuel) \$9,594.82, Heritage-Crystal Clean (Supplies) \$58.58, Fejfar Plumbing & Heating (Supplies) \$174.94, Geotek Engineering & Testing Services Inc. (Utilities) \$1,013.25, Janssen's Garbage Services (Utilities) \$45.00, Kaiser Appliance & Refrigeration (Supplies) \$662.32, Kimball Midwest (Supplies) \$203.05, Marks Machinery (Supplies) \$249.18, Utica Gravel Inc. (Supplies) \$1,008.00, Menards (Supplies) \$49.98, MidAmerican Energy (Utilities) \$294.18, Yankton County Observer (Publishing's) \$35.00, O'Reilly Auto Parts (Supplies) \$11.94, Riverside Hydraulics & Labs (Supplies) \$155.32, Sioux Equipment Co (Maintenance) \$1,986.35, Spencer Quarries Inc. (Supplies) \$417.76, Southeastern Electric Co (Utilities) \$48.73, Truck Trailer Sales Service Co (Supplies) \$185.50, One Office Solution (Supplies) \$145.22; **Emergency 911 Fund:** Vast Business (Utilities) \$113.28, Powerphone Inc. (Travel) \$329.00, CenturyLink (Utilities) \$83.20; **Emergency Management:** B-Y Electric (Utilities) \$53.65, TIAA Commercial Finance (Rentals) \$193.15, Echo Group (Maintenance) \$700.00, First Bankcard (Disaster Plan) \$2,350.09, First Bankcard (Supplies) \$607.75, Leaf (Rentals) \$99.00, Miller Consulting LLC (Maintenance) \$180.00, Midcontinent Communications (Utilities) \$167.47, Qualified Presort Services (Supplies) \$5.52, Truck Trailer Sales Services (Maintenance) \$175.94, Tabor Lumber Cooperative (Supplies) \$192.89, Verizon (Utilities) \$30.74, One Office Solution (Maintenance) \$96.24; **M & PR Fund:** US Records Midwest LLC (M & PR Fund) \$5,152.99, Microfilm Imaging Systems (M & PR Fund) \$249.16; **Non-Departmental:** Satellite Tracking of People

(Tracking Monitors) \$455.00, Byron Nogelmeier (Cam Daily Fee) \$3,085.00, SD State Treasurer (Predatory Animal) \$1,729.25, SD Department of Revenue (HSC Services) \$5,552.23, SD Department of Revenue (Redfield Services) \$60.00, SD Department of Revenue (Motor Vehicle Fees) \$374,177.92, SD Department of Revenue (Waste Fees) \$4,002.75, SD Department of Revenue (ROD Fees) \$1,750.00, SDACO (M & PR Fund) \$822.00; General Fund \$178,109.69, Road & Bridge, \$19,468.25, Emergency Management, 4,852.44. Healy, Kettering, Klimisch, and Loest voted aye; Swensen voted nay; motion carried, 4-1.

**Action 20496AUD:** A motion was made by Klimisch and seconded by Kettering to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash report as of October 31, 2020 which showed Total Cash of \$17,111,054.32. The General Fund was \$6,656,575.66; Special Funds were \$1,710,511.27; and Trust and Agency Funds were \$8,743,967.39 adding to a Grand Total of General Ledger Cash and Investments of \$17,111,054.32. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

**Contact Center:** With the retirement of Jennifer Adamson, Roger Renner of the Contact Center Board introduced Troy Thurman as the new Director of the Yankton County Contact Center.

**Highway:** Highway Superintendent Mike Sedlacek appeared for board approval of several items: Right of Way application for Midcontinent Communications, bid for Johnson Bridge repair and Utilities Certificate, Letting Authorization and Easements. Bids submitted for Johnson Bridge were: Journey Group, \$45,948.00; and BX Civil & Construction, \$76,212.00.

**Action 20497Hwy:** A motion was made by Klimisch and seconded by Kettering to approve the Right of Way application from Midcontinent Communications in Township Sections 7&8-93-55. All present voted aye; motion carried.

**Action 20498Hwy:** A motion was made by Klimisch and seconded by Healy to approve the bid from Journey Group in the amount of \$45,948.00 for Johnson Bridge Repair. All present voted aye; motion carried.

**Action 20499Hwy:** A motion was made by Klimisch and seconded by Healy to approve the Easement Agreement for Dean Vaith on parcel 16.011.350.200. All present voted aye; motion carried.

**Action 20500Hwy:** A motion was made by Kettering and seconded by Healy to approve the Easement Agreement for Curtis and Barb Ulmer on parcel 16.011.300.100. All present voted aye; motion carried.

**Action 20501Hwy:** A motion was made by Kettering and seconded by Healy to approve Easement Agreement for Levi Kludt on parcel 16.011.350.300. All present voted aye; motion carried.

**Action 20502Hwy:** A motion was made by Healy and seconded by Kettering to approve the Utilities Certificate on Project BRO8068(13). All present voted aye; motion carried.

**Action 20503Hwy:** A motion was made by Healy and seconded by Klimisch to approve the Right of Way Certificate on Project BRO8068(13). All present voted aye; motion carried.

**Action 20504Hwy:** A motion was made by Healy and seconded by Klimisch to approve the Letting Authorization on Project BRO8068(13). All present voted aye; motion carried.

**Development Plan:** The board discussed Section 1719 of Article 5 of the zoning manual. The board scheduled January 20<sup>th</sup>, 2020 for special meeting to discuss further.

**Action 20505Z:** A motion was made by Klimisch and seconded by Healy to adopt the following resolution. Whereas it appears, Bay Properties, owners of record, has caused a plat to be made of the following real property: Lots 9 and 18, of Baycliffe Estates, S18-T93N-R56W, County of Yankton, S.D., 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 20506Z:** A motion was made by Healy and seconded by Klimisch to adopt the following resolution. Whereas it appears, Bay Properties, owners of record, has caused a plat to be made of the following real property: Lots 4, 5 and 8 Baycliffe Estates, S18-T93N-R56W, County of Yankton, S.D., 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.

The board discussed the open position in the Conservation Office. Chair Loest and Commissioner Klimisch met with the Conservation Board and they were in favor of keeping the position.

**Action 20507C:** A motion was made by Klimisch and seconded by Healy to recess the commission meeting for five minutes. All present voted aye; motion carried.

**Action 20508C:** A motion was made by Klimisch and seconded by Healy to reconvene. All present voted aye; motion carried.

The seconded reading of Yankton County Ordinance 2020, Ordinance No. 20-28 a rezone from an Article 7 Moderate Density Rural Residential District (R2) to an Article 13 Planned Unit Development (PUD).

Matt Evans spoke on the hearing.

Speaking in opposition were, Bob Cap, Kari Rumsey, Ryan Heine, Scott Hughes, Matt Rumsey, Bill Tacke and Frank Kralicek.

**Action 20509C:** A motion was made by Klimisch and seconded by Healy to approve on conditions: Rip Rap on 305<sup>th</sup> with guarantee of access to the lake for current residents; septic has to follow DNR requirements; agreement with upstream ½ mile and downstream 1 mile based on #1 and #9 under the county planning challenges for chapter V11 of the comprehensive plan. Roll call vote was taken with Klimisch, Healy, Swensen voting aye; Kettering and Loest voting nay; motion carried, 3-2.

The board discussed the proposed salary matrix for Yankton County employees.

There were public comments from Scott Hughes, Ray Epp and Gary Swensen.

Chair Loest closed public comment.

There were no commissioner updates

**Action 20510C:** A motion was made by Kettering and seconded by Healy to recess the regular session at 9:50 pm and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13, litigation SDCL 1-25-2(3) and personnel issues SDCL 1-25-2(1). All present voted aye; motion carried.

**Action 20511C:** A motion was made by Klimisch and seconded by Healy to adjourn the executive session at 10:20 pm and reconvene in regular session. All present voted aye; motion carried.

**Action 20512C:** A motion was made by Healy and seconded by Klimisch to make poor relief case #1 pending, based on definition of indigence as defined in Codified Law 28-13-1.3. All present voted aye; motion carried.

**Action 20513C:** A motion was made by Healy and seconded by Klimisch to deny poor relief case #2 as defined in Codified Law 28-13-1.3. All present voted aye; motion carried.

**Action 20514C:** A motion was made by Klimisch and seconded by Kettering to approve a request of payment of \$1,250.00 for burial expenses. All present voted aye; motion carried.

**Action 20515C:** A motion was made by Klimisch and seconded by Kettering to approve a request of payment of \$1,250.00 for burial expenses. All present voted aye; motion carried.

**Action 20516C:** A motion was made by Kettering and seconded by Klimisch to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, December 1, 2020 at 6:00 p.m.

**Cheri Loest**, Chair  
Yankton County Commission

ATTEST:  
**Patty Hojem**, County Auditor



Date Received \_\_\_\_\_  
Date Issued \_\_\_\_\_

2021

License No. RL-5623

## Uniform Alcoholic Beverage License Application

### A. Owner Name and Mailing Address

SHIPWRECK INC  
43504 SD HIGHWAY 52  
YANKTON, SD 57078

### B. Business Name and Address

Lic # RL-5623  
THE COTTONWOOD  
43504 SD HIGHWAY 52  
YANKTON, SD 57078

Owner's Telephone #: \_\_\_\_\_

Business Telephone #: (605) 665-2390

### C. Indicate the class of license being applied for (submit separate application for each class of license).

- ☒ Retail (on-sale) Liquor  
☐ Retail (on-sale) Liquor - Restaurant  
☐ Convention Center (on-sale) Liquor  
☐ Package (off-sale) Liquor  
☐ Retail (on-off sale) Wine and Cider  
☐ Retail (on-off sale) Malt Beverage & SD Farm Wine  
☐ Package Delivery  
☐ Hunting Preserve  
☐ Other \_\_\_\_\_

Place of business is located in a municipality? ☐ Yes ☒ No

County: Yankton

Do you own ☒ or lease ☐ this property? (Check one)

Are real property taxes paid to date? ☒ Yes ☐ No

### D. Legal description of licensed premise:

Shipwreck, Inc.  
The Cottonwood  
S260.8' Kusy Addn SW4 NW4  
Section 17, 93N/56W  
09.017.400.430

Is this License in active use? ☒ Yes ☐ No

Have you ever been convicted of a felony? ☐ Yes ☒ No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?  
☐ Yes ☒ No **If Yes, please list on the back page**

E. State Sales Tax Number: 1018-8940-ST

F. New license? \_\_\_\_\_ Transfer? (\$150) \_\_\_\_\_ Re-issuance? ☒

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 11-5-2020 Print Name Pat Backman Signature Pat Backman

H. APPROVAL OF LOCAL GOVERNING BODY- Notice of hearing was published \_\_\_\_\_ . Public hearing on the application was held 11-17-20, not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held ☒

Amount of fee collected with application \$ 1,500.00

Amount of fee retained \$ \_\_\_\_\_

Forwarded with application \$ \_\_\_\_\_

For Local Government Use

Transferred (State Use)

(Seal) \_\_\_\_\_  
Mayor or Chairman

From \_\_\_\_\_  
Sales tax approval \_\_\_\_\_ Date \_\_\_\_\_

If disapproved, endorse reason thereon and return to applicant STATE LIQUOR AUTHORITY: APPROVAL \_\_\_\_\_ REVIEW \_\_\_\_\_

Please complete reverse side

**Company supplement information**  
**(For corporate/partnership/LP/LLC applicants)**

Name of corporation/partnership/LP/LLC \_\_\_\_\_

Address of office and principal place of business of corporation/partnership/LP/LLC \_\_\_\_\_

Are all managing officers of this corporation/partnership/LP/LLC of good moral character having never been convicted of a felony?    ☐ Yes ☐ No

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP, or LLC:

Name

Office

Address

Occupation


Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other alcoholic beverage license:

Name

Type of License, License Number, Financial Interest Held, and Address of Business Location


Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?

--

**With signature the applicant agrees to the following:**

That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.

We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

**Signature of Authorized Officer/Director/Partner**

**Date**

*Pat Barkman*

11-5-2020

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-03557		I-202011256240	101-4-34422	REFUND-AMBULANCE		1,976.97
01-03578		I-202011256241	101-4-34422	REFUND-AMBULANCE		72.78
DEPARTMENT 0000 NON-DEPARTMENTAL						TOTAL: 2,049.75



11/25/2020 2:39 PM DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER PAGE: 2  
VENDOR SET: 01 Yankton County ITEMS PRINTED: PAID, UNPAID  
PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS  
FUND : 101 GENERAL FUND  
DEPARTMENT: 111 COMMISSIONERS BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01630	INTUVIO SOLUTIONS	I-202011256167	101-5-111-42200	PROF SERVICES-COMMISSIONERS		149.85
DEPARTMENT 111 COMMISSIONERS					TOTAL:	149.85

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00724	MALENA DIEDE	I-202011256144	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-01223	KIM BENNETT	I-202011256127	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-01223	KIM BENNETT	I-202011256127	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-01436	STEVEN ERICKSON	I-202011256131	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		150.00
01-01436	STEVEN ERICKSON	I-202011256131	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-01436	STEVEN ERICKSON	I-202011256131	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		33.60
01-01805	WAYNE DIEDE	I-202011256146	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-01815	CHARLOTTE BIERLE	I-202011256132	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-01815	CHARLOTTE BIERLE	I-202011256132	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-01815	CHARLOTTE BIERLE	I-202011256132	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		16.80
01-01857	NANCY FISCHER	I-202011256119	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-01860	MYRNA HUNHOFF	I-202011256142	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-02179	LEANNE CUTTS	I-202011256129	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		150.00
01-02179	LEANNE CUTTS	I-202011256129	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-02179	LEANNE CUTTS	I-202011256129	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		30.66
01-02604	KIMBERLY CHRISTIANSEN	I-202011256145	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-02662	BPRO, INC.	I-202011256171	101-5-120-42200	PROF SERVICES-ELECTIONS		6,300.00
01-02681	RANDY BLUNCK	I-202011256118	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-02681	RANDY BLUNCK	I-202011256118	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-02691	BONNIE PINKELMAN	I-202011256122	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-02691	BONNIE PINKELMAN	I-202011256122	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-02746	ANNE MELLO	I-202011256123	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-02746	ANNE MELLO	I-202011256123	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-02749	PATY DAVIES	I-202011256147	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-02749	PATY DAVIES	I-202011256147	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		10.50
01-03555	LOU RUST	I-202011256139	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-03556	DOREEN MEYERS	I-202011256125	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-03556	DOREEN MEYERS	I-202011256125	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-04105	ELECTION SYSTEMS & SOFT	I-202011256242	101-5-120-42600	SUPPLIES-ELECTIONS		2,670.15
01-04343	RITA BRECKENRIDGE	I-202011256148	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-04581	JEANETTE MUNKVOLD	I-202011256133	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-04581	JEANETTE MUNKVOLD	I-202011256133	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-04581	JEANETTE MUNKVOLD	I-202011256133	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		16.80
01-04789	CYNTHIA KONOPASEK	I-202011256136	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-04789	CYNTHIA KONOPASEK	I-202011256136	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-04789	CYNTHIA KONOPASEK	I-202011256136	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		12.60
01-05010	SHARON FIEDLER	I-202011256124	101-5-120-00000	JUROR FEES-CRT		135.00
01-06024	GAYVILLE COMMUNITY CENT	I-202011256149	101-5-120-00000	RENT-2020 GENERAL ELECTION		75.00
01-06062	JULIE BLUNCK	I-202011256116	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		150.00
01-06062	JULIE BLUNCK	I-202011256116	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-07023	JOANN HUITEMA	I-202011256121	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		150.00
01-07023	JOANN HUITEMA	I-202011256121	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-07107	SANDRA HEIER	I-202011256126	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		150.00
01-07107	SANDRA HEIER	I-202011256126	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-07386	VALERIE L. HEVLE	I-202011256134	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		150.00
01-07386	VALERIE L. HEVLE	I-202011256134	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-07386	VALERIE L. HEVLE	I-202011256134	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		11.76
01-07723	KAREN HUBER	I-202011256130	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-07723	KAREN HUBER	I-202011256130	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00

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VENDOR SET: 01 Yankton County  
PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS  
FUND : 101 GENERAL FUND  
DEPARTMENT: 120 ELECTIONS

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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-07723	KAREN HUBER	I-202011256130	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		26.04
01-11258	LESTERVILLE FIRE & RESC	I-202011256150	101-5-120-00000	RENT-2020 GENERAL ELECTION		75.00
01-11421	LAVONNE LORENZEN	I-202011256141	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-12004	MAYFIELD STORE	I-202011256151	101-5-120-00000	RENT-2020 GENERAL ELECTION		75.00
01-12089	JANET MODEREGGER	I-202011256140	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-12198	MARLIN MULLOY	I-202011256143	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		100.00
01-13241	NANCY NISSEN	I-202011256120	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-13241	NANCY NISSEN	I-202011256120	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-15307	LEANNE PAULSON	I-202011256137	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-15307	LEANNE PAULSON	I-202011256137	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-15307	LEANNE PAULSON	I-202011256137	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		6.72
01-15415	STEVE PAULSON	I-202011256138	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-15415	STEVE PAULSON	I-202011256138	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-15415	STEVE PAULSON	I-202011256138	101-5-120-00000	MILEAGE-2020 GENERAL ELECTION		6.72
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-120-42600	SUPPLIES-ELECTION		13.82
01-17012	JOLYN RYKEN	I-202011256117	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-18351	LOIS STEENHOVEN	I-202011256128	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-18351	LOIS STEENHOVEN	I-202011256128	101-5-120-00000	SCHOOL-2020 GENERAL ELECTION		15.00
01-18397	JOAN SEES	I-202011256135	101-5-120-00000	WORKERS-2020 GENERAL ELECTION		135.00
01-18397	JOAN SEES	I-202011256135	101-5-120-00000	MILEAGE-2020 PRIMARY ELECTION		27.72
01-18404	SD GAME, FISH & PARKS	I-202011256152	101-5-120-00000	RENT-2020 GENERAL ELECTION		75.00

DEPARTMENT 120 ELECTIONS TOTAL: 13,878.89

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 130 COURT

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01385	SHERRON WALSTAD	I-202011256165	101-5-130-42200	PROF SERVICES-CRT		27.20
01-03208		I-202011256111	101-5-130-42210	JUROR FEES-CRT		50.00
01-03208		I-202011256111	101-5-130-42210	JUROR MILEAGE-CRT		4.20
01-03212		I-202011256112	101-5-130-42210	JUROR FEES-CRT		50.00
01-03212		I-202011256112	101-5-130-42210	JUROR MILEAGE-CRT		5.04
01-03221		I-202011256113	101-5-130-42210	JUROR FEES-CRT		50.00
01-03222		I-202011256114	101-5-130-42210	JUROR FEES-CRT		50.00
01-03222		I-202011256114	101-5-130-42210	JUROR MILEAGE-CRT		4.20
01-03224		I-202011256115	101-5-130-42210	JUROR FEES-CRT		50.00
01-03224		I-202011256115	101-5-130-42210	JUROR MILEAGE-CRT		0.84
01-03563		I-202011256179	101-5-130-42210	WITNESS-CRT		25.58
01-03564	MURPHY LAW OFFICE PC	I-202011256180	101-5-130-42200	PROF SERVICES-CRT		50.80
01-03565	JUDY TERESCHINSKI	I-202011256181	101-5-130-42200	PROF SERVICES-CRT		35.00
01-04169		I-202011256110	101-5-130-42210	JUROR FEES-CRT		50.00
01-04169		I-202011256110	101-5-130-42210	JUROR MILEAGE-CRT		0.84
01-07755	HORN LAW OFFICE LLC	I-202011256193	101-5-130-42200	PROF SERVICES-CRT		1,263.00
01-07755	HORN LAW OFFICE LLC	I-202011256194	101-5-130-42200	PROF SERVICES-CRT		4,224.00
01-09050	CAROL JOHNSON	I-202011256196	101-5-130-42200	PROF SERVICES-CRT		20.40
01-10094	KOLETZKY LAW OFFICE, PC	I-202011256200	101-5-130-42220	NEGLECTED-CRT		1,033.70
01-11080	LACROIX LAW OFFICE	I-202011256203	101-5-130-42220	NEGLECTED-CRT		1,005.10
01-18801	DEAN SCHAEFER	I-202011256216	101-5-130-42200	PROF SERVICES-CRT		1,171.00
01-19054	TRITECH SOFTWARE SYSTEM	I-202011256218	101-5-130-42200	PROF SERVICES-CRT		4,262.61
01-22259	THOMSON REUTERS - WEST	I-202011256223	101-5-130-42600	SUPPLIES-CRT		857.46
01-22259	THOMSON REUTERS - WEST	I-202011256224	101-5-130-42600	SUPPLIES-CRT		857.46

DEPARTMENT 130 COURT

TOTAL: 15,148.43

VENDOR SET: 01 Yankton County

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 141 AUDITOR

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-141-42600	SUPPLIES-AUDITOR		65.40
DEPARTMENT 141 AUDITOR						TOTAL: 65.40

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-142-42600	SUPPLIES-TREASURER		92.67
DEPARTMENT 142 TREASURER						TOTAL: 92.67

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 151 STATES ATTORNEY

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02081	NDAA INSURANCE SERVICES	I-202011256238	101-5-151-42100	INSURANCE-STATES ATTY		3,419.00
01-07582	HY-VEE	I-202011256243	101-5-151-42600	SUPPLIES-STATES ATTY		62.52
01-18130	STAPLES CREDIT PLAN	I-202011256214	101-5-151-42600	SUPPLIES-STATES ATTY		709.94
01-18751	THE STATE BAR OF SOUTH	I-202011256252	101-5-151-42700	2021 BAR DUES-STATES ATTY		1,195.00

DEPARTMENT 151	STATES ATTORNEY	TOTAL:	5,386.46
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VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 161 GOVERNMENT BUILDINGS

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01011	BOMGAARS	I-202011256231	101-5-161-42600	SUPPLIES-GOVT CTR		212.18
01-02001	CITY OF YANKTON	I-202011256234	101-5-161-42800	UTILITIES-GOVT CTR		200.23
01-02001	CITY OF YANKTON	I-202011256234	101-5-161-42800	UTILITIES-GOVT CTR		1,910.36
01-02001	CITY OF YANKTON	I-202011256234	101-5-161-42800	UTILITIES-GOVT CTR		171.75
01-03582	CARROT-TOP INDUSTRIES I	I-202011256183	101-5-161-42600	SUPPLIES-GOVT CTR		246.89
01-04023	ECHO GROUP	I-202011256186	101-5-161-42500	MAINTENANCE-GOVT CTR		650.00
01-09274	JOHNSON CONTROLS, INC.	I-202011256199	101-5-161-42500	MAINTENANCE-GOVT CTR		5,690.07
01-09287	JCL SOLUTIONS	I-202011256245	101-5-161-42600	SUPPLIES-GOVT CTR		245.54
01-12167	MENARDS	I-202011256246	101-5-161-42600	SUPPLIES-GOVT CTR		191.85
01-12213	MIDWEST RADIATOR & EXHA	I-202011256205	101-5-161-42600	SUPPLIES-GOVT CTR		52.00
01-13001	NORTHWESTERN ENERGY	I-202011256247	101-5-161-42800	UTILITIES-GOVT CTR		2,295.77
01-14055	OTIS ELEVATOR COMPANY	I-202011256249	101-5-161-42500	MAINTENANCE-GOVT CTR		848.04

DEPARTMENT 161 GOVERNMENT BUILDINGS TOTAL: 12,714.68



VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02745	SDAAO	I-202011256175	101-5-162-42700	TRAVEL-DOE		300.00
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-162-42600	SUPPLIES-DOE		37.28
01-24031	YANKTON AREA CHAMBER OF	I-202011256228	101-5-162-42700	TRAVEL-DOE		129.00
DEPARTMENT 162 DIRECTOR OF EQUALIZATI TOTAL:						466.28

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VENDOR SET: 01 Yankton County ITEMS PRINTED: PAID, UNPAID  
PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS  
FUND : 101 GENERAL FUND  
DEPARTMENT: 163 REGISTER OF DEEDS BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-163-42600	SUPPLIES-ROD		34.48
DEPARTMENT 163 REGISTER OF DEEDS TOTAL:						34.48

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 169 SAFETY CENTER BUILDING

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00996	MARK'S	I-202011256161	101-5-169-42500	MAINTENANCE-SAFETY CTR		528.71
01-02001	CITY OF YANKTON	I-202011256234	101-5-169-42800	UTILITIES-SAFETY CTR		587.26
01-02001	CITY OF YANKTON	I-202011256234	101-5-169-42800	UTILITIES-SAFETY CTR		171.76
01-02084	COLE PAPERS INC.	I-202011256239	101-5-169-42600	SUPPLIES-SAFETY CTR		399.04
01-04023	ECHO GROUP	I-202011256187	101-5-169-42500	MAINTENANCE-SAFETY CTR		34.68
01-05008	FEJFAR PLUMBING & HEATI	I-202011256190	101-5-169-42500	MAINTENANCE-SAFETY CTR		204.09
01-09274	JOHNSON CONTROLS, INC.	I-202011256197	101-5-169-42500	MAINTENANCE-SAFETY CTR		277.17
01-09274	JOHNSON CONTROLS, INC.	I-202011256198	101-5-169-42500	MAINTENANCE-SAFETY CTR		838.24
01-09274	JOHNSON CONTROLS, INC.	I-202011256199	101-5-169-42500	MAINTENANCE-SAFETY CTR		5,690.07
01-12167	MENARDS	I-202011256246	101-5-169-42600	SUPPLIES-SAFETY CTR		13.93
01-13001	NORTHWESTERN ENERGY	I-202011256208	101-5-169-42800	UTILITIES-SAFETY CTR		7,345.45

DEPARTMENT 169 SAFETY CENTER BUILDING TOTAL: 16,090.40

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 211 SHERIFF

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02001	CITY OF YANKTON	I-202011256235	101-5-211-42200	PROF SERVICES-SHERIFF		24.00
01-03138	ROD PIEPER	I-202011256177	101-5-211-42610	FUEL-SHERIFF		47.15
01-12132	MIDCONTINENT COMMUNICAT	I-202011256204	101-5-211-42800	UTILITIES-SHERIFF		120.00
01-15118	PENNINGTON COUNTY JAIL	I-202011256211	101-5-211-42700	TRAVEL-SHERIFF		144.20
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-211-42520	MAINTENANCE CONTRACTS-SHERIFF		117.32
01-19064	TIRE MUFFLER ALIGNMENT	I-202011256220	101-5-211-42500	MAINTENANCE-SHERIFF		43.16
01-19064	TIRE MUFFLER ALIGNMENT	I-202011256221	101-5-211-42500	MAINTENANCE-SHERIFF		43.41

DEPARTMENT 211 SHERIFF

TOTAL:

539.24

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 212 COUNTY JAIL

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00269	AVERA SACRED HEART HOSP	I-202011256155	101-5-212-42680	VACCINATIONS-JAIL		160.00
01-00269	AVERA SACRED HEART HOSP	I-202011256156	101-5-212-42200	PROF SERVICES-JAIL		287.91
01-00269	AVERA SACRED HEART HOSP	I-202011256157	101-5-212-42200	PROF SERVICES-JAIL		102.20
01-00377	AMG RADIOLOGY YANKTON	I-202011256159	101-5-212-42200	PROF SERVICES-JAIL		115.00
01-00377	AMG RADIOLOGY YANKTON	I-202011256160	101-5-212-42200	PROF SERVICES-JAIL		6.99
01-01147	BOB BARKER COMPANY, INC	I-202011256162	101-5-212-42630	MATTRESS REPLACEMENT-JAIL		1,815.48
01-01147	BOB BARKER COMPANY, INC	I-202011256163	101-5-212-42630	MATTRESS REPLACEMENT-JAIL		1,882.72
01-03073	DIAMOND DRUGS	I-202011256176	101-5-212-42200	PROF SERVICES-JAIL		999.24
01-03195	SUMMIT FOOD SERVICE, LL	I-202011256178	101-5-212-42210	FOOD SERVICES-JAIL		3,012.92
01-07582	HY-VEE	I-202011256244	101-5-212-42200	PROF SERVICES-JAIL		48.64
01-09287	JCL SOLUTIONS	I-202011256245	101-5-212-42600	SUPPLIES-JAIL		341.44
01-09287	JCL SOLUTIONS	I-202011256245	101-5-212-42600	SUPPLIES-JAIL		82.40
01-10035	KARL'S TV	I-202011256201	101-5-212-42600	SUPPLIES-JAIL		149.96
01-18290	STRACHAN SALES, INC	I-202011256215	101-5-212-42210	FOOD SERVICES-JAIL		515.91

DEPARTMENT 212 COUNTY JAIL

TOTAL:

9,520.81

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VENDOR SET: 01 Yankton County ITEMS PRINTED: PAID, UNPAID  
PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS  
FUND : 101 GENERAL FUND  
DEPARTMENT: 226 YANKTON AREA SEARCH & RES BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00090	KOPETSKY'S ACE HARDWARE	I-202011256229	101-5-226-42600	SUPPLIES-YASR		45.35
01-02008	COX AUTO SUPPLY INC.	I-202011256169	101-5-226-42200	PROF SERVICES-YASR		302.62
DEPARTMENT 226 YANKTON AREA SEARCH & TOTAL:						347.97

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 411 CARE OF POOR

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-03571	HARTLAND FUNERAL HOME	I-202011256191	101-5-411-42200	PROF SERVICES-POOR RELIEF		1,250.00
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-411-42600	SUPPLIES-POOR RELIEF		109.78
01-22429	WINTZ & RAY FUNERAL HOM	I-202011256225	101-5-411-42200	PROF SERVICES-POOR RELIEF		1,250.00
DEPARTMENT 411 CARE OF POOR					TOTAL:	2,609.78

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00090	KOPETSKY'S ACE HARDWARE	I-202011256229	101-5-421-42600	SUPPLIES-NURSE		34.95
01-01536	TIAA COMMERCIAL FINANCE	I-202011256166	101-5-421-42400	RENTALS-NURSE		70.96
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-421-42600	SUPPLIES-NURSE		67.63
DEPARTMENT 421 PUBLIC HEALTH NURSE TOTAL:						173.54



7/25/2020 2:39 PM DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER  
VENDOR SET: 01 Yankton County  
PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS  
FUND : 101 GENERAL FUND  
DEPARTMENT: 424 AMBULANCE

PAGE: 18  
ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00074	AVERA HEALTH dba AVERA	I-202011256153	101-5-424-42600	SUPPLIES-AMBULANCE		80.00
01-00090	KOPETSKY'S ACE HARDWARE	I-202011256229	101-5-424-42600	SUPPLIES-AMBULANCE		251.75
01-00269	AVERA SACRED HEART HOSP	I-202011256154	101-5-424-42600	SUPPLIES-AMBULANCE		147.60
01-00311	SACRED HEART HEALTH SER	I-202011256158	101-5-424-42200	PROF SERVICES-AMBULANCE		1,500.00
01-01011	BOMGAARS	I-202011256231	101-5-424-42600	SUPPLIES-AMBULANCE		82.29
01-01195	STRYKER SALES CORPORATI	I-202011256164	101-5-424-42500	MAINTENANCE-AMBULANCE		4,744.67
01-01200	VAST BUSINESS	I-202011256233	101-5-424-42800	UTILITIES-AMBULANCE		179.72
01-02001	CITY OF YANKTON	I-202011256234	101-5-424-42800	UTILITIES-AMBULANCE		256.78
01-02125	CREDIT COLLECTION SERVI	I-202011256170	101-5-424-42200	PROF SERVICES-AMBULANCE		16.50
01-02690	CINTAS	I-202011256172	101-5-424-42600	SUPPLIES-AMBULANCE		68.13
01-03566	QUICK MED CLAIMS	I-202011256182	101-5-424-42600	SUPPLIES-AMBULANCE		3,018.77
01-04062	CHANGE HEALTHCARE	I-202011256189	101-5-424-42600	SUPPLIES-AMBULANCE		155.83
01-08009	INVESTIGATIVE SERVICES	I-202011256195	101-5-424-42200	PROF SERVICES-AMBULANCE		465.50
01-12167	MENARDS	I-202011256246	101-5-424-42600	SUPPLIES-AMBULANCE		737.96
01-12371	MIDAMERICAN ENERGY	I-202011256207	101-5-424-42800	UTILITIES-AMBULANCE		282.70
01-14005	OLSON'S PEST TECHNICIAN	I-202011256248	101-5-424-42500	MAINTENANCE-AMBULANCE		114.00
01-14993	OVERHEAD DOOR COMPANY O	I-202011256209	101-5-424-42600	SUPPLIES-AMBULANCE		195.00
01-15178	PIONEER MEMORIAL HOSPIT	I-202011256212	101-5-424-42200	PROF SERVICES-AMBULANCE		118.00
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-424-42600	SUPPLIES-AMBULANCE		13.02
01-17015	ROGER'S FAMILY PHARMACY	I-202011256213	101-5-424-42600	SUPPLIES-AMBULANCE		122.04
01-19064	TIRE MUFFLER ALIGNMENT	I-202011256219	101-5-424-42500	MAINTENANCE-AMBULANCE		830.22
01-24004	YANKTON MEDICAL CLINIC	I-202011256226	101-5-424-42200	PROF SERVICES-AMBULANCE		38.00
01-24008	YANKTON JANITORIAL SUPP	I-202011256227	101-5-424-42600	SUPPLIES-AMBULANCE		1,709.08

DEPARTMENT 424 AMBULANCE TOTAL: 15,127.56

11/25/2020 2:39 PM DIRECT PAYABLES DEPARTMENT PAYMENT REGISTER PAGE: 19  
VENDOR SET: 01 Yankton County ITEMS PRINTED: PAID, UNPAID  
PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS  
FUND : 101 GENERAL FUND  
DEPARTMENT: 445 MENTAL ILLNESS BOARD BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-11033	LINCOLN COUNTY TREASURE	I-202011256202	101-5-445-00000	HEARINGS-MI		2,861.19
DEPARTMENT 445 MENTAL ILLNESS BOARD TOTAL:						2,861.19

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00090	KOPETSKY'S ACE HARDWARE	I-202011256229	101-5-611-42600	SUPPLIES-EXTENSION		7.17
01-02001	CITY OF YANKTON	I-202011256234	101-5-611-42800	UTILITIES-EXTENSION		73.38
DEPARTMENT 611 COUNTY EXTENSION						TOTAL: 80.55

VENDOR SET: 01 Yankton County

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 101 GENERAL FUND

DEPARTMENT: 615 WEED

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02008	COX AUTO SUPPLY INC.	I-202011246101	101-5-615-42600	SUPPLIES-WEED		97.96
01-03118	DWARE, INC	I-202011246093	101-5-615-42600	SUPPLIES-WEED		500.00
01-18167	SD ASSOC. OF COUNTY WEE	I-202011246094	101-5-615-42600	SUPPLIES-WEED		50.00
DEPARTMENT 615 WEED						TOTAL: 647.96

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	101-5-711-42600	SUPPLIES-ZONING		54.87
DEPARTMENT 711 PLANNING & ZONING TOTAL:						54.87
FUND 101 GENERAL FUND TOTAL:						98,040.76

VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 201 ROAD &amp; BRIDGE

DEPARTMENT: 311 HIGHWAY CONSTRUCTION &amp; MA

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-01011	BOMGAARS	I-202011246095	201-5-311-42600	SUPPLIES-HWY		8.04
01-01104	BARCO MUNICIPAL PRODUCT	I-202011246096	201-5-311-42600	SUPPLIES-HWY		90.70
01-01130	BATTERY EXCHANGE	I-202011246097	201-5-311-42600	SUPPLIES-HWY		431.85
01-01758	ROCKMOUNT RESEARCH & AL	I-202011246098	201-5-311-42600	SUPPLIES-HWY		294.99
01-02001	CITY OF YANKTON	I-202011246099	201-5-311-42800	UTILITIES-HWY		102.02
01-02008	COX AUTO SUPPLY INC.	I-202011246100	201-5-311-42600	SUPPLIES-HWY		221.23
01-02058	CONCRETE MATERIALS	I-202011246102	201-5-311-42600	SUPPLIES-HWY		3,850.00
01-03118	DWARE, INC	I-202011246103	201-5-311-42200	PROF SERVICES-HWY		4,350.00
01-03570	WEASE AUTO	I-202011246104	201-5-311-42600	SUPPLIES-HWY		182.19
01-04032	ECHO ELECTRIC SUPPLY	I-202011246105	201-5-311-42500	MAINTENANCE-HWY		450.00
01-05242	FASTENAL INDUSTRIAL & C	I-202011246106	201-5-311-42600	SUPPLIES-HWY		50.51
01-06244	GRAHAM TIRE YANKTON	I-202011246107	201-5-311-42500	MAINTENANCE-HWY		150.00
01-17226	RIVERSIDE HYDRAULICS &	I-202011246108	201-5-311-42600	SUPPLIES-HWY		553.14
01-24008	YANKTON JANITORIAL SUPP	I-202011246109	201-5-311-42600	SUPPLIES-HWY		150.70

DEPARTMENT 311	HIGHWAY CONSTRUCTION & TOTAL:	10,885.37
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FUND	201	ROAD & BRIDGE	TOTAL:	10,885.37
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VENDOR SET: 01 Yankton County

ITEMS PRINTED: PAID, UNPAID

PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS

FUND : 226 EMERGENCY MANAGEMENT

DEPARTMENT: 222 EMERGENCY MANAGEMENT

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-00090	KOPETSKY'S ACE HARDWARE	I-202011256229	226-5-222-42600	SUPPLIES-EDS		381.04
01-00928	ANDERSEN TELECOM LLC	I-202011256230	226-5-222-42610	DISASTER PLAN-EDS		18,418.40
01-01011	BOMGAARS	I-202011256231	226-5-222-42600	SUPPLIES-EDS		582.98
01-01131	HANSON BRIGGS SPECIALTY	I-202011256232	226-5-222-42610	DISASTER PLAN-EDS		518.43
01-02008	COX AUTO SUPPLY INC.	I-202011256168	226-5-222-42600	SUPPLIES-EDS		25.72
01-04023	ECHO GROUP	I-202011256184	226-5-222-42500	MAINTENANCE-EDS		350.00
01-04023	ECHO GROUP	I-202011256185	226-5-222-42500	MAINTENANCE-EDS		350.00
01-04031	ELECTAIR, INC.	I-202011256188	226-5-222-42600	SUPPLEIS-EDS		124.62
01-12167	MENARDS	I-202011256246	226-5-222-42610	SUPPLIES-EDS		65.03
01-12371	MIDAMERICAN ENERGY	I-202011256206	226-5-222-42800	UTILITIES-EDS		17.15
01-16017	QUALIFIED PRESORT SERVI	I-202011256250	226-5-222-42600	SUPPLIES-EDS		10.04
01-18377	SDEMA	I-202011256251	226-5-222-42700	TRAVEL-EDS		60.00
01-18937	STITCHIN CORNER & MORE	I-202011256217	226-5-222-42600	SUPPLIES-EDS		109.50

DEPARTMENT	222	EMERGENCY MANAGEMENT	TOTAL:	21,012.91
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FUND	226	EMERGENCY MANAGEMENT	TOTAL:	21,012.91
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VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-15051	PHARMCHEM. INC.	I-202011256210	248-5-212-42600	SUPPLIES-24/7		1,261.00
DEPARTMENT 212 24/7 PROGRAM						TOTAL: 1,261.00
FUND 248 24/7 SOBRIETY FUND						TOTAL: 1,261.00

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VENDOR SET: 01 Yankton County  
PACKET: 01964 LYNDSEY 12-01-2020 CLAIMS  
FUND : 404 DEBT SERVICE NAPA JUNCT  
DEPARTMENT: 800 \*\* INVALID DEPT \*\*

ITEMS PRINTED: PAID, UNPAID

BANK: ALL

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02742	DEPARTMENT OF TRANSPORT	I-202011256174	404-5-800-00000	DEPT SERVICE-NAPA JUNCTION 20		428,400.00
DEPARTMENT 800 ** INVALID DEPT ** TOTAL:						428,400.00
FUND 404 DEBT SERVICE NAPA JUNC TOTAL:						428,400.00

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-22088	WIEMAN CONSTRUCTION, LL	I-202011256222	740-21008	CLEANING CLAY CREEK DITCH		8,163.28
DEPARTMENT 0000 NON-DEPARTMENTAL						TOTAL: 8,163.28
FUND 740 DRAINAGE DITCHES						TOTAL: 8,163.28
REPORT GRA TOTAL:						989,634.10

## \*\* G/L ACCOUNT TOTALS \*\*

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
2020	101-4-34422	AMBULANCE FEES *NON-EXPENS	2,049.75	750,000-	80,751.88-				
	101-5-111-42200	PROFESSIONAL SERVICE & FEE	149.85	40,000	12,756.31				
	101-5-120-00000	MISC	4,894.92	0	5,068.16-	Y			
	101-5-120-42200	PROFESSIONAL SERVICE & FEE	6,300.00	19,800	8,125.00				
	101-5-120-42600	SUPPLIES	2,683.97	18,000	21,212.80-	Y			
	101-5-130-42200	PROFESSIONAL SERVICE & FEE	11,054.01	400,000	115,200.78				
	101-5-130-42210	JUROR-WITNESS-HEARINGS-LAB	340.70	50,000	11,870.95				
	101-5-130-42220	NEGLECTED	2,038.80	40,000	19,194.39				
	101-5-130-42600	SUPPLIES	1,714.92	5,000	5,121.52-	Y			
	101-5-141-42600	SUPPLIES	65.40	10,000	3,762.82				
	101-5-142-42600	SUPPLIES	92.67	12,000	1,485.92				
	101-5-151-42100	INSURANCE	3,419.00	5,000	611.00				
	101-5-151-42600	SUPPLIES	772.46	8,800	4,541.00				
	101-5-151-42700	TRAVEL	1,195.00	5,500	2,958.64				
	101-5-161-42500	REPAIRS & MAINTENANCE	7,188.11	25,000	5,497.47-	Y			
	101-5-161-42600	SUPPLIES	948.46	9,000	3,877.34-	Y			
	101-5-161-42800	UTILITIES	4,578.11	70,000	9,581.01				
	101-5-162-42600	SUPPLIES	37.28	10,000	2,318.20				
	101-5-162-42700	TRAVEL	429.00	13,600	9,361.99				
	101-5-163-42600	SUPPLIES	34.48	3,300	114.98-	Y			
	101-5-169-42500	REPAIRS & MAINTENANCE	7,572.96	40,000	2,260.01-	Y			
	101-5-169-42600	SUPPLIES	412.97	16,000	101.20-	Y			
	101-5-169-42800	UTILITIES	8,104.47	130,000	14,417.02				
	101-5-211-42200	PROFESSIONAL SERVICE & FEE	24.00	2,500	443.86				
	101-5-211-42500	REPAIRS & MAINTENANCE	86.57	27,090	7,810.41				
	101-5-211-42520	MAINTENANCE CONTRACTS	117.32	10,000	4,385.52				
	101-5-211-42610	FUEL	47.15	38,240	15,745.50				
	101-5-211-42700	TRAVEL	144.20	11,250	8,039.46				
	101-5-211-42800	UTILITIES	120.00	3,000	1,648.27				
	101-5-212-42200	PROFESSIONAL SERVICES	1,559.98	100,000	34,112.78				
	101-5-212-42210	FOOD SERVICE	3,528.83	225,000	71,223.55				
	101-5-212-42600	SUPPLIES	573.80	40,000	5,617.60				
	101-5-212-42630	MATTRESS REPLACEMENT	3,698.20	6,220	504.60				
	101-5-212-42680	VACCINATIONS	160.00	4,800	4,640.00				
	101-5-226-42200	PROFESSIONAL SERVICE & FEE	302.62	2,724	1,833.38				
	101-5-226-42600	SUPPLIES	45.35	7,555	894.22-	Y			
	101-5-411-42200	PROFESSIONAL SERVICE & FEE	2,500.00	70,000	32,743.62				
	101-5-411-42600	SUPPLIES	109.78	3,000	448.40-	Y			
	101-5-421-42400	RENTALS	70.96	700	100.56-	Y			
	101-5-421-42600	SUPPLIES	102.58	1,350	106.26-	Y			
	101-5-424-42200	PROFESSIONAL SERVICE & FEE	2,138.00	28,560	501.05				
	101-5-424-42500	REPAIRS & MAINTENANCE	5,688.89	49,776	18,808.30				
	101-5-424-42600	SUPPLIES	6,581.47	104,520	7,269.60				
	101-5-424-42800	UTILITIES	719.20	28,560	5,322.49				

## \*\* G/L ACCOUNT TOTALS \*\*

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
	101-5-445-00000	MISC	2,861.19	88,000	6,180.36-	Y			
	101-5-611-42600	SUPPLIES	7.17	5,500	4,036.46				
	101-5-611-42800	UTILITIES	73.38	8,000	438.23				
	101-5-615-42600	SUPPLIES	647.96	12,000	8,006.63				
	101-5-711-42600	SUPPLIES	54.87	4,000	343.04				
	201-5-311-42200	PROFESSIONAL SERVICE & FEE	4,350.00	35,000	6,244.97-	Y			
	201-5-311-42500	REPAIRS & MAINTENANCE	600.00	130,000	33,343.76				
	201-5-311-42600	SUPPLIES	5,833.35	377,000	123,910.77-	Y			
	201-5-311-42800	UTILITIES	102.02	30,000	3,633.18				
	207-5-225-42200	PROFESSIONAL SERVICE & FEE	21,651.08	148,210	23,514.17				
	207-5-225-42500	REPAIRS & MAINTENANCE	400,000.00	15,000	385,400.00-	Y			
	207-5-225-42800	UTILITIES	219.70	44,000	16,293.23				
	226-5-222-42500	REPAIRS & MAINTENANCE	700.00	24,000	10,855.67				
	226-5-222-42600	SUPPLIES	1,233.90	32,000	7,769.87				
	226-5-222-42610	OEM - DISASTER PLAN	19,001.86	0	44,400.39-	Y			
	226-5-222-42700	TRAVEL	60.00	6,314	5,845.84				
	226-5-222-42800	UTILITIES	17.15	17,700	5,471.11				
	248-5-212-42600	SUPPLIES	1,261.00	31,830	7,721.75				
	404-5-800-00000	DEBT SERVICE NAPA JUNCTION	428,400.00	430,000	1,600.00				
	740-21008	DUE TO YC COUNTY DITCH	8,163.28						
		** 2020 YEAR TOTALS	989,634.10						

## \*\* DEPARTMENT TOTALS \*\*

ACCT	NAME	AMOUNT
101	NON-DEPARTMENTAL	2,049.75
101-111	COMMISSIONERS	149.85
101-120	ELECTIONS	13,878.89
101-130	COURT	15,148.43
101-141	AUDITOR	65.40
101-142	TREASURER	92.67
101-151	STATES ATTORNEY	5,386.46
101-161	GOVERNMENT BUILDINGS	12,714.68
101-162	DIRECTOR OF EQUALIZATION	466.28
101-163	REGISTER OF DEEDS	34.48
101-169	SAFETY CENTER BUILDING	16,090.40
101-211	SHERIFF	539.24
101-212	COUNTY JAIL	9,520.81
101-226	YANKTON AREA SEARCH & RES	347.97
101-411	CARE OF POOR	2,609.78

## \*\* DEPARTMENT TOTALS \*\*

ACCT	NAME	AMOUNT
101-421	PUBLIC HEALTH NURSE	173.54
101-424	AMBULANCE	15,127.56
101-445	MENTAL ILLNESS BOARD	2,861.19
101-611	COUNTY EXTENSION	80.55
101-615	WEED	647.96
101-711	PLANNING & ZONING	54.87
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101 TOTAL	GENERAL FUND	98,040.76
201-311	HIGHWAY CONSTRUCTION & MA	10,885.37
-----		
201 TOTAL	ROAD & BRIDGE	10,885.37
207-225	LOCAL EMERGENCY PLANNING	421,870.78
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207 TOTAL	EMERGENCY 911 FUND	421,870.78
226-222	EMERGENCY MANAGEMENT	21,012.91
-----		
226 TOTAL	EMERGENCY MANAGEMENT	21,012.91
248-212	24/7 PROGRAM	1,261.00
-----		
248 TOTAL	24/7 SOBRIETY FUND	1,261.00
404-800	** INVALID DEPT **	428,400.00
-----		
404 TOTAL	DEBT SERVICE NAPA JUNCT	428,400.00
740	NON-DEPARTMENTAL	8,163.28
-----		
740 TOTAL	DRAINAGE DITCHES	8,163.28
-----		
** TOTAL **		989,634.10

1 ERROR

\*\* END OF REPORT \*\*

VENDOR	NAME	ITEM #	G/L ACCOUNT	DESCRIPTION	CHECK#	AMOUNT
01-02001	CITY OF YANKTON	I-202011256253	101-5-120-00000	WORKER-2020 GENERAL ELECTION		186.37
DEPARTMENT 120 ELECTIONS TOTAL:						186.37
FUND 101 GENERAL FUND TOTAL:						186.37
REPORT GRA TOTAL:						186.37

## \*\* G/L ACCOUNT TOTALS \*\*

YEAR	ACCOUNT	NAME	AMOUNT	=====LINE ITEM=====			=====GROUP BUDGET=====		
				ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG	ANNUAL BUDGET	BUDGET AVAILABLE	OVER BUDG
2020	101-5-120-00000	MISC	186.37	0	359.61-	Y			
** 2020 YEAR TOTALS			186.37						

## \*\* DEPARTMENT TOTALS \*\*

ACCT	NAME	AMOUNT
101-120	ELECTIONS	186.37
-----		
101 TOTAL	GENERAL FUND	186.37
-----		
** TOTAL **		186.37

NO ERRORS

\*\* END OF REPORT \*\*



DEPT: ALL

PAYROLL NO#: 01

PAY PERIOD BEGINNING: 11/01/2020

PAY PERIOD ENDING: 11/30/2020

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

-----EARNINGS-----			----BENF/REIMB----		-----DEDUCTIONS-----			-----TAXES-----				
DESC	HRS	AMOUNT	DESC	AMOUNT	CD	ABEV	EMPLOYEE	EMPLOYER	DESC	TAXABLE	EMPLOYEE	EMPLOYER
SAL	0.00	285,070.76	VEH	69.00	010	PENSU	3931.88	509.78	FED W/H	391,024.45	33,779.99	
HOURL	6,405.25	110,643.48			011	ROTH	1175.00		FICA	421,086.84	26,107.39	26107.39
OVERT	183.50	5,303.16			020	AFLAC	1378.50		MEDI	421,086.84	6,105.79	6105.79
VAC	805.50	7,706.09			030	COL	525.52					
SICK	636.75	4,989.58			045	GARN	293.24					
CVFM	100.00	2,045.50			050	OPTLG	496.08					
MEALS	0.00	33.00			051	UWAY	37.50					
CELL	0.00	1,300.00			062	GARN	50.00					
LONG	0.00	2,000.00			080	LEGAL	25.90					
VACPO	0.00	1,593.20			086	CHLDS	578.00					
HOL	1,402.00	7,295.95			100	NRS	69.44					
FNRL	45.00	224.30			11	SDRS6	16435.01	16435.01				
CVSK	336.00	6,962.17			12	SDRS8	9626.06	9626.06				
WC-2	50.00	0.00			410	FLEXA	4428.11					
					420	LIFE	341.43					
					430	FLEXC	1154.60					
					440	VSP	196.10					
					450	DELTA	1210.00					
					460	FLEXB	2175.96					
					461	BCEMP		34657.50				
					462	BC-3		652.47				
					463	HSA-1		11090.40				
					464	HSA	1980.00					
					465	HSA-2		16964.22				
					466	COHSA		1057.68				
					467	COPAY	2508.50					
					468	COHSA		40.68				
					P7	SPOUS	228.99					
TOTALS:	9,964.00	435,167.19		69.00			48845.82	91033.80			65,993.17	32213.18

-----DEPARTMENT RECAP-----									
DEPT NO#	GROSS	REGULAR	OVERTIME	LEAVE	OTHER	BENEFITS	DEDUCTIONS	TAXES	NET
101-111	5,606.74	5,606.74	0.00	0.00	0.00	0.00	0.00	520.71	5,086.03
101-141	17,023.27	15,434.72	1,388.55	0.00	200.00	0.00	1,766.83	2,813.45	12,442.99
101-142	17,590.33	17,590.33	0.00	0.00	0.00	0.00	1,464.97	2,771.20	13,354.16
101-151	29,288.63	29,288.63	0.00	0.00	0.00	0.00	2,430.22	4,604.41	22,254.00
101-161	12,549.65	11,674.33	0.00	636.32	200.00	39.00	1,303.41	1,781.93	9,425.31
101-162	25,296.79	24,546.79	0.00	0.00	750.00	0.00	3,073.32	3,562.18	18,661.29
101-163	11,953.96	11,803.96	0.00	0.00	150.00	0.00	767.41	1,956.18	9,230.37

DEPT: ALL

PAYROLL NO#: 01

PAY PERIOD BEGINNING: 11/01/2020

PAY PERIOD ENDING: 11/30/2020

## -----DEPARTMENT RECAP-----

DEPT NO#	GROSS	REGULAR	OVERTIME	LEAVE	OTHER	BENEFITS	DEDUCTIONS	TAXES	NET
101-165	3,750.69	2,298.44	0.00	1,452.25	0.00	0.00	311.04	638.65	2,801.00
101-211	65,841.01	65,394.01	0.00	0.00	447.00	0.00	9,792.66	9,987.77	46,060.58
101-212	75,402.39	75,241.39	0.00	0.00	161.00	0.00	10,114.05	10,719.25	54,569.09
101-213	1,600.00	1,550.00	0.00	0.00	50.00	0.00	0.00	213.23	1,386.77
101-421	3,673.46	3,673.46	0.00	0.00	0.00	0.00	566.51	486.29	2,620.66
101-424	56,177.12	45,097.45	3,644.44	7,435.23	0.00	0.00	2,956.97	8,746.08	44,474.07
101-427	1,296.00	1,036.80	0.00	259.20	0.00	0.00	0.00	200.20	1,095.80
101-611	8,783.22	7,090.02	0.00	0.00	1,693.20	0.00	526.44	1,514.37	6,742.41
101-711	10,259.82	10,259.82	0.00	0.00	0.00	0.00	2,320.01	1,162.52	6,777.29
201-311	79,198.30	60,751.59	187.50	16,954.21	1,275.00	30.00	10,380.74	12,818.57	55,968.99
226-222	8,738.69	8,215.14	82.67	440.88	0.00	0.00	1,071.24	1,313.63	6,353.82
248-212	1,206.12	1,206.12	0.00	0.00	0.00	0.00	0.00	182.55	1,023.57
TOTALS	435,236.19	397,759.74	5,303.16	27,178.09	4,926.20	69.00	48,845.82	65,993.17	320,328.20

REGULAR INPUT: 131

MANUAL INPUT: 1

CHECK STUB COUNT: 0

DIRECT DEPOSIT STUB COUNT: 132

YANKTON COUNTY, SOUTH DAKOTA  
 EXPENDITURES REPORT (UNAUDITED)  
 AS OF: NOVEMBER 30TH, 2020

210-JAIL BUILDING  
 JAIL BUILDING

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
<u>TANGIBLE GOODS</u>					
210-5-212-43500 FURNITURE & MINOR EQUIPM	0.00	0.00	0.00	0.00	0.00
210-5-212-43600 JAIL CAPITAL IMPROVEMENT	0.00	0.00	338,834.14	0.00 (	338,834.14)
TOTAL TANGIBLE GOODS	0.00	0.00	338,834.14	0.00 (	338,834.14)
<hr/>					
TOTAL JAIL BUILDING	0.00	0.00	338,834.14	0.00 (	338,834.14)
<hr/>					
TOTAL EXPENDITURES	0.00	0.00	338,834.14	0.00 (	338,834.14)

339,000 Supplement

YANKTON COUNTY, SOUTH DAKOTA  
EXPENDITURES REPORT (UNAUDITED)  
AS OF: NOVEMBER 30TH, 2020

101-GENERAL FUND  
JUVENILE DETENTION

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
<u>PERSONNEL SERVICES</u>					
101-5-216-41100 SALARY	6,800.00	0.00	1,610.97	23.69	5,189.03
101-5-216-41210 OASI	420.00	0.00	99.89	23.78	320.11
101-5-216-41220 MEDICARE	100.00	0.00	23.38	23.38	76.62
101-5-216-41300 RETIREMENT	0.00	0.00	0.00	0.00	0.00
101-5-216-41400 WORKMENS COMPENSATION	0.00	0.00	0.00	0.00	0.00
101-5-216-41500 GROUP INSURANCE	0.00	0.00	0.00	0.00	0.00
101-5-216-41600 UNEMPLOYMENT INSURANCE	0.00	0.00	0.00	0.00	0.00
101-5-216-41900 HEALTHCARE REIMB ACCT	0.00	0.00	0.00	0.00	0.00
TOTAL PERSONNEL SERVICES	7,320.00	0.00	1,734.24	23.69	5,585.76
<u>OPERATING EXPENSES</u>					
101-5-216-42100 INSURANCE	0.00	0.00	0.00	0.00	0.00
101-5-216-42200 PROFESSIONAL SERVICE & F	0.00	0.00	0.00	0.00	0.00
101-5-216-42400 RENTALS	76,000.00	34,394.35	184,917.72	243.31 (	108,917.72)
101-5-216-42500 REPAIRS & MAINTENANCE	0.00	0.00	0.00	0.00	0.00
101-5-216-42600 SUPPLIES	1,200.00	0.00	0.00	0.00	1,200.00
101-5-216-42700 TRAVEL	0.00	0.00	116.63	0.00 (	116.63)
101-5-216-42900 OTHER	0.00	0.00	0.00	0.00	0.00
TOTAL OPERATING EXPENSES	77,200.00	34,394.35	185,034.35	239.68 (	107,834.35)
<u>TANGIBLE GOODS</u>					
101-5-216-43600 MACHINERY & AUTO EQUIPME	0.00	0.00	0.00	0.00	0.00
TOTAL TANGIBLE GOODS	0.00	0.00	0.00	0.00	0.00
TOTAL JUVENILE DETENTION	84,520.00	34,394.35	186,768.59	220.98 (	102,248.59)

173,000 Supplement

70,751.45

YANKTON COUNTY, SOUTH DAKOTA  
EXPENDITURES REPORT (UNAUDITED)  
AS OF: NOVEMBER 30TH, 2020

207-EMERGENCY 911 FUND  
LOCAL EMERGENCY PLANNING

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
<u>PERSONNEL SERVICES</u>					
207-5-225-41100 SALARY	1,500.00	0.00	415.57	27.70	1,084.43
207-5-225-41210 OASI	150.00	0.00	25.33	16.89	124.67
207-5-225-41220 MEDICARE	50.00	0.00	5.92	11.84	44.08
207-5-225-41300 RETIREMENT	100.00	0.00	29.82	29.82	70.18
207-5-225-41400 WORKMENS COMPENSATION	0.00	0.00	0.00	0.00	0.00
207-5-225-41500 GROUP INSURANCE	0.00	0.00	48.04	0.00 (	48.04)
207-5-225-41700 BRIDGE POLICY	0.00	0.00	0.00	0.00	0.00
TOTAL PERSONNEL SERVICES	1,800.00	0.00	524.68	29.15	1,275.32
<u>OPERATING EXPENSES</u>					
207-5-225-42100 INSURANCE	0.00	0.00	0.00	0.00	0.00
207-5-225-42200 PROFESSIONAL SERVICE & F	148,210.00	29,348.25	103,044.75	69.53	45,165.25
207-5-225-42300 PUBLISHINGS	0.00	0.00	0.00	0.00	0.00
207-5-225-42400 RENTALS	0.00	0.00	0.00	0.00	0.00
207-5-225-42500 REPAIRS & MAINTENANCE	15,000.00	0.00	400.00	2.67	14,600.00
207-5-225-42600 SUPPLIES	500.00	0.00	0.00	0.00	500.00
207-5-225-42700 TRAVEL	2,500.00	329.00	2,560.00	102.40 (	60.00)
207-5-225-42800 UTILITIES	44,000.00	1,681.77	27,487.07	62.47	16,512.93
207-5-225-42900 OTHER	0.00	0.00	0.00	0.00	0.00
TOTAL OPERATING EXPENSES	210,210.00	31,359.02	133,491.82	63.50	76,718.18
<u>TANGIBLE GOODS</u>					
207-5-225-43400 BOOKS	0.00	0.00	0.00	0.00	0.00
207-5-225-43500 FURNITURES & MINOR EQUIP	10,000.00	0.00	0.00	0.00	10,000.00
207-5-225-43600 MACHINERY & AUTO EQUIPME	0.00	0.00	0.00	0.00	0.00
TOTAL TANGIBLE GOODS	10,000.00	0.00	0.00	0.00	10,000.00
TOTAL LOCAL EMERGENCY PLANNING	222,010.00	31,359.02	134,016.50	60.37	87,993.50
TOTAL EXPENDITURES	222,010.00	31,359.02	134,016.50	60.37	87,993.50

400,000 City Bill 12/1/20

400,000 Supplement

**Memorandum of Agreement**  
**Between Yankton County (SD) and the Missouri Sedimentation Action Coalition**

**1.0 PARTIES**

The parties to this agreement are the Missouri Sedimentation Action Coalition (MSAC), a 501c3 non-profit organization, with mailing address of PO Box 2, Springfield, South Dakota and physical location address of 100 Douglas, Suite 103, Yankton, South Dakota, and **Yankton County, South Dakota**, hereafter referred to as "the Parties."

**2.0 Purpose**

The purpose of this agreement is to establish funding support from **Yankton County** to the MSAC for development of a sediment management plan (SMP) for Lewis and Clark Lake, to include consideration of the lake's delta within the reservoir and extending upstream, along with contributing tributaries and other watershed components. The SMP's goal is to foster reservoir sustainability.

In recognizing that Lewis and Clark Lake is already more than 30 percent full of sediment and projected to be 50 percent full by 2045, MSAC and **Yankton County** support pursuing a SMP for Lewis and Clark Lake through Section 22 Planning Assistance to States (PAS) of WRDA 1974 as amended which is available in working with the US Army Corps of Engineers. MSAC will continue to monitor other appropriate authorizations such as Section 1179a of the Water Resources Development Act (WRDA) of 2016 that are available in working with the US Army Corps of Engineers as to their feasibility with SMP development. The harmful effects of sedimentation at Lewis and Clark Lake also extend upstream with the delta. The plan is expected to outline action(s) for preventing sediment from reducing water storage capacity at the reservoir and/or increasing water storage capacity through sediment removal at the reservoir. In order to achieve sediment management at the reservoir, the delta in and above the reservoir also must be addressed. To effectively develop the plan, the process will be conducted in phases, with Phase 2 of the Lewis and Clark Lake Sediment Management Plan Section 22 Study expected to include an economic analysis applied to dredging scenarios. The analysis will include applying the standard USACE economic model along with the Life-Cycle economic model. The analysis will include estimating current and future benefits lost to sedimentation and those that could be preserved with sediment management. This more holistic approach is intended to provide supporting information necessary for the implementation of large scales projects needed for reservoir sustainability. A Solutions Workshop is planned with subject matter experts to explore the full spectrum of possible actions to manage sediment. Results of Phase 2 will be assessed prior to

advancing to Phase 3 intended to expand the engineering and economic analysis of actions identified in the Solutions Workshop. The cumulative result of Phases 2 and 3 is intended to be a SMP for Lewis and Clark Lake. Further more specific engineering and environmental assessments for implementation would be necessary, which is not possible with a Section 22 PAS program study.

### 3.0 Responsibilities

**Yankton County** agrees to contribute **\$10,000** to the MSAC toward development of a SMP with other stakeholders and the anticipated Federal cost share partner, the US Army Corps of Engineers. In 2021, MSAC will provide a written request to **Yankton County** for the Phase 2 contribution (\$3,800), due within 30 days or **Yankton County** can choose to submit the Phase 2 contribution to MSAC in 2020 after reaching a signed agreement.

With Phase 2, MSAC will allocate 38% of **Yankton County's** contribution of **\$10,000** or a total of **\$3,800**. With Phase 3, MSAC will allocate 62% of **Yankton County's** contribution of **\$10,000** or a total of **\$6,200**. Near the conclusion of Phase 2, MSAC will provide a written request to **Yankton County** for the remaining 62% for Phase 3. Upon receiving the request for Phase 3 from MSAC, the Yankton County Commission will decide whether to authorize disbursing the remaining contribution of \$6,200. Although the contribution pledge of \$10,000 was approved on Sept. 18, 2018, the **Yankton County Commission** may consider whether to proceed with allocating the remaining 62%. If Phase 3 is not pursued, MSAC will communicate this to **Yankton County**.

MSAC will communicate local cost share requirements, timeline, and necessary stakeholder contribution amounts for in a timely fashion after the information is available to MSAC. If a higher percentage of **Yankton County's** contribution is needed for Phase 2, Parties must consent to amending this agreement. If a lower percentage of **Yankton County's** contribution is needed for Phase 2, it will be applied to Phase 3.

MSAC encourages **Yankton County's** active participation in development of the SMP by engaging in stakeholder meetings and communications with MSAC. MSAC will maintain regular communication with stakeholders by issuing progress, financial and other reports.

Section 22 requires a 50 percent non-Federal (local) and 50 percent Federal cost share. **Yankton County's** contribution is to be applied to the local, non-Federal cost share required to develop Phase 2 and 3 of a SMP. Estimations provided here are subject to change at the agreement of MSAC and the USACE. See the Project Management Plan for specific information. Phase 2 costs were developed in Phase 1.

**Cost Estimate of Phase 2 (Section 22 PAS): \$215,667 (\$107,834 local share)**

**Cost Estimate of Phase 3: (TBD with completion of Phase 2)**

*Additional Phases Are Necessary for Construction/Implementation of a SMP*

If MSAC, and its supporting unit of government, do not reach an agreement with the US Army Corps of Engineers to proceed, this will be communicated to **Yankton County**. If development of a SMP does not progress past Phase 2, the remaining balance of **Yankton County's** contribution that was not expended toward plan development, will be returned to **Yankton County**.

#### 4.0 Publicity of This Relationship

With this agreement, MSAC may indicate in press releases, on websites and in educational material that **Yankton County** is a partner with MSAC in pursuit of developing a SMP with other stakeholders. Prior to using **Yankton County's** logo in publication, MSAC will receive authorization from an authorized official designated by **Yankton County**, named here, **Yankton County Commission Chairperson**.

#### 5.0 Signatory Authority for Modification

Any modification to this agreement must be made in writing and executed by an authorized representative of each Party.

#### 6.0 Term of Agreement

This agreement is effective on the last date affixed to the signature of the Parties. This Agreement shall expire 4 years from the effective date of signature by all Parties and may be, by written mutual agreement, extended for an additional term as deemed appropriate.

SIGNED

\_\_\_\_\_  
Cheri Loest  
Yankton County Commission Chair

Date: \_\_\_\_\_

\_\_\_\_\_  
Mark Simpson  
President, Board of Directors  
Missouri Sedimentation Action Coalition

Date: \_\_\_\_\_



100678328

STATE of SOUTH DAKOTA

OFFICE of STATE AUDITOR

Pierre, South Dakota

VOID AFTER 180 Days From Date of Issue

DATE: 10/09/2020

WARRANT NO: 100678328

PAY TO THE  
ORDER OF

YANKTON COUNTY AUDITOR  
321 W 3RD ST  
YANKTON SD 57078-4324

\*\*\*\*\*74,296.60



*Richard L. Sattcast*  
RICHARD L. SATTCAST

STATE AUDITOR

PAYABLE THROUGH  
FIRST PREMIER BANK  
SIOUX FALLS, SD 57104

SEVENTY-FOUR THOUSAND TWO HUNDRED NINETY-SIX DOLLARS SIXTY CENTS

⑈100678328⑈ ⑆091408598⑆ 1701269755⑈

VOID AFTER 180 DAYS FROM DATE OF ISSUE

STATE OF SOUTH DAKOTA

REMITTANCE ADVICE / NON-NEGOTIABLE

PAYEE: YANKTON COUNTY AUDITOR

WARRANT #: 100678328

DATE: 10/09/2020

DATE	INVOICE #	BDGU APPROVAL #	GROSS AMOUNT	NET AMOUNT
10/01/2020	DR4298-12R PMT#2 1432 479896		74,296.60	74,296.60
DSR4298-HMGP DR4298-12R PMT#2 CFDA#97.039 ATTN: P.HOJEM				

*226433190*

74,296.60

74,296.60



## COMMISSIONER MEETING AGENDA REQUEST

321 W 3<sup>rd</sup>, Suite 100, Yankton, SD 57078

E-Mail: [patty@co.yankton.sd.us](mailto:patty@co.yankton.sd.us) or [valli@co.yankton.sd.us](mailto:valli@co.yankton.sd.us)

**Submission Deadline: 3:00pm on the Wednesday before scheduled meeting**

Date Request Submitted 11/10/2020

Request is for Commission Meeting Dated November 17, 2020

Name: Dana Schmidt - Yankton Community Library

Address: 515 Walnut St. Yankton, SD 57078

Phone: 605-668-5275

E-Mail Address: dschmidt@cityofyankton.org

Topic to be Addressed and Length of Presentation: Agreement for the Provision of Library Services

Specific Purpose for the Request (Please Also Attach Support Documents): \_\_\_\_\_

I would like to present the Agreement for the Provision of Library Services to be approved by the County Commission

Person(s) Making Presentation to the Board: Dana Schmidt

Audio/Visual Equipment Needed: I will be attending virtually if possible.

For Office Use:

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Reason(s): \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

## Agreement for the Provision of Library Services

This Agreement made this \_\_\_\_ day of \_\_\_\_\_, 2020 between the City of Yankton, a municipal corporation, acting through its Board of Library Trustees and its Board of City Commissioners and Yankton County, a political subdivision, acting through its Board of County Commissioners.

The parties do agree as follows:

1. The City of Yankton will provide the same library services to all residents of Yankton County living outside of the corporate limits of the City of Yankton as it provides for citizens of the City.
2. Yankton County will pay \$15,000 to the City of Yankton to provide library services for all Yankton County residents from January 1, 2021 until December 31, 2021. The City of Yankton will bill Yankton County semi-annually (April and October – See County Commission Minutes, 01/11/00)
3. Additionally, every household must pay a \$20.00 out-of-pocket charge directly to the Library, upon issuance or renewal, for a nonresident Yankton County card (for individuals living outside of the corporate limits of the City of Yankton but within Yankton County). This fee may be paid in installments of \$5 for 3 months, \$10 for 6 months, or \$20 for 12 months. Nonresident (outside of Yankton County) family cards are issued at \$40.00 per year.
4. While the Library agrees to verify that each person or family to whom a card issued is a resident of Yankton County by using a current means of identification and proof of address, both the County and Library have agreed upon the following definition of a county resident that is eligible to purchase a County card:

*“Person or persons owning residential or business property within Yankton County or, through rent or lease, paying property taxes to the County and County youth, high school freshmen through seniors. Verification of property tax payment may be additionally required for persons renting or leasing. The property owners (residing within the county or not) as well as the renter/lessee have the same right to obtain a library card.”*

5. During the contract period, the Library will track the utilization of library services by county residents and provide patron database numbers, renewal and new card figures, and circulation percentages upon request to the Board of County Commissioners.
6. The Board of County Commissioners is entitled to appoint an additional member to the Board of Library Trustee of the City of Yankton as provided in SDCL 14 2-36. Said member shall have all of the powers and responsibilities granted to members of the Library Board of Trustees under state law and city code/ordinance. The term of the county representative shall be tied to this contract date as well as the term and appointment calendar for County Commissioners. If the contract is terminated for any reason, the County Commissioner’s representative on the Library Board of Trustee will end upon the date of contract termination.

7. This agreement shall be effective and binding on January 1, 2021 extending until December 31, 2021 unless amended or terminated by either/or both parties. A mutual resolution for extension may also be included.

Approved this \_\_\_\_ day of \_\_\_\_\_, 2020, Yankton Community Library Board of Trustees.



Christine Tielke  
Board President

Attest:

\_\_\_\_\_  
Dana Schmidt  
Library Director

Approved this \_\_\_\_ day of \_\_\_\_\_, 2020, Board of Commissioners, Yankton County.

\_\_\_\_\_  
Cheri Loest  
Chairman

Attest:

\_\_\_\_\_  
Patty Hojem  
Auditor

Approved this \_\_\_\_ day of \_\_\_\_\_, 2020, City of Yankton.

\_\_\_\_\_  
Nathan Johnson  
Mayor

Attest:

\_\_\_\_\_  
Amy Leon  
City Manager



# 2021 APPLICATION FOR BRIDGE IMPROVEMENT GRANT (BIG) FUNDS PRESERVATION OR REHAB/REPLACEMENT

South Dakota Department of Transportation

SUBMIT APPLICATION TO: [Wade.Dahl@state.sd.us](mailto:Wade.Dahl@state.sd.us)**Must be postmarked by January 2, 2021**

<b>Identification</b>	Bridge ID # <u>68-030-018</u>	Fed Aide Route Number: <u>6213</u>
	Owner <u>Yankton County</u>	Over: <u>James River</u>
	Location <u>7.2N &amp; 1.0E of Lesterville</u>	Road/Street/Avenue Name: <u>Yankton Co. 213 / 431st Avenue</u>
	Preservation Score: _____ <b>OR</b> BIG Score (Rehab/Repl): <u>48.770</u> Preliminary Engineering: <input type="checkbox"/> Paid by Local <b>OR</b> <input checked="" type="checkbox"/> Paid by BIG Grant PCN <u>07M5</u> (DO NOT REUSE THIS NUMBER WITHIN THE APPLICATION)	
<b>Grant</b>	<b>Total Project Cost Breakdown</b> <u>\$157,945.99</u> Design Cost (include subsurface investigation if not done by SDDOT) + <u>\$3,323,393.50</u> Construction Cost + \$ _____ Subsurface Invest. (80% BIG / 20% state if done by SDDOT) + \$ _____ Ineligible Costs (100% local funds) + <u>\$178,440.51</u> CE Cost (80% BIG / 20% local – in addition to grant cap)	
	<b>Proposed Grant</b> <u>\$3,481,339.49</u> Total (Design, subsurface invest. if not done by SDDOT, Construction)  <b>Grant Funds</b> <u>\$2,785,071.59</u> (80% max. or other <u>80</u> %) Local Match <u>\$696,267.90</u> (20% min. or other <u>20</u> %)	
	<input type="checkbox"/> Preservation BIG (\$37,500 min. = \$30,000 + \$7,500 Local Match of 20% min.) <input checked="" type="checkbox"/> Major Rehab/Replacement BIG (\$125,000 min. = \$100,000 + \$25,000 Local Match of 20% min.)	
	Select if Applicable: <input type="checkbox"/> Project involves Right of Way on Tribal Lands <input type="checkbox"/> Bid Ready Plans Packet (Required items: final plans, final hydraulics, load rating, design calculations and check design, certifications, permits, engineer's estimate, bid proposal, bid specifications, & construction management plan.)	
<b>Eligibility</b>	<b>County Applicant:</b> Amount of County Wheel Tax per wheel for >6000 lb classification: <u>\$5.00</u> <input checked="" type="checkbox"/> True <input type="checkbox"/> False - Is the structure listed in the Approved County 5-Year Plan	
	<b>All Projects:</b> (Attach separate sheet with explanation if any of the following are False) <input checked="" type="checkbox"/> True <input type="checkbox"/> False - Structure serves multiple residences, farms, ranches or a multi-lot development? <input checked="" type="checkbox"/> True <input type="checkbox"/> False - Structure is located on a Full Maintenance Road? <input checked="" type="checkbox"/> True <input type="checkbox"/> False - Roadway does not terminate into a field entrance, driveway, single residence, farm, or ranch? <input checked="" type="checkbox"/> True <input type="checkbox"/> False - Local Public Agency (LPA) is in full compliance with Federal and State NBIS requirements? <input checked="" type="checkbox"/> True <input type="checkbox"/> False - Has general maintenance been performed on the structure? ( <b>Maintenance records must be attached.</b> )	
	<b>Note:</b> If a deviation from duties, as listed in section VII of the BIG Procedures, has been obtained/approved by the Secretary of Transportation, please check here and attach documentation. <input type="checkbox"/>	
	<b>Preservation Appl. Requirements:</b> Description of requested work; design and CE cost proposals in DOT format, shown separately; engineer's estimate for construction with eligible and non-eligible items shown separately (lump sum contingency NOT ELIGIBLE and cannot be shown on estimate); and photos of existing conditions to be addressed. <b>Major Rehab/Replacement Appl. Requirements:</b> Type, Size, & Location (TS&L) report; design and CE cost proposals in DOT format, shown separately; engineer's estimate for construction with eligible and non-eligible items shown separately (lump sum contingency NOT ELIGIBLE and cannot be shown on estimate.)	
<b>Work Description</b>	<u>Replace existing 371.8' I-Beam Viaduct bridge with proposed 496' Four Span Continuous Composite Steel Girder bridge with a 28' clear roadway.</u>	
<b>LPA Authorization</b>	<u>Mike Sedlacek</u> LPA Contact (print) Contact email and phone number: <u>mikes@co.yankton.sd.us</u> <u>(605) 260-4473</u> Attach resolution from Commission/Council authorizing application for grant.	

# ESTIMATED ENGINEERING COSTS

## STRUCTURAL DESIGN

To: **Coleen Kusser, Program Assistant**  
Local Government Assistance

From: **Kevin Goff, PE - Client Executive**  
IMEG Corp dba Clark Engineering Corporation  
Managing Office/Billing: **Sioux Falls**

Date: **November 23, 2020**

Project: **Yankton County 68-030-018 Replacement Grant Application**

Structure Number 68-030-018

Location - 7.2 miles north and 1.0 mile east of Lesterville over the James River

Structure - 496' Four Span Continuous Composite Steel Girder (28' clear roadway)

Employees	Total Hours	Pay Rate	Direct Labor	OH on Labor
Polley, A	242	45.08	\$ 10,909.36	\$ 20,589.24
Myer, Steven	84	61.79	\$ 5,190.36	\$ 9,795.77
Leng, Y	318	49.04	\$ 15,594.72	\$ 29,431.92
Kranzler, J	134	53.05	\$ 7,108.70	\$ 13,416.25
Schlunsen, T	16	41.94	\$ 671.04	\$ 1,266.45
Bjerke, T	360	24.42	\$ 8,791.20	\$ 16,591.63
Totals	1,154		\$ 48,265.38	\$ 91,091.25

Expenses	Quantity	Rate	Total
Breakfast	0	\$ 6.00	\$ -
Lunch	0	\$ 13.00	\$ -
Supper	0	\$ 17.00	\$ -
Mileage	0	\$ 1.1590	\$ -
Lodging - Nights	0	\$ 96.00	\$ -
Total Expenses			\$ -

PROPOSAL REFLECTS 2021 ANTICIPATED RATE INCREASE OF 3%

Total Expenses	\$	-
Total Direct Labor	\$	48,265.38
Overhead on Labor at 188.73%	\$	91,091.25
Cost of Money on Labor at 0.98%	\$	473.00
Fixed Fee on Direct Labor & Overhead at 13.00%	\$	18,116.36



**TOTAL ESTIMATE**

**\$ 157,945.99**

## Estimated Bridge Replacement Costs (Steel Girder)



Estimated Costs by: Colin Kelley (revised JRP)  
 Checked by: Adam Polley  
 Date: 11/24/2020

PROJECT:  
 STRUCTURE NUMBER: 68-030-018  
 LOCATION: 7.2N & 1.0E of Lesterville, SD over James River  
 STRUCTURE: Four Span Steel Girder Bridge; 30° RHF Skew; no grade raise

### **SUPERSTRUCTURE COSTS:**

	Estimated Quantity	Units	Unit Price	Amount
Structural Steel	494,300	LB.	\$1.50	\$741,450.00
Class A45 Concrete, Bridge Deck	421.7	Cu.Yds.	\$875.00	\$368,987.50
Epoxy Coated Reinforcing Steel	89,700	LB.	\$1.20	\$107,640.00
Jersey Barrier Rail	992	L.Ft.	\$100.00	\$99,200.00
Incidental Work - Structure	1	Lump Sum	\$150,000.00	\$150,000.00
<b>Sub Total=</b>				<b>\$1,467,277.50</b>

### **SUBSTRUCTURE COSTS:**

	Estimated Quantity	Units	Unit Price	Amount
14" x 14" Prestressed Concrete Test Pile, F&I	120	L.Ft.	\$200.00	\$24,000.00
Structure Excavation	582	Cu.Yds.	\$155.00	\$90,210.00
14" x 14" Prestressed Concrete Pile F&I	3,530	L.Ft.	\$200.00	\$706,000.00
Class A45 Concrete, Bridge	313.5	Cu.Yds.	\$808.00	\$253,308.00
Reinforcing Steel	56,600	LB.	\$1.15	\$65,090.00
Epoxy Coated Reinforcing Steel	1,800	LB.	\$1.20	\$2,160.00
<b>Sub Total=</b>				<b>\$1,140,768.00</b>

**STRUCTURE COSTS: \$2,608,045.50**

### **GRADING COSTS:**

	Estimated Quantity	Units	Unit Price	Amount
Mobilization	1	Lump Sum	\$325,000.00	\$325,000.00
Unclassified Ex	2,703	Cu. Yd.	\$6.00	\$16,218.00
Contractor Furnished Borrow	4,000	Cu. Yd.	\$10.00	\$40,000.00
Bridge End Backfill	750	Cu. Yd.	\$20.00	\$15,000.00
12" Base Course	1,330	Ton	\$25.00	\$33,250.00
Asphalt Concrete Composite	675	Ton	\$120.00	\$81,000.00
Erosion Control	1	Lump Sum	\$25,000.00	\$25,000.00
Topsoil, Seed, Fertilizing	1,666	Cu. Yd.	\$20.00	\$33,320.00
Guardrail	332	L.Ft.	\$80.00	\$26,560.00
Traffic Control	1	Lump Sum	\$30,000.00	\$30,000.00
Riprap	2,000.0	Ton	\$45.00	\$90,000.00
<b>Sub Total=</b>				<b>\$715,348.00</b>

**TOTAL ESTIMATED CONSTRUCTION= \$3,323,393.50**

# ESTIMATED ENGINEERING COSTS

## CONSTRUCTION ENGINEERING

To: **Coleen Kusser, Program Assistant**  
Local Government Assistance

From: **Kevin Goff, PE - Client Executive**  
IMEG Corp dba Clark Engineering Corporation  
Managing Office/Billing: **Sioux Falls**

Date: **November 23, 2020**

Project: **Yankton County 68-030-018 Replacement Grant Application**

Structure Number 68-030-018

Location - 7.2 miles north and 1.0 mile east of Lesterville over the James River

Structure - 496' Four Span Continuous Composite Steel Girder (28' clear roadway)

Employees	Total Hours	Pay Rate	Direct Labor	OH on Labor
Polley, A	84	45.08	\$ 3,786.72	\$ 7,146.68
Leng, Y	16	49.04	\$ 784.64	\$ 1,480.85
Kelley, C	264	31.47	\$ 8,308.08	\$ 15,679.84
Schlunsen, T	8	41.94	\$ 335.52	\$ 633.23
Lunders, W	30	35.58	\$ 1,067.40	\$ 2,014.50
Bjerke, T	1,300	24.42	\$ 31,746.00	\$ 59,914.23
Totals	1,702		\$ 46,028.36	\$ 86,869.32

Expenses	Quantity	Rate	Total
Breakfast	0	\$ 6.00	\$ -
Lunch	161	\$ 13.00	\$ 2,093.00
Supper	0	\$ 17.00	\$ -
Mileage	19,900	\$ 1.1590	\$ 23,064.10
Lodging - Nights	0	\$ 96.00	\$ -
Film Development	0	\$ 25.00	\$ -
Total Expenses			\$ 25,157.10

PROPOSAL REFLECTS 2021 ANTICIPATED RATE INCREASE OF 3%

Total Expenses	\$	25,157.10
Total Direct Labor	\$	46,028.36
Overhead on Labor at 188.73%	\$	86,869.32
Cost of Money on Labor at 0.98%	\$	451.08
Fixed Fee on Direct Labor & Overhead at 15.00%	\$	19,934.65



**TOTAL ESTIMATE**

**\$ 178,440.51**



**BRIDGE IMPROVEMENT GRANT PROGRAM  
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, \_\_\_\_\_ wishes to submit an application(s)  
for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S) AND LOCATION(S):

and WHEREAS, \_\_\_\_\_ certifies that the project(s) are listed in  
the county's Five-Year County Highway and Bridge Improvement Plan\*;

and WHEREAS, \_\_\_\_\_ agrees to pay the **20 %** match on the  
Bridge Improvement Grant funds;

and WHEREAS, \_\_\_\_\_ hereby authorizes the Bridge  
Improvement Grant application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the  
attached Bridge Improvement Grant application(s).

Vote of Commissioners/Council: Yes \_\_\_\_\_ No \_\_\_\_\_

Dated at \_\_\_\_\_, SD, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

ATTEST:

\_\_\_\_\_  
County Auditor/City Finance Officer

\_\_\_\_\_  
Chairman/Mayor

\*NOTE – not applicable for cities applying for the grant – simply mark 'NA'  
**Minimum required is 20%; must match percent shown on application.**

County	Yankton
Structure Number	68-030-018
Structure Type	Steel Girder
Total Structure Cost	\$ 3,481,339.49
Current BIG Score	48.770

Option 1	Local Match	DOT Match		Local Cost	BIG Score
	20%	80%	\$	696,267.90	48.770
	30%	70%	\$	1,044,401.85	52.103
	40%	60%	\$	1,392,535.80	55.436
	50%	50%	\$	1,740,669.75	58.770

Option 2	Bid-Ready Option (10 Points Added, Design Costs come from Local Funds)				
	Local Match	DOT Match		Local Cost	BIG Score
	20%	80%	\$	792,267.90	58.770

Lowest BIG Scores to get Awarded

2020	48.240
2019	47.805
2018	57.941

# Yankton County 2020 Bridge Inspections

Presented by:  
Adam Polley, PE



1



2

## Inspection Overview

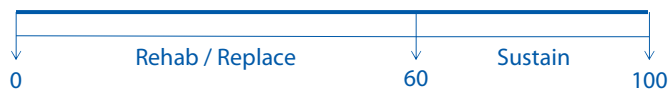
- 73 bridges inspected in 2020
  - (Yankton County has a total of 73 structures)
- Average Replacement Cost = \$1,078,381
  - Average County Share (20%) = \$215,676
- Total Replacement Cost = \$35,586,600
  - Total County Share = \$7,117,320
- Sufficiency Ratings:
  - 100 – 60 (Good Condition) – 48 bridges (66%)
  - 60-40 (Fair Condition) – 19 bridge (26%)
  - < 40 (Poor Condition) – 6 bridges (8%)



3

## Sufficiency Rating

- Average Sufficiency Rating= 72.7



4

## Stone Church – 68-030-018

- 371.8' Five Span Continuous Composite Steel Girder
- Built in 1959
- 7.2 miles north and 1.0 mile east of Lesterville, SD
- Sufficiency Rating = 23.0
- Structure is nearing the end of its useful life and should be programmed for replacement.



5

## Stone Church - 68-030-018



Profile Facing West



Alignment Facing South



6

## Stone Church - 68-030-018



Typical Bearing at Bent 3



Concrete Deterioration East  
End of Abutment 1

**CLARK**  
ENGINEERING

7

## Stone Church - 68-030-018



Corrosion of Girders over the  
Bents



West End of Abutment 1

**CLARK**  
ENGINEERING

8

## Stone Church - 68-030-018



Tree Debris at Bent 2



Weight Limit Sign

**CLARK**  
ENGINEERING

9

## Stone Church - 68-030-018

### Repair Recommendations:

- This structure is nearing the end of its useful life and should be programmed for replacement.
- Continue to post the structure at Single Unit: 11 Tons, Combinations: 13 Tons.
- Note: This structure is scheduled to apply for a replacement grant in January 2021.

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ENGINEERING

10

## Jamesville – 68-076-048

- 426.5' Six Span Continuous Composite Steel Girder
- Built in 1957
- 8.1 miles north and 0.5 miles east of Utica, SD
- Sufficiency Rating = 62.2
- Structure is nearing the end of its useful life and should be programmed for replacement.



11

## Jamesville - 68-076-048



Profile Facing East



Alignment Facing North



12



## Jamesville - 68-076-048



Broken Weld on Girder 4 in Span 2 on Cover Plate (Typical to numerous locations)



Bent Girder 3 at End of Cover Plate in Span 3

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ENGINEERING

13

## Jamesville - 68-076-048



Cracking on Abutment 1 Sill



West End of Bent Cap 4

**CLARK**  
ENGINEERING

14

## Jamesville - 68-076-048



Bent Cap Repair on Bent 5



Cracking on the South Face of Bent Cap 6

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ENGINEERING

15

## Jamesville - 68-076-048



Crack on the Top of Bent Cap 6 East End



Condition of the West End of Bent Cap 6

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ENGINEERING

16

## Jamesville - 68-076-048



Concrete Deterioration on the  
West End of Abutment 7 Sill



Weight Limit Sign

**CLARK**  
ENGINEERING

17

## Jamesville – 68-076-048

### Repair Recommendations:

- Remove the debris from the top of the bent caps and abutment sills.
- Repair the deteriorating substructure elements.
- This structure is nearing the end of its useful life and should be programmed for replacement.
- Continue to post the structure at Single Unit: 24 Tons, Combinations: 31 Tons.

**CLARK**  
ENGINEERING

18

## Johnson – 68-134-120

- 454.0' Six Span Continuous Composite Steel Girder
- Built in 1962
- 6.4 miles east and 1.0 mile north of Utica, SD
- Sufficiency Rating = 62.9



19

## Johnson – 68-134-120



Profile Facing North



Alignment Facing West



20

## Johnson – 68-134-120



Typical Painted Ends of Girders



Typical Bearing at Bent 3

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ENGINEERING

21

## Johnson – 68-134-120



Typical Bolted Splice Plate



Concrete Patching on the Underside of the Deck at Bolted Splice Locations

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ENGINEERING

22

## Johnson – 68-134-120



Cracked Splice on Girder 3 in  
Span 4 West Splice



Cracked Splice on Girder 3 in  
Span 4 West Splice (Testing  
and Crack Tips)

**CLARK**  
ENGINEERING

23

## Johnson – 68-134-120



Concrete Deterioration on  
the North End of Bent Cap 2



Weight Limit Sign

**CLARK**  
ENGINEERING

24



## Johnson – 68-134-120

### Repair Recommendations:

- Install bolted splice at the cracked weld splice location.
- Remove the tree debris around Bents 3 and 4.
- Continue to post the structure at Single Unit: 24 Tons, Combinations: 32 Tons.



25

## Fleegs – 68-156-182

- 426.5' Six Span Continuous Composite Steel Girder
- Built in 1952
- 1.1 miles south and 2.4 miles west of Mission Hill, SD
- Sufficiency Rating = 45.8



26

## Fleegs – 68-156-182



Profile Facing North



Alignment Facing West

**CLARK**  
ENGINEERING

27

## Fleegs – 68-156-182



Typical Deterioration of the  
Edge of the Deck



Section Loss of Bearing Plate  
over Bent 2

**CLARK**  
ENGINEERING

28



## Fleegs – 68-156-182



Typical Bearings at Bent 3



Typical Splice

**CLARK**  
ENGINEERING

29

## Fleegs – 68-156-182



Arrested Crack on Girder 2  
Span 3



Typical Corrosion to the Exterior  
Girders

**CLARK**  
ENGINEERING

30

## Fleegs – 68-156-182



Bulging of Diaphragms from  
Pack Rust over Bent 5



Cracked Weld on Girder 3 over  
Bent 5 on the Cover Plate

**CLARK**  
ENGINEERING

31

## Fleegs – 68-156-182



Tree Debris at Bent 5



Weight Limit Sign

**CLARK**  
ENGINEERING

32

## Fleegs – 68-156-182

### Repair Recommendations:

- Remove the debris from the abutment sills and the bents.
- This structure is nearing the end of its useful life and should be programmed for replacement.
- Remove the tree debris from under the structure.
- Continue to post the structure at Single Unit: 24 Tons, Combinations: 33 Tons.
- Note: Preliminary Engineering grant has been awarded and is currently under design.



33

## 68-019-015

- 36.4' Single Span Steel Girder
- Built in 1938
- 7.5 miles north and 0.1 miles west of Lesterville, SD
- Sufficiency Rating = 37.9



34

**68-019-015**



Profile Facing North



Alignment Facing West

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ENGINEERING

35

**68-019-015**



Typical Underside of the Deck  
and Girders



Typical Section Loss to the  
Web of the Girders

**CLARK**  
ENGINEERING

36

## 68-019-015



Concrete Deterioration in the  
Exterior Bays



Typical Efflorescence and  
Stalactites on the Underside of  
the Deck

**CLARK**  
ENGINEERING

37

## 68-019-015



Cracking and Deterioration at  
the Corners of Abutment 2



Weight Limit Sign

**CLARK**  
ENGINEERING

38

## 68-019-015

### Repair Recommendations:

- This structure is nearing the end of its useful life and should be programmed for replacement.
- Post the structure at Single Unit: 12 Tons, Combinations: 21 Tons due to the section loss of the girders.



39

## 68-070-158

- 36.0' Single Span Steel Girder
- Built in 1940
- 2.8 miles south of Utica, SD
- Sufficiency Rating = 29.5



40



## 68-070-158



Profile Facing East



Alignment Facing South

**CLARK**  
ENGINEERING

41

## 68-070-158



General Layout of the  
Underside of the Deck and  
Girders



Typical Stalactites Buildup on  
the Underside of the Deck

**CLARK**  
ENGINEERING

42

## 68-070-158



Typical Section Loss on the Top Flange of the Girders



Weight Limit Sign

**CLARK**  
ENGINEERING

43

## 68-070-158

### Repair Recommendations:

- This structure is nearing the end of its useful life and should be programmed for replacement.
- Continue to post the structure at Single Unit: 17 Tons, Combinations: 29 Tons.

**CLARK**  
ENGINEERING

44



## Inspection Overview

- 73 bridges inspected in 2020
  - (Yankton County has a total of 73 structures)
- Average Replacement Cost = \$1,078,381
  - Average County Share (20%) = \$215,676
- Total Replacement Cost = \$35,586,600
  - Total County Share = \$7,117,320
- Sufficiency Ratings:
  - 100 – 60 (Good Condition) – 48 bridges (66%)
  - 60-40 (Fair Condition) – 19 bridge (26%)
  - < 40 (Poor Condition) – 6 bridges (8%)



45

## Thank you for your time!

Presented by:  
Adam Polley, PE



46

Yankton County Planning Commission  
Yankton County Board of Adjustment

Applicant Kenneth Hausmann

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 additional single family dwelling in a High Density Rural Residential District (R3) per Article 8 Section 807. Said property is legally described as Lot 4A, Block 3, Mayer's Addition located in the NW1/4 of the SW1/4, Section 22 T93N R56W hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 107 Robin St, Yankton, SD.

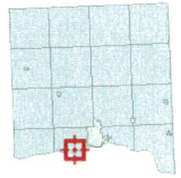
PC:	Article 18	Section 1805	Article 8	Section 807
BOA:	Article 19	Section 1905	Article 8	Section 807

Planning Commission date: 11-10-20  
Board of Adjustment date: 12-01-20

Time: 7:05 PM  
Time: 7:00 PM



#### Overview



#### Legend

- Townships
- Parcels
- City Limits
- Streets and Roads
- County Zoning District**
- <all other values>
- COMMERCIAL
- ETJ
- HIGH DENSITY RESIDENTIAL
- LAKE SIDE COMMERCIAL
- LOW DENSITY RESIDENTIAL
- MODERATE DENSITY RESIDENTIAL
- PLANNED UNIT DEVELOPMENT
- PUBLIC
- RURAL TRANSITIONAL
- Floodplain**
- 100 YEAR FLOOD NO BFE; 100 YEAR FLOOD WITH BFE
- 500 YEAR FLOOD

Parcel ID - 09.022.500.304  
 Address - 107 ROBIN ST  
 Owner - HAUSMANN, KENNETH M (D)  
 HAUSMANN, ANGELA D (D)

**Disclaimer:** Yankton County digital cadastral data are a representation of recorded plats and surveys for use within the Geographic Information System for purposes of data access and analysis. These and other digital data do not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership or use.

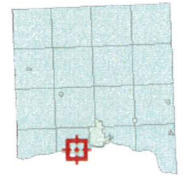
Date created: 10/1/2020  
 Last Data Uploaded: 10/1/2020 8:07:39 AM

Developed by **Schneider**  
 GEOSPATIAL





Overview



Legend

-  Townships
-  Parcels
-  City Limits
-  Streets and Roads

Parcel ID - 09.022.500.304  
Address - 107 ROBIN ST  
Owner - HAUSMANN, KENNETH M (D)  
HAUSMANN, ANGELA D (D)

Disclaimer: Yankton County digital cadastral data are a representation of recorded plats and surveys for use within the Geographic Information System for purposes of data access and analysis. These and other digital data do not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership or use.

Date created: 10/1/2020  
Last Data Uploaded: 10/1/2020 8:07:39 AM

Developed by  Schneider  
GEOSPATIAL

- 20 ft from East Lot line  
- 40 ft from North Lot line  
House Dimensions: 42 x 38

# DRAFT YANKTON COUNTY BUILDING PERMIT APPLICATION

Each building site must have a separate site plan

JOB ADDRESS 107 ROBIN ST, YANKTON, SD 57078		PARCEL ID 09.022.500.304													
LEGAL DESCRIPTION LT 4A BLK 3 MAYER'S ADDN															
OWNER NAME AND MAILING ADDRESS HAUSMANN, KENNETH M   107 ROBIN ST   YANKTON SD 57078 HAUSMANN, ANGELA D			PHONE/CELL 6056614952 /												
CONTRACTOR dave rothlubber	MAIL ADDRESS	PHONE													
ARCHITECT OR DESIGNER architecual designs	MAIL ADDRESS	PHONE 8008547852													
USE OF BUILDING:		SETBACKS													
CLASS OF WORK: New		Front: 40 Rear: 110													
DESCRIBE WORK: mother in law suite		Side: 20 Side: 162													
VALUATION OF WORK: \$		Mobile/Manufactured Home Tax Affidavit:													
SPECIAL CONDITIONS:															
App. Accepted By:	Site Plans Check By:	Approved for Issuance By:	PERMIT FEE: \$0.00    Check #												
<p style="text-align: center;"><b>NOTICE</b></p> <p>THIS PERMIT WILL EXPIRE IF WORK OR CONSTRUCTION AUTHORIZED IS NOT COMMENCED WITHIN ONE HUNDRED EIGHTY (180) DAYS OR CONSTRUCTION IS NOT SUBSTANTIALLY COMPLETED WITHIN TWO (2) YEARS OF ISSUANCE.</p> <p>I HEREBY CERTIFY THAT I HAVE READ AND EXAMINED THIS APPLICATION AND KNOW THE SAME TO BE TRUE AND CORRECT. ALL PROVISIONS OF LAWS AND ORDINANCES GOVERNING THIS TYPE OF WORK WILL BE COMPLIED WITH WHETHER SPECIFIED HEREIN OR NOT. THE GRANTING OF A PERMIT DOES NOT PRESUME TO GIVE AUTHORITY TO VIOLATE OR CANCEL THE PROVISIONS OF THE YANKTON COUNTY ZONING ORDINANCE OR ANY OTHER FEDERAL, STATE, OR LOCAL LAW REGULATING CONSTRUCTION ACTIVITIES OR THE USE OF ANY PROPERTY.</p> <div style="text-align: right; margin-top: 20px;">   10/08/2020 </div>			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;"><b>Type of Construction</b> Wood</td> <td style="padding: 2px;"><b>Sewer</b> Septic</td> <td style="padding: 2px;"><b>Water</b> B-Y Water</td> </tr> <tr> <td style="padding: 2px;"><b>Total Square Feet</b> 1062</td> <td colspan="2" style="padding: 2px;"><b>Number of Stories</b> 1</td> </tr> <tr> <td style="padding: 2px;"><b>Zoning District</b> HD</td> <td colspan="2" style="padding: 2px;"><b>Number of Accessory Buildings</b> No</td> </tr> <tr> <td style="padding: 2px;"><b>Number of Dwelling Units</b> 1</td> <td colspan="2" style="padding: 2px;"><b>Property/Parcel/Lot Size (Acres)</b></td> </tr> </table>	<b>Type of Construction</b> Wood	<b>Sewer</b> Septic	<b>Water</b> B-Y Water	<b>Total Square Feet</b> 1062	<b>Number of Stories</b> 1		<b>Zoning District</b> HD	<b>Number of Accessory Buildings</b> No		<b>Number of Dwelling Units</b> 1	<b>Property/Parcel/Lot Size (Acres)</b>	
<b>Type of Construction</b> Wood	<b>Sewer</b> Septic	<b>Water</b> B-Y Water													
<b>Total Square Feet</b> 1062	<b>Number of Stories</b> 1														
<b>Zoning District</b> HD	<b>Number of Accessory Buildings</b> No														
<b>Number of Dwelling Units</b> 1	<b>Property/Parcel/Lot Size (Acres)</b>														
Signature of _____ Date _____  BY THIS SIGNATURE, THE ZONING ADMINISTRATOR IS AUTHORIZED TO ENTER UPON THE PROPERTY DESCRIBED FOR THE PURPOSE OF INSPECTION			<p><b>For County Officials Use Only</b></p> <p>When properly validated (in this space), this is your permit.</p> <p>The above application is hereby approved.</p> <p>Building Permit Number: _____</p> <p>Post Construction? _____</p> <div style="text-align: right; margin-top: 20px;">Date _____</div>												

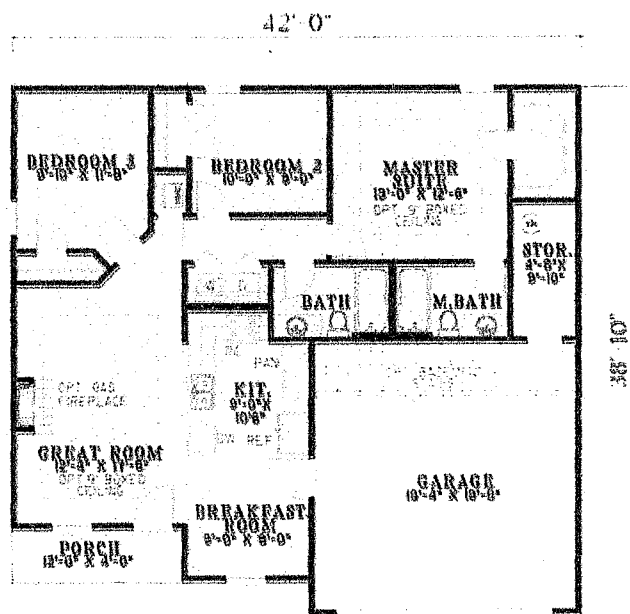


## About This Plan

- The spacious great room allows you the options of a boxed ceiling and a gas fireplace if desired. Nearby, the step-saver kitchen and adjacent breakfast room will simplify preparing and serving meals.
- Nestled in the back corner of this home is your private master suite complete with optional boxed ceiling and large walk-in closet.
- Just down the hall, you'll find the two additional bedrooms, perfect for the kids or overnight guests.
- **Related Plans:** For an alternate layout, see house plan **59604ND** (<https://www.architecturaldesigns.com/house-plans/every-square-inch-59604nd>).
- Gain a fourth bedroom with house plan **59603ND** (<https://www.architecturaldesigns.com/house-plans/quaint-front-porch-59603nd>).



## Floor Plans

### Main Level



## Spacious Great Room Design



				
<b>1,082</b>	<b>3</b>	<b>2</b>	<b>1</b>	<b>2</b>
Heated S.F.	Beds	Baths	Floors	Car Garage

### Buy This Plan

PDF - Single-Build  
**\$700**

5 Sets  
**\$800**

5 Sets + PDF  
**\$1,080**

CAD - Single-Build  
**\$1,400**

View all purchase option online

## FINDINGS OF FACT – CONDITIONAL USE PERMIT

Kenneth Hausmann – CUP-2020-20

Are the requirements of Section 1723 met? (signed by owner unless there is a binding purchase agreement then signed by applicant, Variance accompanied by building permit (if applicable), site plan included with building permit,	Yes
Are the requirements of Section 1729 met? (all fees paid at time of application)	Yes
Section 1805:	
1. Did you specifically cite, in the application, the section of the Ordinance under which the conditional use is sought and state the grounds on which it is requested	Applicant is requesting a Conditional Use Permit for an additional single family dwelling in a High Density Rural Residential District (R3) per Article 8 Section 807
2. Was notice of public hearing given per Section 1803 (3-5)?	Notice given
3. Attend the public hearing	11/10/20
4. Planning Commission: Make a recommendation to include:  a. Granting of conditional use; b. Granting with conditions; or c. Denial of conditional use	Motion to approve Conditional Use Permit as presented based on the fact that the county previously required the lots be put together and it's also a full acre lot and the neighbors are ½ acre and according to Section 809 classification of unlisted uses
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 area exists
c. Refuse and service areas, with particular reference to the items in (A) and (B) above;	Will have own refuse
d. Utilities, with reference to locations, availability, and compatibility;	Utilities are available
e. Screening and buffering with reference to type, dimensions, and character;	No extra screening or buffering needed
f. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect;	No signs, residential
g. Required yards and other open spaces; and	Required yards exists, to separate it will have to take in some of the



	current homes back yard but it is a full acre
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.	Residential home in residential neighborhood

AFFIDAVIT OF MAILING

I, Barb Hanson, hereby certify that on the 29<sup>th</sup> day of October, 2020, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

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

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

Dated the 30 day of October, 2020.

Barb Hanson  
(Name)  
Affiant

Subscribed and sworn to before me this 30 day of October, 2020.

Kris L. Thury  
Notary Public - South Dakota  
My commission expires: 8/25/2021

(SEAL)



## NOTIFICATION

October 31, 2020

Kenneth Hausmann  
107 Robin St  
Yankton, South Dakota 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 7:05 P.M. on the 10<sup>th</sup> day of November, 2020 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 additional single family dwelling in a High Density Rural Residential District (R3) per Article 8 Section 807. Said property is legally described as Lot 4A, Block 3, Mayer's Addition located in the NW1/4 of the SW1/4, Section 22 T93N R56W hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 107 Robin St, Yankton, SD.*

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,

Kenneth Hausmann  
Petitioners

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PO BOX 351  
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PO BOX 503  
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YANKTON SD 57078

MINES, DAVID L (D)  
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107 RAINBOW ST  
YANKTON SD 57078

MORKVE, JENNIFER (D)  
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YANKTON SD 57078

NELSON, JOHN R JR (D)  
%HABITAT FOR HUMANITY  
218 CAPITAL ST  
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NELSON-STASTNY, WAYNE (D)  
121 SUNSET ST  
YANKTON SD 57078

NOVAK, SHEILA K (D)  
116 ROBIN ST  
YANKTON SD 57078

OLSON, DENNIS G (D)  
112 SUNSET ST  
YANKTON SD 57078

OLSON, RONALD ROBERT (D)  
108 SUNSET ST  
YANKTON SD 57078

PALSMA, ROBERT E (D)  
117 SUNSET ST  
YANKTON SD 57078

PEKAREK, CURT J (D)  
511 EAST 9 ST  
MORRIS MN 56267

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

POKORNY, BRUCE H (D)  
107 WAYNE ST  
YANKTON SD 57078

PRICKETT, SCOTT V (D)  
102 WAYNE ST  
YANKTON SD 57078

RAMSDELL, CLARENCE W (D)  
109 NOME ST  
YANKTON SD 57078

REISIG, JASON M (D)  
116 SUNSET ST  
YANKTON SD 57078

RIVERSIDE ACRES DEV LLC (D)  
%SCHAEFER, PAUL  
116 PIKE ST  
YANKTON SD 57078

ROBINSON, DONALD (D)  
122 NOME ST  
YANKTON SD 57078

ROBINSON, DONALD E (D)  
122 NOME ST  
YANKTON SD 57078

ROESLER, MARTY (D)  
113 TOOTY'S AVE  
YANKTON SD 57078

ROESLER, MARTY A (D)  
113 TOOTY'S AVE  
YANKTON SD 57078

ROSBERG, PETER P (D)  
116 NOME ST  
YANKTON SD 57078

RUMAN, KAREN M (D)  
117 WAYNE ST  
YANKTON SD 57078

RUMAN, TAMMY (D)  
103 SUNSET ST  
YANKTON SD 57078

RUNGE, DAVE (D)  
104 NOME ST  
YANKTON SD 57078

SAYLOR, NICHOLAS L (D)  
114 WAYNE ST  
YANKTON SD 57078

SCHAEFFER, RANDY A (D)  
103 RAINBOW ST  
YANKTON SD 57078

SCHILD, ALLEN M (D)  
123 NOME ST  
YANKTON SD 57078

SCHMITT, ALAN (D)  
1921 W 300 N  
WEST POINT UT 84015

SCHMITZ, PATRICK (D)  
2133 300 AVE  
ALBION NE 68620

SCHROEDER, RUBY (D)  
121 WAYNE ST  
YANKTON SD 57078

SHELBURG, JEREMY (D)  
1405 EAST SIDE DR  
YANKTON SD 57078

SHERRATT, CHAD T (D)  
110 TOOTY'S AVE  
YANKTON SD 57078

SMITH, ETHAN A (D)  
101 TOOTY'S AVE  
YANKTON SD 57078

SPARKS, RAYMOND W (D)  
115 NOME ST  
YANKTON SD 57078

STEFFEN, MERLIN (D)  
104 RAINBOW ST  
YANKTON SD 57078

STEFFEN, MERLIN J (D)  
104 RAINBOW ST  
YANKTON SD 57078

STODDARD, CHARLES A (D)  
105 CURLIES ST  
YANKTON SD 57078

SUDBECK, THOMAS D (D)  
100 WAYNE ST  
YANKTON SD 57078

SUING, DONALD G (D)  
115 SUNSET ST  
YANKTON SD 57078

SWENSON, BRANDON L (D)  
100 SUNSET ST  
YANKTON SD 57078

THOMAS, TERESA M (D)  
120 NOME ST  
YANKTON SD 57078

THOMPSON, TODD A (D)  
103 WAYNE ST  
YANKTON SD 57078

TRAMP, KEITH J (D)  
110 SUNSET ST  
YANKTON SD 57078

TRENHAILE, MATTHEW J (D)  
118 SUNSET ST  
YANKTON SD 57078

TUCKER, BRANDON (D)  
103 CURLIES ST  
YANKTON SD 57078

TURNER, ERIC J (D)  
104 WAYNE ST  
YANKTON SD 57078

URNESS, DOUGLAS L (D)  
115 RAINBOW ST  
YANKTON SD 57078

WADSWORTH, TAMARA (D)  
111 WAYNE ST  
YANKTON SD 57078

WAGGONER, ROCKEY D (D)  
113 WAYNE ST  
YANKTON SD 57078

WAIT, BRUCE A (D)  
3301 RIVER ASPEN RD  
YANKTON SD 57078

WALTER, ADAM (D)  
107 SUNSET ST  
YANKTON SD 57078

WIESELER, CONNIE F (D)  
111 NOME ST  
YANKTON SD 57078

WILCOX, LINDA R (D)  
115 WAYNE ST  
YANKTON SD 57078

WINCHELL, ROBERT W (D)  
102 RAINBOW ST  
YANKTON SD 57078

WITTE, TIMOTHY D (D)  
119 SUNSET ST  
YANKTON SD 57078

ZAVADIL, VERNON J (D)  
105 TOOTY'S AVE  
YANKTON SD 57078

ZIMMERMAN, KENNETH (D)  
103 TOOTY'S AVE  
YANKTON SD 57078



## NOTIFICATION

November 21, 2020

Kenneth Hausmann  
107 Robin St  
Yankton, South Dakota 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 7:00 P.M. on the 1<sup>st</sup> day of December, 2020 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 additional single family dwelling in a High Density Rural Residential District (R3) per Article 8 Section 807. Said property is legally described as Lot 4A, Block 3, Mayer's Addition located in the NW1/4 of the SW1/4, Section 22 T93N R56W hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 107 Robin St, Yankton, SD.*

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,

Kenneth Hausmann  
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112 SUNSET ST  
YANKTON SD 57078

OLSON, RONALD ROBERT (D)  
108 SUNSET ST  
YANKTON SD 57078

PALSMA, ROBERT E (D)  
117 SUNSET ST  
YANKTON SD 57078

PEKAREK, CURT J (D)  
511 EAST 9 ST  
MORRIS MN 56267

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

POKORNY, BRUCE H (D)  
107 WAYNE ST  
YANKTON SD 57078

PRICKETT, SCOTT V (D)  
102 WAYNE ST  
YANKTON SD 57078

RAMSDELL, CLARENCE W (D)  
109 NOME ST  
YANKTON SD 57078

REISIG, JASON M (D)  
116 SUNSET ST  
YANKTON SD 57078

RIVERSIDE ACRES DEV LLC (D)  
%SCHAEFER, PAUL  
116 PIKE ST  
YANKTON SD 57078

ROBINSON, DONALD (D)  
122 NOME ST  
YANKTON SD 57078

ROBINSON, DONALD E (D)  
122 NOME ST  
YANKTON SD 57078

ROESLER, MARTY (D)  
113 TOOTY'S AVE  
YANKTON SD 57078

ROESLER, MARTY A (D)  
113 TOOTY'S AVE  
YANKTON SD 57078

ROSBERG, PETER P (D)  
116 NOME ST  
YANKTON SD 57078

RUMAN, KAREN M (D)  
117 WAYNE ST  
YANKTON SD 57078

RUMAN, TAMMY (D)  
103 SUNSET ST  
YANKTON SD 57078

RUNGE, DAVE (D)  
104 NOME ST  
YANKTON SD 57078

SAYLOR, NICHOLAS L (D)  
114 WAYNE ST  
YANKTON SD 57078

SCHAEFFER, RANDY A (D)  
103 RAINBOW ST  
YANKTON SD 57078

SCHILD, ALLEN M (D)  
123 NOME ST  
YANKTON SD 57078

SCHMITT, ALAN (D)  
1921 W 300 N  
WEST POINT UT 84015

SCHMITZ, PATRICK (D)  
2133 300 AVE  
ALBION NE 68620

SCHROEDER, RUBY (D)  
121 WAYNE ST  
YANKTON SD 57078

SHELBURG, JEREMY (D)  
1405 EAST SIDE DR  
YANKTON SD 57078

SHERATT, CHAD T (D)  
110 TOOTY'S AVE  
YANKTON SD 57078

SMITH, ETHAN A (D)  
101 TOOTY'S AVE  
YANKTON SD 57078

SPARKS, RAYMOND W (D)  
115 NOME ST  
YANKTON SD 57078

STEFFEN, MERLIN (D)  
104 RAINBOW ST  
YANKTON SD 57078

STEFFEN, MERLIN J (D)  
104 RAINBOW ST  
YANKTON SD 57078

STODDARD, CHARLES A (D)  
105 CURLIES ST  
YANKTON SD 57078

SUDBECK, THOMAS D (D)  
100 WAYNE ST  
YANKTON SD 57078

SUING, DONALD G (D)  
115 SUNSET ST  
YANKTON SD 57078

SWENSON, BRANDON L (D)  
100 SUNSET ST  
YANKTON SD 57078

THOMAS, TERESA M (D)  
120 NOME ST  
YANKTON SD 57078

THOMPSON, TODD A (D)  
103 WAYNE ST  
YANKTON SD 57078

TRAMP, KEITH J (D)  
110 SUNSET ST  
YANKTON SD 57078

TRENHAILE, MATTHEW J (D)  
118 SUNSET ST  
YANKTON SD 57078

TUCKER, BRANDON (D)  
103 CURLIES ST  
YANKTON SD 57078

TURNER, ERIC J (D)  
104 WAYNE ST  
YANKTON SD 57078

URNESS, DOUGLAS L (D)  
115 RAINBOW ST  
YANKTON SD 57078

WADSWORTH, TAMARA (D)  
111 WAYNE ST  
YANKTON SD 57078

WAGGONER, ROCKEY D (D)  
113 WAYNE ST  
YANKTON SD 57078

WAIT, BRUCE A (D)  
3301 RIVER ASPEN RD  
YANKTON SD 57078

WALTER, ADAM (D)  
107 SUNSET ST  
YANKTON SD 57078

WIESELER, CONNIE F (D)  
111 NOME ST  
YANKTON SD 57078

WILCOX, LINDA R (D)  
115 WAYNE ST  
YANKTON SD 57078

WINCHELL, ROBERT W (D)  
102 RAINBOW ST  
YANKTON SD 57078

WITTE, TIMOTHY D (D)  
119 SUNSET ST  
YANKTON SD 57078

ZAVADIL, VERNON J (D)  
105 TOOTY'S AVE  
YANKTON SD 57078

ZIMMERMAN, KENNETH (D)  
103 TOOTY'S AVE  
YANKTON SD 57078

Yankton County Planning Commission  
Yankton County Board of Adjustment

Applicant

Connie Bornitz

**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 1107

☒ Section 1805 ☐ Section 1905

---

**NOTE:**

**Conditional Use Permit**

Applicant is requesting a Conditional Use Permit for an additional single family dwelling in a Lakeside Commercial District (LC) per Article 11 Section 1107. Said property is legally described as Lot F-4 and Lot F-5, in Fitzgerald Park, in the SW1/4 of the NW1/4, Section 17 T93N R56W, of the 5<sup>th</sup> PM, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 43516 SD Hwy 52, Yankton, SD.

PC:	Article 18 Section 1805	Article 11 Section 1107
BOA:	Article 19 Section 1905	Article 11 Section 1107

Planning Commission date: 11-10-20  
Board of Adjustment date: 12-01-20

Time: 7:10 PM  
Time: 7:05 PM

# Yankton County

         Variance      X Conditional Use               Rezoning

Owner: connie bornitz

Owners Address: pobox 708 yankton

Owners Phone: 6055536908

Applicants Name,  
if different from

Owner: connie bornitz

## Applicants

Address: pobox 708 yankton 43516 hwy 52

Job Address: 43516 SD HWY 52

Legal: LTS F4 & F5 FITZGERALD PARK

Section,  
Township, Range: 17-93-56

Zoning  
Classification: LC

Affected Zoning

Ordinance: Section 1107,Section 18071107 #5

Reason for additional home on a lot that has a home  
Request:

List Specific Hardships: as we r getting older we will have a second home for children or grandchildren to help us

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 11/10/2020 6:10

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 12/01/2020 7:05

Application Fee: \$300.00      Check #: 1509      Receipt #:

Date:

Signature: \_\_\_\_\_

---

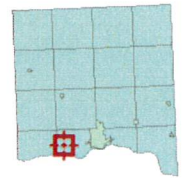
connie bornitz

10/16/2020





#### Overview



#### Legend

-  Townships
-  Sections
-  Parcels
-  City Limits
-  Streets and Roads
- Floodplain**
  -  100 YEAR FLOOD NO BFE; 100 YEAR FLOOD WITH BFE
  -  500 YEAR FLOOD

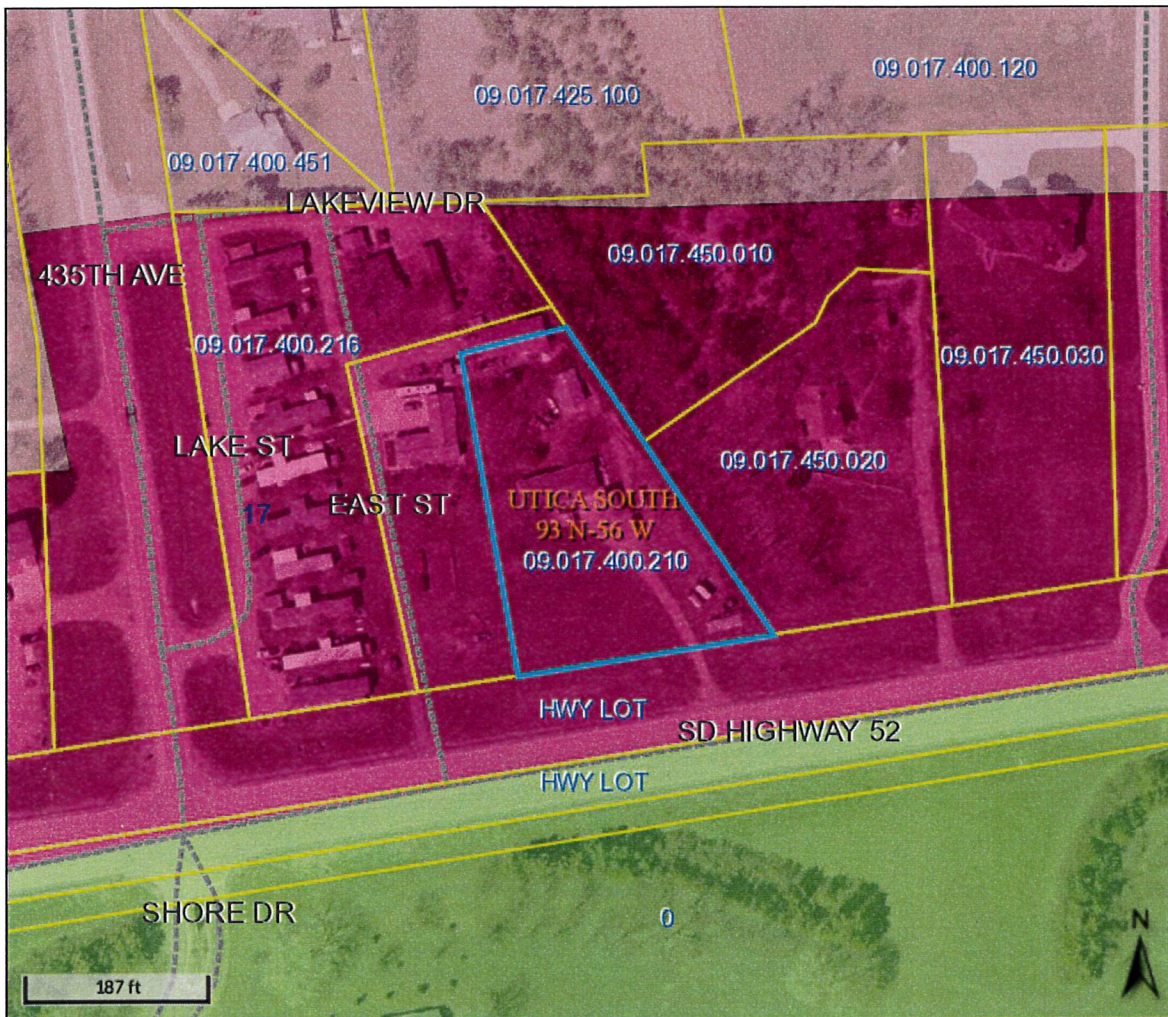
Parcel ID - 09.017.400.210  
Address - 43516 SD HWY 52  
Owner - GRECKEL, HARLAN H (D)  
BORNITZ, CONNIE J (D)

**Disclaimer:** Yankton County digital cadastral data are a representation of recorded plats and surveys for use within the Geographic Information System for purposes of data access and analysis. These and other digital data do not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership or use.

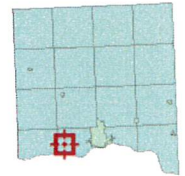
Date created: 10/19/2020  
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Developed by  **Schneider**  
GEOSPATIAL





#### Overview



#### Legend

- Townships
- Sections
- Parcels
- City Limits
- Streets and Roads
- County Zoning District**
- <all other values>
- COMMERCIAL
- ETJ
- HIGH DENSITY RESIDENTIAL
- LAKE SIDE COMMERCIAL
- LOW DENSITY RESIDENTIAL
- MODERATE DENSITY RESIDENTIAL
- PLANNED UNIT DEVELOPMENT
- PUBLIC
- RURAL TRANSITIONAL
- Floodplain**
- 100 YEAR FLOOD NO BFE; 100 YEAR FLOOD WITH BFE
- 500 YEAR FLOOD

Parcel ID - 09.017.400.210  
 Address - 43516 SD HWY 52  
 Owner - GRECKEL, HARLAN H (D)  
 BORNITZ, CONNIE J (D)

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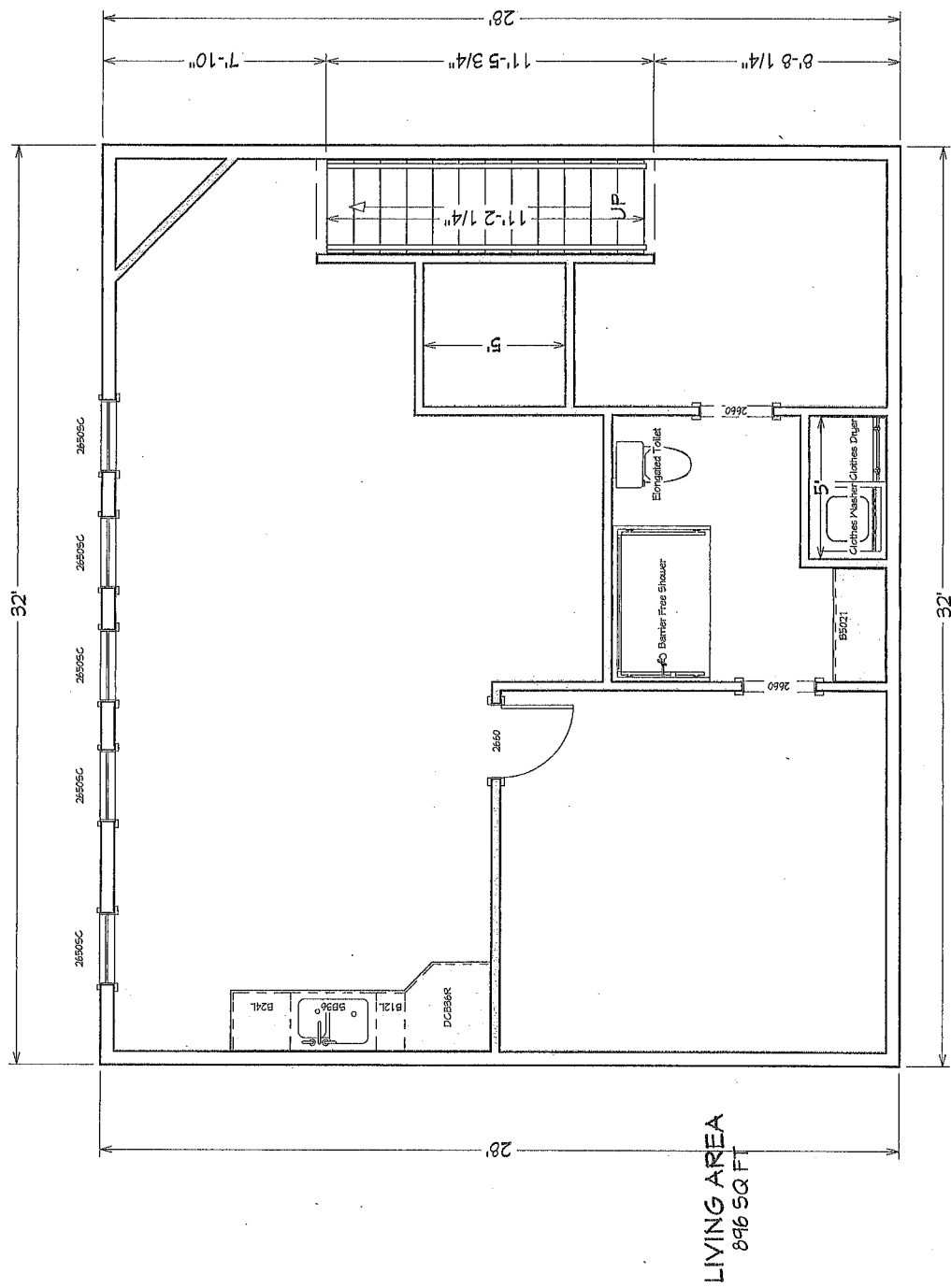
Date created: 10/19/2020  
 Last Data Uploaded: 10/19/2020 8:22:36 AM

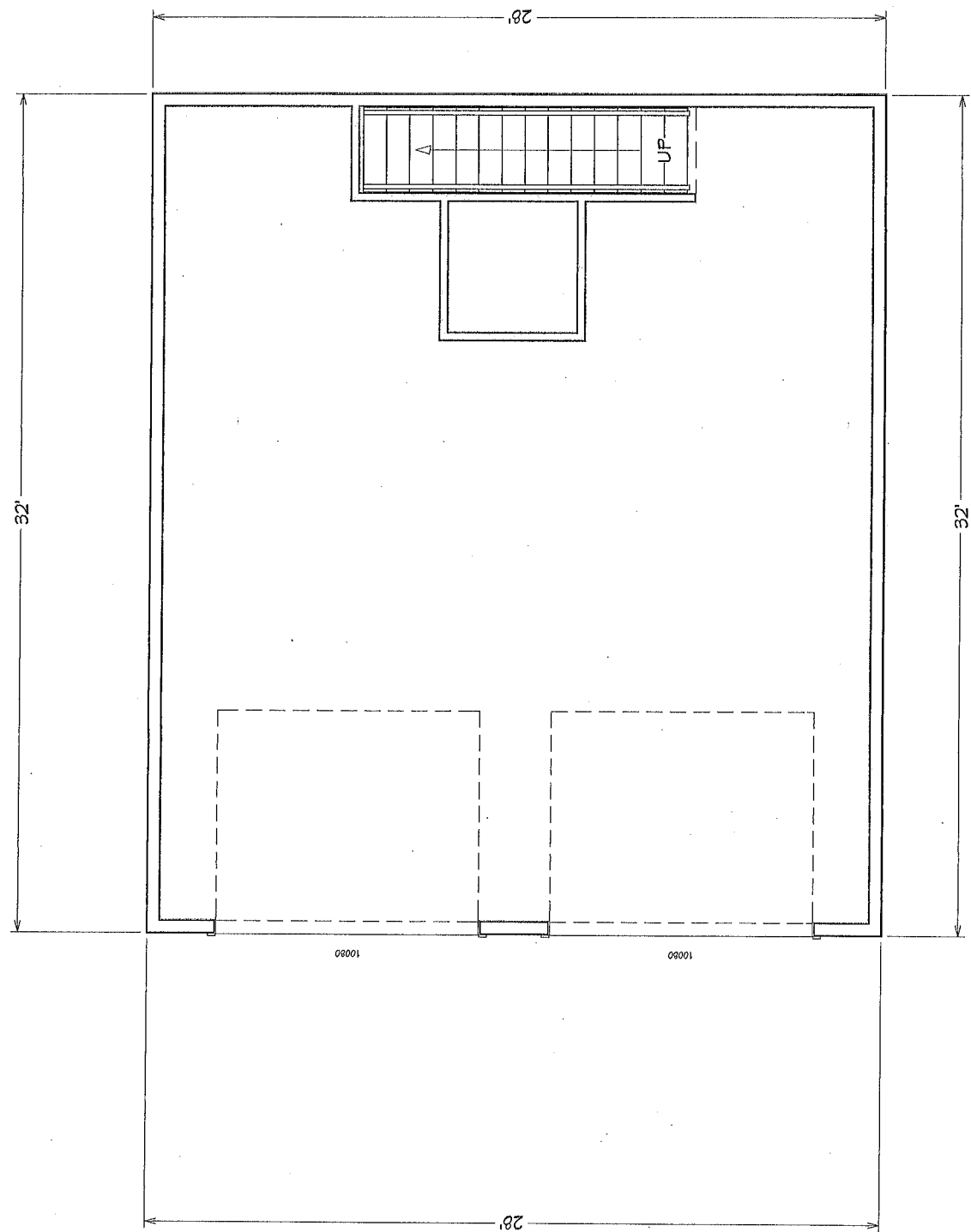
Developed by

# DRAFT YANKTON COUNTY BUILDING PERMIT APPLICATION

Each building site must have a separate site plan

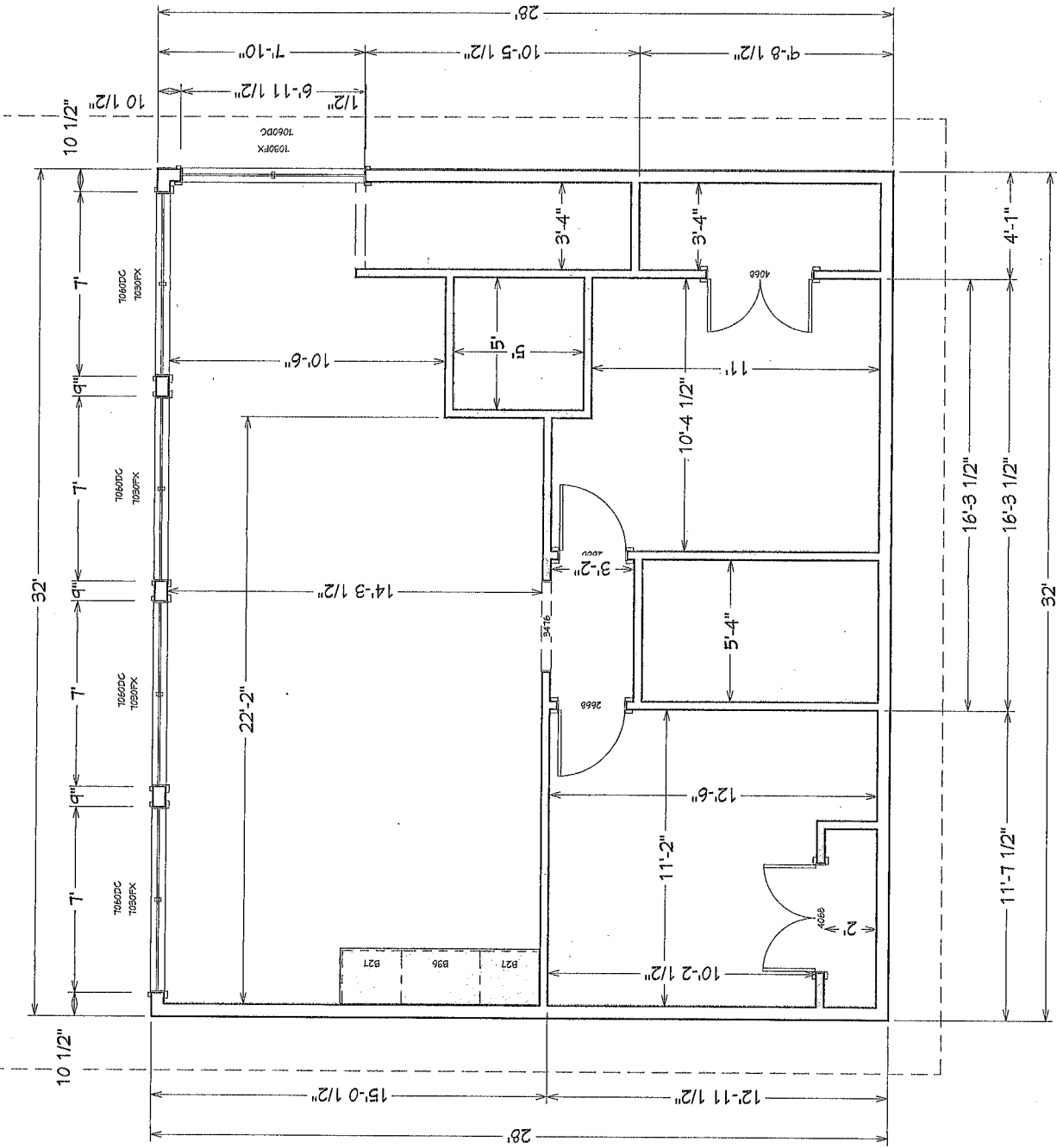
JOB ADDRESS 43516 SD HWY 52, YANKTON, SD 57078		PARCEL ID 09.017.400.210					
LEGAL DESCRIPTION LTS F4 & F5 FITZGERALD PARK							
OWNER NAME AND MAILING ADDRESS GRECKEL, HARLAN H   PO BOX 708   YANKTON SD 57078BORNITZ, CONNIE J			PHONE/CELL 6055536908 /				
CONTRACTOR list constructionjason list	MAIL ADDRESS yankton s.d. 57078	PHONE 6056655233					
ARCHITECT OR DESIGNER list construction	MAIL ADDRESS yankton s.d. 57078	PHONE 605 665 5233					
USE OF BUILDING: single family dwelling		SETBACKS					
CLASS OF WORK: New		Front: 75 Rear: 25					
DESCRIBE WORK: single family home 960 sq ft		Side: 25 Side: 25					
VALUATION OF WORK: \$		Mobile/Manufactured Home Tax Affidavit:					
SPECIAL CONDITIONS:							
App. Accepted By:	Site Plans Check By:	Approved for Issuance By:	PERMIT FEE: \$0.00    Check #				
<p style="text-align: center;"><b>NOTICE</b></p> <p>THIS PERMIT WILL EXPIRE IF WORK OR CONSTRUCTION AUTHORIZED IS NOT COMMENCED WITHIN ONE HUNDRED EIGHTY (180) DAYS OR CONSTRUCTION IS NOT SUBSTANTIALLY COMPLETED WITHIN TWO (2) YEARS OF ISSUANCE.</p> <p>I HEREBY CERTIFY THAT I HAVE READ AND EXAMINED THIS APPLICATION AND KNOW THE SAME TO BE TRUE AND CORRECT. ALL PROVISIONS OF LAWS AND ORDINANCES GOVERNING THIS TYPE OF WORK WILL BE COMPLIED WITH WHETHER SPECIFIED HEREIN OR NOT. THE GRANTING OF A PERMIT DOES NOT PRESUME TO GIVE AUTHORITY TO VIOLATE OR CANCEL THE PROVISIONS OF THE YANKTON COUNTY ZONING ORDINANCE OR ANY OTHER FEDERAL, STATE, OR LOCAL LAW REGULATING CONSTRUCTION ACTIVITIES OR THE USE OF ANY PROPERTY.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;">  </div> <div style="text-align: right;"> <p>11/03/2020</p> </div> </div>			Type of Construction Wood	Sewer Septic	Water B-Y Water		
			Total Square Feet 960		Number of Stories 3		
			Zoning District LC		Number of Accessory Buildings Yes		
			Number of Dwelling Units 1		Property/Parcel/Lot Size (Acres) 0		
			<p><b>For County Officials Use Only</b></p> <p>When properly validated (in this space), this is your permit.</p> <p>The above application is hereby approved.</p> <p>Building Permit Number:</p> <p>Post Construction?</p>				
Signature of Land Owner		Date					
BY THIS SIGNATURE, THE ZONING ADMINISTRATOR IS AUTHORIZED TO ENTER UPON THE PROPERTY DESCRIBED FOR THE PURPOSE OF INSPECTION							
Date							





LIVING AREA  
896 SQ FT





LIVING AREA  
896 SQ FT

# FINDINGS OF FACT – CONDITIONAL USE PERMIT

Connie Bornitz – CUP-2020-21

Are the requirements of Section 1723 met? (signed by owner unless there is a binding purchase agreement then signed by applicant, Variance accompanied by building permit (if applicable), site plan included with building permit,	Yes
Are the requirements of Section 1729 met? (all fees paid at time of application)	Yes
Section 1805:	
1. Did you specifically cite, in the application, the section of the Ordinance under which the conditional use is sought and state the grounds on which it is requested	Applicant is requesting a Conditional Use Permit for an additional single family dwelling in a Lakeside Commercial District (LC) per Article 11 Section 1107
2. Was notice of public hearing given per Section 1803 (3-5)?	Notice given
3. Attend the public hearing	11-10-20
4. Planning Commission: Make a recommendation to include:  a. Granting of conditional use; b. Granting with conditions; or c. Denial of conditional use	Motion to approve Conditional Use Permit of single family dwelling in Lakeside Commercial District 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;	Off right of way parking exists
c. Refuse and service areas, with particular reference to the items in (A) and (B) above;	Refuse exists
d. Utilities, with reference to locations, availability, and compatibility;	Utilities are available
e. Screening and buffering with reference to type, dimensions, and character;	No additional screening requested
f. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect;	No signs or additional exterior lighting needed
g. Required yards and other open spaces; and	Yards and spaces exists

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.

Current residence on property,  
residential property nearby



AFFIDAVIT OF MAILING

I, Connie Boenitz, hereby certify that on the 29<sup>th</sup> day of OCT, 2020, 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 29<sup>th</sup> day of OCT, 2020.

Connie Boenitz

(Name)

Affiant

Subscribed and sworn to before me this 29 day of OCT, 2020.

[Signature]  
Notary Public - South Dakota

My commission expires: 3-24-22

(SEAL)

## NOTIFICATION

October 31, 2020

Connie Bornitz  
PO Box 708  
Yankton, South Dakota 57078

Dear Yankton County Property Owner:

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

### NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 10<sup>th</sup> day of November, 2020 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 additional single family dwelling in a Lakeside Commercial District (LC) per Article 11 Section 1107. Said property is legally described as Lot F-4 and Lot F-5, in Fitzgerald Park, in the SW1/4 of the NW1/4, Section 17 T93N R56W, of the 5<sup>th</sup> PM, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 43516 SD Hwy 52, Yankton, SD.*

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

Sincerely,

Connie Bornitz  
Petitioners

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

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

BLOM, GARY (D)  
115 PIKE ST  
YANKTON SD 57078

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

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

CHRISTENSEN, LISA J TRUST (D)  
224 NORTH HWY 20  
PO BOX 805  
LAUREL NE 68745

DAYHUFF, JEFFREY W (D)  
113 EAST 3 ST  
YANKTON SD 57078

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

EHRLERS, MARVIN D REVOC TRUST (D)  
31129 435 AVE  
YANKTON SD 57078

EICHFELD, AMY M (D)  
31102 435 AVE  
YANKTON SD 57078

EVANS, MATTHEW L (D)  
31120 435 AVE  
YANKTON SD 57078

EXECUTIVE PARK MODEL EST LLC (D)  
3703 WEST 7 ST  
YANKTON SD 57078

FOLKEN, CHARLES L (D)  
379 ROAD R  
LEIGH NE 68643

FRAUENDORFER, MICHAEL A (D)  
31118 435 AVE  
YANKTON SD 57078

FULLENKAMP, ROBERT J (D)  
221 RED CEDAR DR  
YANKTON SD 57078

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

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

GRAIN BELT LLC (D)  
PO BOX 805  
LAUREL NE 68745

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

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

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

KABEISEMAN, KATHERINE M (D)  
%KABEISEMAN, WILLIAM  
1210 DOUGLAS AVE  
YANKTON SD 57078

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

KLENTZ, SETH M (D)  
310 W N MAPLE ST  
BERESFORD SD 57004

KORTAN, DARRELL (D)  
6101 WEST QUEENS CIR  
SIOUX FALLS SD 57106

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

MARINA BLUFFS HOMEOWNERS ASSOC  
101 MARINA BLUFFS CRT #7  
YANKTON SD 57078

MARINA DELL ESTATES ROAD DISTR (D)  
142 KATHERINE WAY  
YANKTON SD 57078

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

OLIVIER, CURTIS (D)  
184 OAK HILLS 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

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

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

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

SHIPWRECK INC (D)  
115 STARBOARD ST  
YANKTON SD 57078

SWIFT, DON DERROY II (D)  
142 KATHERINE WAY  
YANKTON SD 57078

TAYLOR, RANDY (D)  
2619 310 ST  
ROCK VALLEY IA 51247

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

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

VOGT, CLARENCE M (D)  
112 EAST ST  
YANKTON SD 57078

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

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

WIEMAN, BRIAN (D)  
119 MARINA BLUFFS RD  
YANKTON SD 57078

WIEMAN, BRIAN A (D)  
119 MARINA BLUFFS RD  
YANKTON SD 57078

## NOTIFICATION

November 21, 2020

Connie Bornitz  
PO Box 708  
Yankton, South Dakota 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 7:05 P.M. on the 1<sup>st</sup> day of December, 2020 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 additional single family dwelling in a Lakeside Commercial District (LC) per Article 11 Section 1107. Said property is legally described as Lot F-4 and Lot F-5, in Fitzgerald Park, in the SW1/4 of the NW1/4, Section 17 T93N R56W, of the 5<sup>th</sup> PM, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 43516 SD Hwy 52, Yankton, SD.*

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Sincerely,

Connie Bornitz  
Petitioners

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103 MARINA BLUFFS CT #2B  
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YANKTON SD 57078

BLOM, GARY (D)  
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YANKTON SD 57078

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YANKTON SD 57078

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

CHRISTENSEN, LISA J TRUST (D)  
224 NORTH HWY 20  
PO BOX 805  
LAUREL NE 68745

DAYHUFF, JEFFREY W (D)  
113 EAST 3 ST  
YANKTON SD 57078

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PO BOX 805  
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YANKTON SD 57078

EICHFELD, AMY M (D)  
31102 435 AVE  
YANKTON SD 57078

EVANS, MATTHEW L (D)  
31120 435 AVE  
YANKTON SD 57078

EXECUTIVE PARK MODEL EST LLC (D)  
3703 WEST 7 ST  
YANKTON SD 57078

FOLKEN, CHARLES L (D)  
379 ROAD R  
LEIGH NE 68643

FRAUENDORFER, MICHAEL A (D)  
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221 RED CEDAR DR  
YANKTON SD 57078

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YANKTON SD 57078

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110 PRIMROSE LN  
YANKTON SD 57078

GRAIN BELT LLC (D)  
PO BOX 805  
LAUREL NE 68745

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PO BOX 708  
YANKTON SD 57078

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101 MARINA BLUFFS CT #4  
YANKTON SD 57078

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101 MARINA BLUFFS CRT #7  
YANKTON SD 57078

MARINA DELL ESTATES ROAD DISTR (D)  
142 KATHERINE WAY  
YANKTON SD 57078

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

OLIVIER, CURTIS (D)  
184 OAK HILLS 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

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

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

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

SHIPWRECK INC (D)  
115 STARBOARD ST  
YANKTON SD 57078

SWIFT, DON DEROY II (D)  
142 KATHERINE WAY  
YANKTON SD 57078

TAYLOR, RANDY (D)  
2619 310 ST  
ROCK VALLEY IA 51247

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

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

VOGT, CLARENCE M (D)  
112 EAST ST  
YANKTON SD 57078

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

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

WIEMAN, BRIAN (D)  
119 MARINA BLUFFS RD  
YANKTON SD 57078

WIEMAN, BRIAN A (D)  
119 MARINA BLUFFS RD  
YANKTON SD 57078

Yankton County Planning Commission  
Yankton County Board of Adjustment

Applicant

Fleege/Ackerman

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

☐ LC – Lakeside Commercial ☐ RT-Rural Transitional

Variance needed:

☐ Section 513 ☐ Section 515 ☐ Section 705 ☒ Section 713 ☒ Section 715

☒ Section 1807

**NOTE:**

Applicant is requesting a Variance to a proposed plat for Minimum Yard Requirements and a Variance for all existing structures that do not meet minimum yard setbacks in order to bring the lots more into compliance in a Moderate Density Rural Residential District (R2) per Article 7 Section 713 and 715. Said property is legally described as proposed Lots 1, 2, 3 and 4, Frost-Todd Addition in Government Lot 2, Section 3 T93N R55W, of the 5<sup>th</sup> PM, hereinafter referred to as Mission Hill South Township, County of Yankton, State of South Dakota. The E911 address is 44368 309<sup>th</sup> St, Mission Hill, SD.

PC: Article 18 Section 1807 Sections 713 and 715  
BOA: Article 19 Section 1907 Sections 713 and 715

Planning Commission date: 11-10-20  
Board of Adjustment date: 12-01-20

Time: 7:20 PM  
Time: 7:15 PM



## Yankton County

  X   Variance             Conditional Use             Rezoning

Owner: Jerry Fleege, Terry Fleege, Walter Ackerman

Owners Address: \_\_\_\_\_

Owners Phone: \_\_\_\_\_

Applicants Name,  
if different from

Owner: Jerry Fleege, Terry Fleege, Walter Ackerman

Applicants

Address: 44368 309th St, Mission Hill, SD

Job Address: 44368 309 ST

Legal: Proposed Lots 1, 2, 3 and 4, Frost-Todd Addition in Government Lot 2,

Section,  
Township, Range: 3-93-55

Zoning  
Classification: MD

Affected Zoning  
Ordinance: Section 1807Section 7131907

Reason for  
Request: Variance required with plat because lots don't meet size requirements

List Specific  
Hardships: Cleaning up lot lines that already have buildings

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 11/10/2020 6:20

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 12/01/2020 7:15

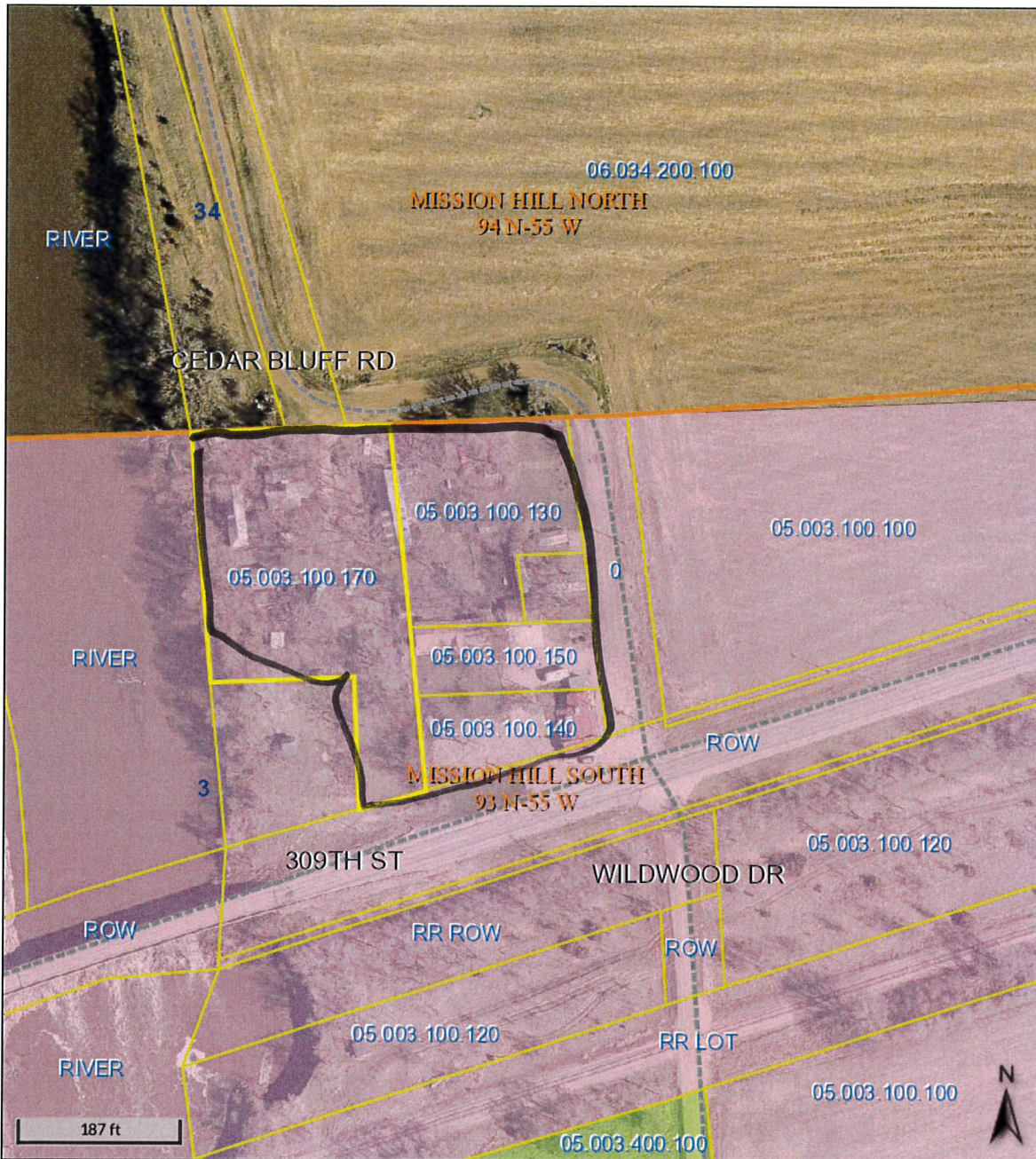
Application Fee: \$450.00 Check #: 5330 Receipt #: \_\_\_\_\_

Date:

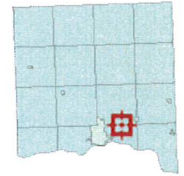
Signature: \_\_\_\_\_

Jerry Fleege, Terry Fleege,

10/22/2020



#### Overview



#### Legend

- Townships
- Sections
- Parcels
- City Limits
- Streets and Roads
- County Zoning District**
- <all other values>
- COMMERCIAL
- ETJ
- HIGH DENSITY RESIDENTIAL
- LAKE SIDE COMMERCIAL
- LOW DENSITY RESIDENTIAL
- MODERATE DENSITY RESIDENTIAL
- PLANNED UNIT DEVELOPMENT
- PUBLIC
- RURAL TRANSITIONAL

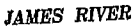
Disclaimer: Yankton County digital cadastral data are a representation of recorded plats and surveys for use within the Geographic Information System for purposes of data access and analysis. These and other digital data do not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership or use.

Date created: 9/24/2020

Last Data Uploaded: 9/24/2020 8:14:29 AM

Developed by  **Schneider**  
GEOSPATIAL

JOB NO. 20095  
PAGE 1 OF 2



**A REPLAT OF LOTS A AND B IN GOVERNMENT LOT 2 OF SECTION 3, T93N, R55W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA, HEREAFTER TO BE KNOWN AS: LOTS 1, 2, 3 AND 4, FROST-TODD ADDITION IN GOVERNMENT LOT 2, SECTION 3, T93N, R55W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA.**

**SURVEYOR'S CERTIFICATE**

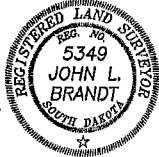
I, JOHN L. BRANDT, A REGISTERED LAND SURVEYOR UNDER THE LAWS OF SOUTH DAKOTA, HAVE AT THE DIRECTION OF THE OWNER, MADE A SURVEY AND REPLAT OF LOTS A AND B IN GOVERNMENT LOT 2 OF SECTION 3, T93N, R55W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA, HEREAFTER TO BE KNOWN AS:

LOTS 1, 2, 3 AND 4, FROST-TODD ADDITION IN GOVERNMENT LOT 2, SECTION 3, T93N, R55W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA.

I HAVE SET IRON REBAR AS SHOWN AND SAID SURVEY AND PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED THIS 23RD DAY OF SEPTEMBER, 2020.

JOHN L. BRANDT REG. NO. 5349



**OWNER'S CERTIFICATE**

I, WALTER ACKERMAN, DO HEREBY CERTIFY THAT I AM THE OWNER OF THE ABOVE DESCRIBED REAL PROPERTY AND THAT THE ABOVE SURVEY AND PLAT WAS MADE AT MY REQUEST AND UNDER MY DIRECTION FOR THE PURPOSE OF PLATTING, MARKING AND TRANSFER. I ALSO CERTIFY THAT THE DEVELOPMENT OF THIS LAND SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION AND EROSION AND SEDIMENT CONTROL REGULATIONS. THIS PLAT HEREBY VACATES LOTS A AND B IN LOT 2 OF SECTION 3, T93N, R55W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA, AS RECORDED IN BOOK 55 OF PLATS, PAGE 62, AND IN BOOK 53 OF PLATS, PAGE 110A.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

WALTER ACKERMAN

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020, BEFORE ME, THE UNDERSIGNED OFFICER, PERSONALLY APPEARED WALTER ACKERMAN, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND WHO ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR PURPOSES THEREIN CONTAINED.

MY COMMISSION EXPIRES \_\_\_\_\_ NOTARY PUBLIC \_\_\_\_\_

**OWNER'S CERTIFICATE**

WE, JERRY FLEECE AND TERRY FLEECE, DO HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE ABOVE DESCRIBED REAL PROPERTY AND THAT THE ABOVE SURVEY AND PLAT WAS MADE AT OUR REQUEST AND UNDER OUR DIRECTION FOR THE PURPOSE OF MARKING, PLATTING AND TRANSFER. WE ALSO CERTIFY THAT THE DEVELOPMENT OF THIS LAND SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION AND EROSION AND SEDIMENT CONTROL REGULATIONS. WE ALSO HEREBY DEDICATE THE INGRESS/EGRESS EASEMENT AS SHOWN ON THIS PLAT. THIS PLAT HEREBY VACATES LOTS A AND B IN LOT 2 OF SECTION 3, T93N, R55W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA, AS RECORDED IN BOOK 55 OF PLATS, PAGE 62, AND IN BOOK 53 OF PLATS, PAGE 110A.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

JERRY FLEECE

TERRY FLEECE

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020, BEFORE ME, THE UNDERSIGNED OFFICER, PERSONALLY APPEARED JERRY FLEECE AND TERRY FLEECE, KNOWN TO ME TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND WHO ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME FOR PURPOSES THEREIN CONTAINED.

MY COMMISSION EXPIRES \_\_\_\_\_ NOTARY PUBLIC \_\_\_\_\_

**COUNTY PLANNING COMMISSION**

BE IT RESOLVED BY THE COUNTY PLANNING COMMISSION OF YANKTON COUNTY, SOUTH DAKOTA, THAT THE ABOVE SURVEY AND PLAT IS APPROVED AND THE SAME BE CERTIFIED TO THE YANKTON COUNTY BOARD OF COUNTY COMMISSIONERS WITH THE RECOMMENDATION THAT SAID SURVEY AND PLAT BE APPROVED.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

CHAIRMAN, PLANNING COMMISSION \_\_\_\_\_

**COUNTY COMMISSIONER'S RESOLUTION**

BE IT RESOLVED BY THE COUNTY BOARD OF COMMISSIONERS OF YANKTON COUNTY, SOUTH DAKOTA, THAT THE ABOVE SURVEY AND PLAT BE APPROVED AND THE COUNTY AUDITOR OF YANKTON COUNTY, SOUTH DAKOTA, IS HEREBY AUTHORIZED AND DIRECTED TO ENDORSE ON SUCH PLAT A COPY OF THE RESOLUTION AND CERTIFY THE SAME.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

CHAIRMAN, COUNTY COMMISSIONERS \_\_\_\_\_

I, THE UNDERSIGNED, COUNTY AUDITOR FOR YANKTON COUNTY, SOUTH DAKOTA, DO HEREBY CERTIFY THAT THE FOREGOING RESOLUTION WAS PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF YANKTON COUNTY, SOUTH DAKOTA, AT THE REGULAR MEETING ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

COUNTY AUDITOR \_\_\_\_\_

**APPROVAL OF HIGHWAY AUTHORITY**

STATE OF SOUTH DAKOTA COUNTY OF YANKTON

ACCESS TO CEDAR BLUFF ROAD IS APPROVED. THIS ACCESS APPROVAL DOES NOT REPLACE THE NEED FOR ANY PERMITS REQUIRED BY LAW TO ESTABLISH THE PRECISE ACCESS LOCATION, INCLUDING PERMIT REQUIREMENTS SET FORTH IN ADMINISTRATIVE RULE OF SOUTH DAKOTA 70:09:01:02.

HIGHWAY OR STREET AUTHORITY \_\_\_\_\_

**COUNTY TREASURER'S CERTIFICATE**

I, THE UNDERSIGNED, COUNTY TREASURER FOR YANKTON COUNTY, SOUTH DAKOTA, DO HEREBY CERTIFY THAT ALL TAXES WHICH ARE LIENS UPON ANY LAND INCLUDED IN THE ABOVE PLAT, AS SHOWN BY THE RECORDS OF MY OFFICE ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, HAVE BEEN PAID IN FULL.

COUNTY TREASURER \_\_\_\_\_

**DIRECTOR OF EQUALIZATION**

I, THE UNDERSIGNED, COUNTY DIRECTOR OF EQUALIZATION FOR YANKTON COUNTY, SOUTH DAKOTA, DO HEREBY CERTIFY THAT A COPY OF THE ABOVE PLAT HAS BEEN FILED AT MY OFFICE.

DIRECTOR OF EQUALIZATION \_\_\_\_\_

**REGISTER OF DEEDS**

FILED FOR RECORD THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M., AND RECORDED IN BOOK \_\_\_\_\_ OF PLATS ON PAGE \_\_\_\_\_.

REGISTER OF DEEDS \_\_\_\_\_



## FINDINGS OF FACT – VARIANCE

**Fleege/Ackerman – Var-2020-23**

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 1807:	
1. A. The strict application of the ordinance would produce undue hardship;	Applicant is requesting a Variance to a proposed plat for Minimum Yard Requirements and a Variance for all existing structures that do not meet minimum yard setbacks in order to bring the lots more into compliance in a Moderate Density Rural Residential District (R2) per Article 7 Section 713 and 715
B. Such hardship is not shared generally by other properties in the same zoning district and the same vicinity;	Not shared by other properties in the vicinity
C. The authorization of such variance will not be of substantial detriment to adjacent property and the character of the district will not be changed by the grant of the variance; and	Improving the area by clearing up lot lines
D. The granting of such variance is based upon reasons of demonstrable and exceptional hardship as distinguished from variations for purposes of convenience, profit, and caprice.	No convenience, profit or caprice
2. No variance shall be recommended for approval unless the Planning Commission finds the condition or situation of the property concerning or the intended use of the property concerned, or the intended use of the property is not of so general or recurring a nature as to make reasonably practicable the formulation of a general regulation to be adopted as an amendment of this ordinance.	This situation is not generally recurring
3. A. A written application for a variance is submitted demonstrating that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings, in the same district;	Applicant is requesting a Variance to a proposed plat for Minimum Yard Requirements and a Variance for all existing structures that do not meet minimum yard setbacks in order to bring the lots more into compliance in a Moderate Density Rural Residential District (R2) per Article 7 Section 713 and 715
B. The literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this ordinance;	Bringing lots more into compliance
C. The special conditions and circumstances do not result	Not the result of the applicant

	from the actions of the applicant; and	
D.	The granting of the variance requested will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structure, or buildings in the same district.	Does not confer special privilege
E.	No nonconforming use of neighboring lands, structures, or buildings in the same district, and no permitted or nonconforming use of lands, structures or buildings in other districts shall be considered grounds for the issuance of a variance.	No others considered
F.	Notice of public hearing shall be given, as in Section 1803 (3-5).	Notice given
G.	The public hearing shall be held. Any party may appear in person for by agent or by attorney.	11-10-20
H.	The Planning Commission shall make findings that the requirements of this Section have been met by the applicant for a variance; the Commission shall further make a finding that the reasons set forth in the application justify the recommendation of granting the variance, and the variance is the minimum variance that will make possible the reasonable use of the land, building, or structure; the Planning Commission shall further make a finding that the granting of the variance will be in harmony with the general purpose and intent of this ordinance, and will not be injurious to the neighborhood, or otherwise detrimental to the public welfare.	Brining properties more into compliance to help with neighboring properties
I.	In recommending approval of any variance, the Planning Commission may prescribe appropriate conditions and safeguards in conformity with this ordinance.	No recommendations
J.	Under no circumstances shall the Planning Commission recommend granting a variance to allow a use not permissible under the terms of this ordinance in the district involved, or any use expressly or by implication prohibited by the terms of this ordinance in said district.	Motion to approve  5-0

AFFIDAVIT OF MAILING

I, Jerry Fleege, hereby certify that on the 26<sup>th</sup> day of October, 2020, 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 October, 2020.

[Signature]  
(Name)  
Affiant

Subscribed and sworn to before me this 26<sup>th</sup> day of October, 2020.



[Signature]  
Notary Public - South Dakota  
My commission expires: 03/16/21

(SEAL)

## NOTIFICATION

October 31, 2020

Terry Fleege  
Jerry Fleege  
Walter Ackerman  
44368 309<sup>th</sup> St  
Mission Hill, South Dakota 57046

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 10<sup>th</sup> day of November, 2020 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 Variance to a proposed plat for Minimum Yard Requirements and a Variance for all existing structures that do not meet minimum yard setbacks in order to bring the lots more into compliance in a Moderate Density Rural Residential District (R2) per Article 7 Section 713. Said property is legally described as proposed Lots 1, 2, 3 and 4, Frost-Todd Addition in Government lot 2, Section 3 T93N R55W, of the 5<sup>th</sup> PM, hereinafter referred to as Mission Hill South Township, County of Yankton, State of South Dakota. The E911 address is 44368 309<sup>th</sup> St, Mission Hill, SD.*

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,

Terry Fleege  
Jerry Fleege  
Walter Ackerman  
Petitioners



ACKERMAN, WALTER (D)  
30901 CEDAR BLUFF RD  
MISSION HILL SD 57046

CUTTS, JAY (D)  
44681 309 ST  
MISSION HILL SD 57046

FERDEN, BOB (D)  
4003 TIMBERLAND DR  
YANKTON SD 57078

FLEECE, JEROME E (D)  
44368 309 ST  
MISSION HILL SD 57046

FLEECE, JERRY (D)  
44368 309 ST  
MISSION HILL SD 57046

HANSON, MICHELLE (D)  
109 WILDWOOD DR  
MISSION HILL SD 57046

HENDRICKSON, PAUL (D)  
5503 MAIN ST  
RUNNING WATER SD 57062

O'MALLEY, TIM (D)  
44553 CHRIS RD  
MISSION HILL SD 57046

PRIOR, BRYAN M (D)  
167 SPRING MEADOW RD  
YANKTON SD 57078

SHOEMAKER, WILLIAM H (D)  
4004 S JIM RIVER RD  
YANKTON SD 57078

STRIKE, GREGORY A (D)  
3502 S JIM RIVER RD  
YANKTON SD 57078

TEACHOUT, GERALD (D)  
3902 WHITING DR  
YANKTON SD 57078

TEACHOUT, GERALD BRUCE (D)  
3902 WHITING DR  
YANKTON SD 57078

THRANUM, CHASE L (D)  
2200 DOUGLAS AVE #24  
YANKTON SD 57078

AFFIDAVIT OF MAILING

I, Jerome Fleege, hereby certify that on the 17<sup>th</sup> day of November, 2020, 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 18 day of November, 2020.

Jerome Fleege  
(Name)  
Affiant

Subscribed and sworn to before me this 18 day of November, 2020.

Amanda F. Horn  
Notary Public - South Dakota  
My commission expires: 03/16/21

(SEAL)



## NOTIFICATION

November 21, 2020

Terry Fleege  
Jerry Fleege  
Walter Ackerman  
44368 309<sup>th</sup> St  
Mission Hill, South Dakota 57046

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 7:15 P.M. on the 1<sup>st</sup> day of December, 2020 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 Variance to a proposed plat for Minimum Yard Requirements and a Variance for all existing structures that do not meet minimum yard setbacks in order to bring the lots more into compliance in a Moderate Density Rural Residential District (R2) per Article 7 Section 713. Said property is legally described as proposed Lots 1, 2, 3 and 4, Frost-Todd Addition in Government lot 2, Section 3 T93N R55W, of the 5<sup>th</sup> PM, hereinafter referred to as Mission Hill South Township, County of Yankton, State of South Dakota. The E911 address is 44368 309<sup>th</sup> St, Mission Hill, SD.*

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,

Terry Fleege  
Jerry Fleege  
Walter Ackerman  
Petitioners

ACKERMAN, WALTER (D)  
30901 CEDAR BLUFF RD  
MISSION HILL SD 57046

CUTTS, JAY (D)  
44681 309 ST  
MISSION HILL SD 57046

FERDEN, BOB (D)  
4003 TIMBERLAND DR  
YANKTON SD 57078

FLEECE, JEROME E (D)  
44368 309 ST  
MISSION HILL SD 57046

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44368 309 ST  
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109 WILDWOOD DR  
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HENDRICKSON, PAUL (D)  
5503 MAIN ST  
RUNNING WATER SD 57062

O'MALLEY, TIM (D)  
44553 CHRIS RD  
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PRIOR, BRYAN M (D)  
167 SPRING MEADOW RD  
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SHOEMAKER, WILLIAM H (D)  
4004 S JIM RIVER RD  
YANKTON SD 57078

STRIKE, GREGORY A (D)  
3502 S JIM RIVER RD  
YANKTON SD 57078

TEACHOUT, GERALD (D)  
3902 WHITING DR  
YANKTON SD 57078

TEACHOUT, GERALD BRUCE (D)  
3902 WHITING DR  
YANKTON SD 57078

THRANUM, CHASE L (D)  
2200 DOUGLAS AVE #24  
YANKTON SD 57078

Yankton County Planning Commission  
Yankton County Board of Adjustment

Applicant

Rykens RV Park (Matt Evans)

**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 1107

☒ Section 1805 ☐ Section 1905

---

**NOTE:**

**Conditional Use Permit**

Applicant is requesting a Conditional Use Permit for a Campground and Pool in a Lakeside Commercial District (LC) per Article 11 Section 1107. Said property is legally described as Proposed Lot 16, Whitetail Run, in the NE1/4 of the SE1/4, Section 16 T93N R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is TBD Buck Street, Yankton, SD.

PC:	Article 18 Section 1805	Article 11 Section 1107
BOA:	Article 19 Section 1905	Article 11 Section 1107

Planning Commission date: 11-10-20  
Board of Adjustment date: 12-01-20

Time: 7:35 PM  
Time: 7:20 PM

# Yankton County

### Variance

  X   **Conditional Use**

## Rezoning

Owner: Deerfield truck and equipment

Owners Address: po box 805 laurel ne 68745

Owners Phone: 402 256 9122

Applicants Name,  
if different from

Owner: Matt Evans/Rykens rv park

## Applicants

Address: 31120 435th ave Yankton sd 57078

Job Address: tbd

Legal: SE4 NE4 EXC PARC A&B & EXC LT H-2 & H-3 & NE4 SE4 EXC

Section,  
Township, Range: 16-93-56

Zoning  
Classification: RT

Affected Zoning Ordinance: Section 1107,Section 18051905

Reason for Request: campground, pool

List Specific Hardships:

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 11/10/2020 6:35

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 12/01/2020 7:20

Application Fee: \$300.00

Check #: 1430

Receipt #:

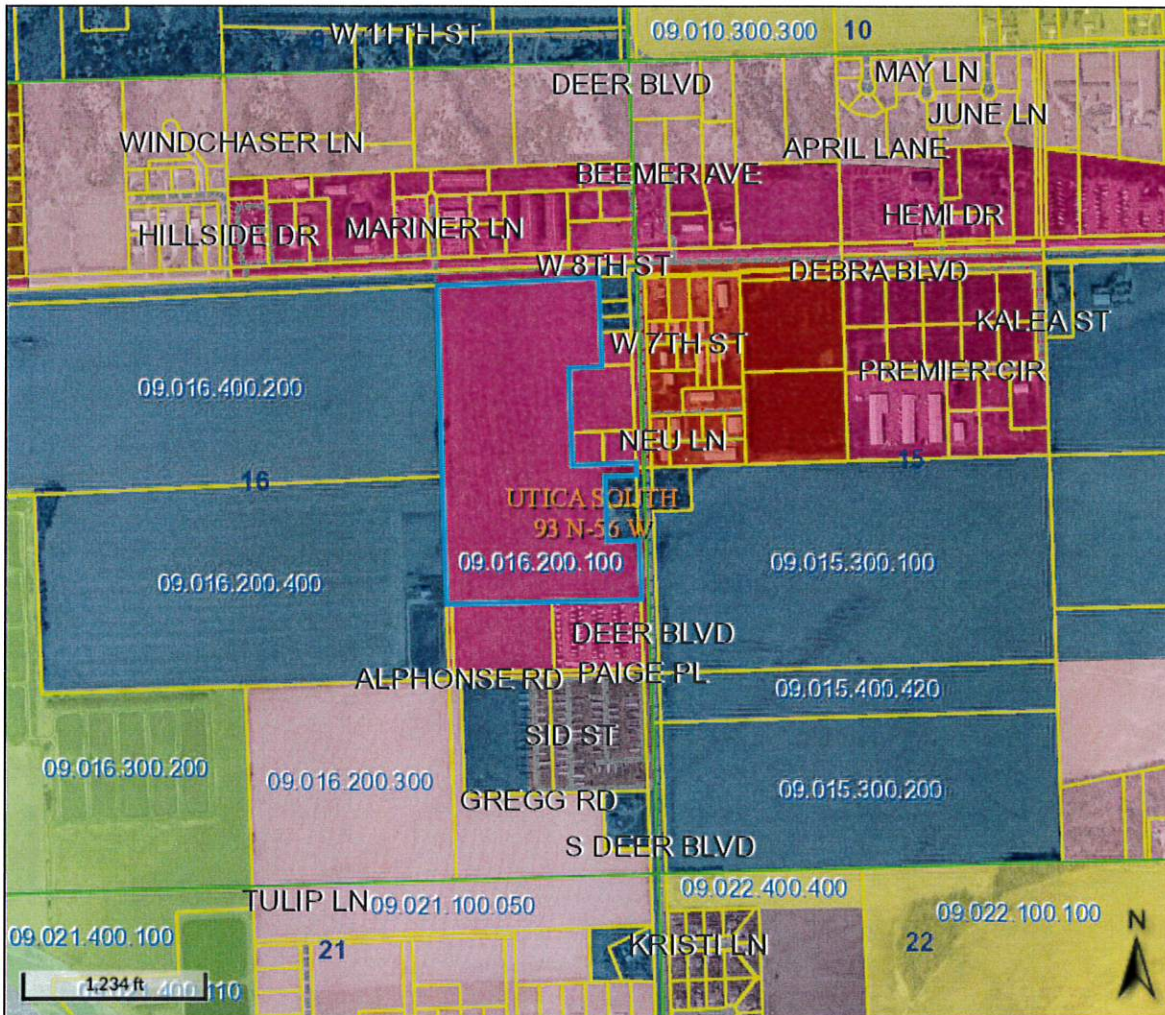
Date:

Signature:

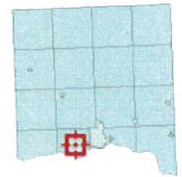
Matt Evans/Rykens rv park

10/26/2020





#### Overview



#### Legend

- Townships
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- <all other values>
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- ETJ
- HIGH DENSITY RESIDENTIAL
- LAKE SIDE COMMERCIAL
- LOW DENSITY RESIDENTIAL
- MODERATE DENSITY RESIDENTIAL
- PLANNED UNIT DEVELOPMENT
- PUBLIC
- RURAL TRANSITIONAL
- City ETJ (Extra Territorial Jurisdiction)**
- <all other values>
- 0
- Floodplain**
- 100 YEAR FLOOD NO BFE; 100 YEAR FLOOD WITH BFE
- 500 YEAR FLOOD

Parcel ID - 09.016.200.100  
 Owner - DEERFIELD TRUCK & EQUIPMENT CO (D)  
 Acres - 52.54

Disclaimer: Yankton County digital cadastral data are a representation of recorded plats and surveys for use within the Geographic Information System for purposes of data access and analysis. These and other digital data do not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership or use.

**E** = Electric main hook up

**W** = Water main hook up

**S** = 3000 gallon septic tanks(1 per 20 units)

77 campsites

Pool, Lazy River, Splash Pad

5.67 acres total



PLAT OF LOTS 16, 17, 19 AND 20, WHITEHALL RUN, IN THE NE 1/4 OF THE SE 1/4 OF SECTION 16, T93N, R66W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA, AND A REPLAT OF LOT 7, HEREAFTER TO BE KNOWN AS LOT 6, WHITEHALL RUN, IN THE NE 1/4 OF THE SE 1/4 OF SECTION 16, T93N, R66W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA.

PREPARED BY  
BRANDT & ASSOCIATES  
1202 WILLOW ROAD  
YANKTON, SD 57408  
(605) 652-6455

NOTE:  
BASIS OF BEARING  
BY GPS OBSERVATION

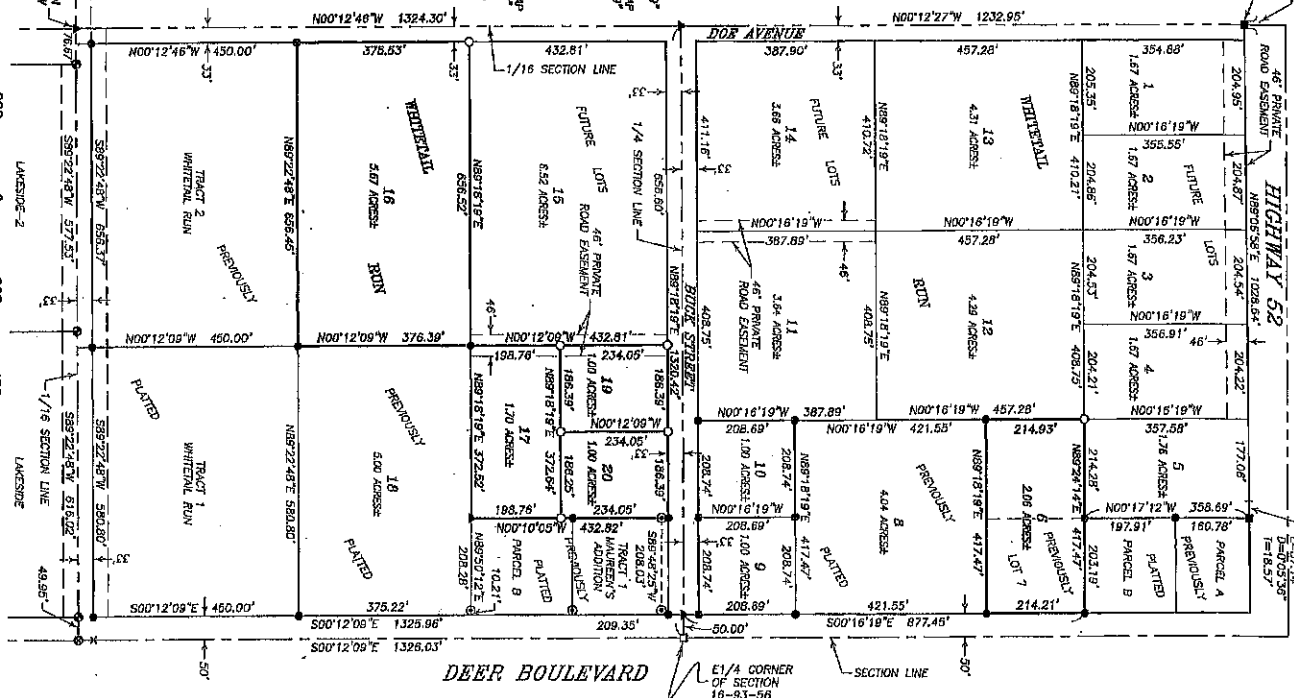
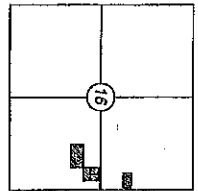
THIS PLAT BEARING  
WAS DERIVED FROM  
FIELD MEASUREMENTS  
AND IS RECORDED IN  
BOOK 520, PAGE 323.



# LEGEND

- SET 3/4" REBAR WITH L.S. CAP  
STANDARD 1" BRACKET P.L.S. 3348"
  - FOUND 5/8" REBAR WITH L.S. CAP  
STANDARD 1" BRACKET P.L.S. 3348"
  - FOUND 5/8" REBAR
  - FOUND ALUMINUM DOT CAP
  - ⊙ FOUND P-X NAIL
  - ⊙ FOUND 5/8" REBAR WITH L.S. CAP  
STANDARD 1" BRACKET P.L.S. 3348"
  - ▲ FOUND ROP PIPE WITH L.S. CAP  
STANDARD 3" BRACKET 9" 10"
  - ⊙ FOUND ROP PIPE
  - × CALCULATED CORNER
- NO EXISTING DRAWINGS

LOCATION (N.T.S.)



PLAT OF LOTS 16, 17, 19 AND 20, WHITEHALL RUN, IN THE NE1/4 OF THE SE1/4 OF SECTION 16, T33N, R56W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA. AND A REPLAT OF LOT 7, HEREAFTER TO BE KNOWN AS LOT 6, WHITEHALL RUN, IN THE NE1/4 OF THE SE1/4 OF SECTION 16, T33N, R56W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA.

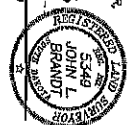
SURVEYOR'S CERTIFICATE

I, JOHN L. BRUNDT, A REGISTERED LAND SURVEYOR UNDER THE LAWS OF SOUTH DAKOTA, HAVE AT THE DIRECTION OF THE OWNER, MADE A SURVEY AND PLAT OF LOTS 16, 17, 19 AND 20, WHITEHALL RUN, IN THE NE1/4 OF THE SE1/4 OF SECTION 16, T33N, R56W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA, AND A REPLAT OF LOT 7, HEREAFTER TO BE KNOWN AS LOT 6, WHITEHALL RUN, IN THE NE1/4 OF THE SE1/4 OF SECTION 16, T33N, R56W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA. I HAVE SET IRON PEGS AS SHOWN, AND SAID SURVEY AND PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED THIS 22ND DAY OF OCTOBER, 2020.

OWNER'S CERTIFICATE

JOHN L. BRUNDT REG. NO. 5349



I, DENNIS L. CHRISTENSEN, AS PRESIDENT OF DEERFIELD TRUCK & EQUIPMENT COMPANY, A NEBRASKA CORPORATION, DO HEREBY CERTIFY THAT I HAVE PERSONALLY APPEARED BEFORE SAID SURVEYOR AND HAVE REVIEWED SAID SURVEY AND PLAT, AND HAVE BEEN FULLY ADVISED OF THE CONTENTS AND EFFECTS THEREOF. I HAVE REQUESTED AND UNDER MY DIRECTION FOR THE PURPOSE OF MARKING, PLATING AND TRANSFER, I ALSO CERTIFY THAT THE DEVELOPMENT OF THIS LAND SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION AND ERECTION AND SEDIMENT CONTROL REGULATIONS. I ALSO HEREBY DENY THE RIGHT OF WAY TO THE PUBLIC FOR ANY USE AS SUCH AND THE 46' PRIVATE ROAD EASEMENT AS SHOWN ON THIS PLAT. THIS PLAT HEREBY VOUCHES LOT 7, WHITEHALL RUN, AS RECORDED IN BOOK 524, PAGE 524.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

STATE OF \_\_\_\_\_ COUNTY OF \_\_\_\_\_ DAY OF \_\_\_\_\_

I, DENNIS L. CHRISTENSEN, PRESIDENT, DEERFIELD TRUCK & EQUIPMENT COMPANY, WHO RECOMMENDED HIMSELF TO BE THE PRESIDENT OF DEERFIELD TRUCK & EQUIPMENT COMPANY, AND THAT HE AS PRESIDENT, BEING AUTHORIZED TO DO SO, EXECUTED THE FOREGOING INSTRUMENT FOR THE PURPOSES THEREIN CONTAINED.

RESOLUTION OF APPROVAL

AT COMMISSION EXPIRES \_\_\_\_\_ NOTARY PUBLIC \_\_\_\_\_

WHEREAS, IT APPEARS THAT THE OWNER HEREOF HAS CAUSED A PLAT TO BE MADE OF THE ABOVE DESCRIBED REAL PROPERTY, AND HAS SUBMITTED SUCH PLAT TO THE CITY COMMISSION OF THE CITY OF YANKTON, SOUTH DAKOTA FOR APPROVAL; AND

WHEREAS, SUCH PLAT HAS BEEN SUBMITTED TO THE PLANNING COMMISSION OF THE CITY OF YANKTON, SOUTH DAKOTA FOR A REPORT AND RECOMMENDATIONS THEREON TO THE CITY COMMISSION AS REQUIRED BY LAW; AND

THEREFORE BE IT RESOLVED, THAT SUCH PLAT HAS BEEN EXECUTED ACCORDING TO THE LAW AND THE SAME IS HEREBY APPROVED. THE CITY FINANCE OFFICER IS AUTHORIZED AND DIRECTED TO ENDORSE ON SUCH PLAT A COPY OF THE RESOLUTION AND CERTIFY THE SAME.

YANKTON, CITY OF YANKTON, SOUTH DAKOTA DATE \_\_\_\_\_

I, THE UNDERSIGNED, FINANCE OFFICER OF THE CITY OF YANKTON, SOUTH DAKOTA, DO HEREBY CERTIFY THAT THE WRITTEN AND FOREGOING IS A TRUE COPY OF THE RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF YANKTON, SOUTH DAKOTA ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

FINANCE OFFICER, YANKTON, SOUTH DAKOTA DATE \_\_\_\_\_

COUNTY PLANNING COMMISSION RESOLUTION

BE IT RESOLVED BY THE YANKTON COUNTY, SOUTH DAKOTA, PLANNING COMMISSION THAT THE ABOVE SURVEY AND PLAT IS APPROVED AND THE SAME BE CERTIFIED TO THE YANKTON COUNTY BOARD OF COUNTY COMMISSIONERS WITH THE RECOMMENDATION THAT SAID SURVEY AND PLAT BE APPROVED.

PLANNING COMMISSION CHAIR DATE \_\_\_\_\_

ZONING ADMINISTRATOR DATE \_\_\_\_\_

COUNTY COMMISSIONER'S RESOLUTION

BE IT RESOLVED BY THE COUNTY BOARD OF COMMISSIONERS OF YANKTON COUNTY, SOUTH DAKOTA, THAT THE ABOVE SURVEY AND PLAT BE APPROVED AND THE COUNTY AUDITOR OF YANKTON COUNTY, SOUTH DAKOTA, IS HEREBY AUTHORIZED AND DIRECTED TO ENDORSE ON SUCH PLAT A COPY OF THE RESOLUTION AND CERTIFY THE SAME.

CHAIRMAN, COUNTY COMMISSIONERS DATE \_\_\_\_\_

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

I, THE UNDERSIGNED, COUNTY AUDITOR FOR YANKTON COUNTY, SOUTH DAKOTA, DO HEREBY CERTIFY THAT THE FOREGOING RESOLUTION WAS PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF YANKTON COUNTY, SOUTH DAKOTA, AT THE REGULAR MEETING ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

COUNTY AUDITOR DATE \_\_\_\_\_

APPROVAL OF JUDICIAL AUTHORITY

STATE OF SOUTH DAKOTA COUNTY OF YANKTON

APPROVAL OF JUDICIAL AUTHORITY

ACCESS TO DEEDS BOULEVARD IS APPROVED. THE ACCESS APPROVAL DOES NOT REPLACE THE NEED FOR ANY PERMITS REQUIRED BY LAW TO ESTABLISH THE PROPOSED ACCESS LOCATION, INCLUDING PERMIT REQUIREMENTS SET FORTH IN ADMINISTRATIVE RULE OF SOUTH DAKOTA 70-09-01-02.

HIGHWAY OR STREET AUTHORITY DATE \_\_\_\_\_

COUNTY TREASURER'S CERTIFICATE

I, THE UNDERSIGNED, COUNTY TREASURER OF YANKTON COUNTY, SOUTH DAKOTA, DO HEREBY CERTIFY THAT ALL TAXES WHICH ARE DUE UPON ANY LAND INCLUDED IN THE ABOVE PLAT, AS SHOWN BY THE RECORDS OF MY OFFICE ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, HAVE BEEN PAID IN FULL.

COUNTY TREASURER DATE \_\_\_\_\_

DIRECTOR OF EQUALIZATION

I, THE UNDERSIGNED, COUNTY DIRECTOR OF EQUALIZATION OF YANKTON COUNTY, SOUTH DAKOTA, DO HEREBY CERTIFY THAT A COPY OF THE ABOVE PLAT HAS BEEN FILED AT MY OFFICE.

REGISTER OF DEEDS

DIRECTOR OF EQUALIZATION DATE \_\_\_\_\_

PLAT FOR RECORD THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M., AND RECORDED IN BOOK \_\_\_\_\_ OF \_\_\_\_\_

REGISTER OF DEEDS

## PURCHASE AGREEMENT

THIS IS A LEGALLY BINDING CONTRACT. IF YOU DO NOT UNDERSTAND IT, SEEK LEGAL ADVICE.

## 1. PARTIES TO THE CONTRACT

Purchaser and Seller acknowledge that Broker is ☒ is not ☐ the limited agent of both parties to this transaction.

Ryken's RV park hereinafter referred to as Purchaser

Deerfield Truck and Equipment hereinafter referred to as Seller

Purchaser offer and agrees to purchase upon the terms and conditions set forth, the property legally described as

Lot 16 Whitetail rin Yankton SD

Also known as tbd

## 2. EARNEST MONEY DEPOSIT

Earnest Money in the amount of \$ 0 none Dollars shall be deposited into the trust account of the Listing ☐ Selling ☐ Broker and credited at closing. If an accepted Purchase Agreement does not close, regardless of the circumstances, both Purchaser and Seller must agree in writing prior to release of earnest money or in the alternative, pursuant to court order in accordance with SDCL 36-21 A-81

## 3. FUNDING

☐ This is a cash offer not contingent upon financing. The remaining balance due at closing shall be paid by certified check. Verification of funds from \_\_\_\_\_ will be delivered by \_\_\_\_\_ (date) or this agreement, at the option of the Seller, without notice to the Purchaser, be voided.

☒ This offer is contingent upon Purchaser obtaining financing for a Commercial type of loan. A letter of Purchaser's loan status will be delivered by in hand (date). Within 5 legal banking days after acceptance of this Purchase Agreement, Purchaser will make written formal application for and diligently and in good faith endeavor to secure a loan, pay all application fees, and to sign all financing documents without delay. Purchaser reserves the right to obtain alternative financing so long as there are no increase costs to Seller.

☐ Contract for Deed See attached addendum.

## 4. APPRAISAL

This Purchase Agreement is ☒ is not ☐ subject to the property appraising for the at least the purchase price. If the appraisal report reveals any deficiencies that must be corrected, Purchaser and Seller may negotiate in good faith to correct such deficiencies.

## 5. PROPERTY CONTINGENCY

☒ This offer is not contingent upon the sale or close of property owned by the Purchaser. If Purchaser is obtaining financing this must be stated on loan status letter.

☐ This offer is contingent upon the sale and close of the Purchaser's property commonly known as \_\_\_\_\_ (full address) \_\_\_\_\_

within time specified for closing Seller Property. Seller shall the right to continue to offer the property for sale and accept any offer subject to the rights of the Purchaser. Should Seller receive another acceptable offer, Seller will give Purchaser written notice of that fact. Purchaser will provide a written waiver of this contingency within \_\_\_\_\_ hours of receipt of Seller notice or this agreement will terminate without further notice and Earnest Money will be returned according to paragraph 2 of this agreement. Upon waiver of this contingency, Purchaser warrants and will provide written proof that the funds needed for closing will be available and Purchaser's ability to obtain financing is not contingent upon the sale and/or close of any property.

☐ This offer is contingent upon the Seller's property purchase and closing.

## 6. SELLERS PROPERTY DISCLOSURE

☐ Before signing this agreement Purchaser acknowledges receipt of Seller's Property Condition Disclosure Statement dated \_\_\_\_\_ as required by SDCL 43-4-38 through 43-4-43.

☐ Purchaser acknowledges that no disclosure statement is required for the following reason

bare land

INITIALS: PURCHASER uk

SELLER DP

**7. LEAD-BASED PAINT DISCLOSURE**

Purchaser acknowledges receipt of the pamphlet "Protect Your Family From Lead In Your Home" and Seller's Disclosure of Information on Lead-Based Paint and or Lead-Based Paint Hazards form according to the Residential Lead-Based Hazard Reduction Act of 1992. This applies to properties built prior to 1978.

**8. INSPECTION OF PHYSICAL CONDITION OF PROPERTY**

Purchaser acknowledges that it is recommended that Purchaser engage, at Purchaser's expense, the service of professionals, acting within the scope of their professional license, to inspect the property. Purchaser and Seller understand the purpose of property inspections is to inform and educate the Purchaser on conditions and future maintenance of the property and is not designed to be a point of re-negotiation of purchase price.

☒ This offer is not contingent upon any inspections.

☐ This offer is contingent upon Purchaser, at Purchaser's expense, obtaining property inspection report(s).

A. Offer is contingent upon structural, mechanical, or electrical inspection(s). \_\_\_\_\_ Yes \_\_\_\_\_ Waived

B. Offer is contingent upon radon, environmental, or geological inspection(s). \_\_\_\_\_ Yes \_\_\_\_\_ Waived

C. Offer is contingent upon pest infestation and or damage inspection(s). \_\_\_\_\_ Yes \_\_\_\_\_ Waived

D. Offer is contingent upon lead-based paint inspection(s). \_\_\_\_\_ Yes \_\_\_\_\_ Waived

All inspections will be completed and Purchaser shall provide to the Listing Broker a copy of relevant pages of any inspection report(s) and written requests detailing any unsatisfactory components on or before \_\_\_\_\_ (date). The parties will have until midnight on \_\_\_\_\_ (date) to negotiate repairs or terminate this contract. If Purchaser fails to specifically disapprove any inspections and report to the Listing Broker within the specified date, Purchaser shall be deemed to have approved and accepted property in its present condition. All licensee are held harmless with regard to any inspections or inspection periods related to this transaction.

**9. SURVEY**

Purchaser acknowledges that is recommended that a survey be obtained. Bank financing or Title Insurance Policy's may require a survey. Confirmation of boundaries may be determined by one of the following.

☐ Mortgage Inspection Survey

☐ Boundary Staked Survey

☐ Purchaser Waives Survey

☒ Other as required by bank

The cost, if any, shall be paid as follows: Purchaser 50 Seller 50

**10. TAXES/PRORATIONS**

Purchaser is aware that property taxes may or may not be based upon "Owner Occupied Status". Any all Special Assessments are to be paid by Seller unless otherwise specified in this agreement.

Taxes to be ☒ prorated through the date of closing. ☐ prorated through \_\_\_\_\_ date. ☐ Not to be prorated.

Tax proration amount will be based on ☒ most current county information. ☐ Other \_\_\_\_\_

Rents, Road Maintenance, Water, Sewer and Homeowner's Association Fees, if any are to be:

☐ prorated through the date of closing. ☐ prorated through \_\_\_\_\_ date. ☒ Not to be prorated.

**11. TITLE**

Merchantable title shall be conveyed by Warranty Deed or other sufficient conveyance instrument, acceptable to Purchaser, subject to conditions, zoning, restrictions, and easements of record, if any, which do not interfere with or restrict the existing use of the property. An Owner's Policy of title insurance up to the amount of the purchase price will be furnished with the cost to be paid as follows: Purchaser 50 Seller 50

Additional coverage shall be paid by Purchaser.

**12. PERSONAL PROPERTY**

Any personal property, free of any liens and without warranty of condition, shall be transferred to Purchaser by a

separate Bill of Sale. Purchaser will ☐ will not ☐ n/a ☒ compensate Seller for fuel (oil propane) remaining on date of closing. Proration will be based upon the price of the fuel within 72 hours of closing as quoted by last known provider.

**13. CLOSING AND POSSESSION**

The Closing date will be on or before 1/15/2021 (date) with possession given to be given to Purchaser at time of closing. Seller agrees to maintain the property in a condition comparable to its present condition and agrees that Purchaser will have the opportunity for a personal inspection prior to closing. Seller agrees to maintain property insurance coverage, in an amount equal to or greater than purchase price, until the time of closing.

The fee charged to close the transaction, if any, shall be paid as follows: Purchaser 50 Seller 50

INITIALS: PURCHASER ME

SELLER JS

## 14. OTHER PROVISIONS: If none, state none.

contingent on zoning approval for campground. contingent on property platting and filed.  
 1st right of refusal for lot 15 whitetail run ( to be written by attorney at Matt Evans expense.  
 this right of refusal must be approved by buyer and seller.  
 Road to be built on 1/4 section line ( see attached) Road will not be built until lot 15 is sold.

Road to be built by seller, and completed by 8/1/2021. No expenses from road construction will be the responsibility of buyer.

DS  
DC

## 15. PROPERTY CONDITION UPON CLOSING

All personal property including refuse not included in the purchase, shall be removed by the Seller prior to closing. Property shall be left in neat and clean condition. Lawn shall be mowed and snow removed. Purchaser shall have all utilities transferred into their name on or before the day of closing.

## 16. ADDENDA TO THIS PURCHASE AGREEMENT: If none, state none.

The following documents are addenda to this contract and are attached and become part of this contract by reference.

None

## 17. PURCHASE PRICE

The total purchase price is to be

two hundred twenty three thousand nine hundred sixty five \$ 223965.00 (Dollars)

After Earnest Money here is credited, the remaining balance is to be paid by Purchaser at closing.

## 18. EXPIRATION

This agreement is void if not accepted by the 19 day of August 2020 by 9:00 = am ☒ pm

## 19. THE LAWS OF SOUTH DAKOTA GOVERN THIS TRANSACTION

## 20. TIME IS OF THE ESSENCE

Dated this 19 day of August 2020 at 2:20 = am ☒ pm

Purchaser

Purchaser

Address 31120 435<sup>th</sup> ave Yankton SD 57078

On this 19 day of August 2020 at 8/19/2020 = am ☐ pm the foregoing offer is

ACCEPTED

DC

NOT ACCEPTED

COUNTERED

Seller

Seller

Address

THE FOLLOWING IS FOR INFORMATIONAL PURPOSES ONLY

L4C Realty  
Selling Company

Tanya Haccery  
Selling Licensee

L4C Realty  
Listing Company

Denny/Carol Breck  
Listing Licensee





**CorTrust Bank**

2405 Broadway  
Yankton, South Dakota 57078  
(605) 668.0800

August 19, 2019

Tanya Hacecky  
Lewis and Clark Realty  
1920 Broadway Ave  
Yankton, SD 57078

Dear Tanya,

This letter is to confirm that Matt Evans / Ryken's RV Park is approved to purchase the property located at TBD North of 3900 Alphonse Street, Yankton, South Dakota subject to the following criteria.

Receipt of an acceptable appraisal for the amount of the purchase price.


Title insurance showing marketable title.

Survey with no evidence of encroachments, if required by the title company.

Changes in credit or employment for the buyer between now and closing.

If you have any questions, please feel free to call.

Thank you!



Diane Guthmiller  
Assistant Vice President  
CorTrust Bank

# FINDINGS OF FACT – CONDITIONAL USE PERMIT

## Rykens RV Park (Matt Evans) – CUP-2020-26

Are the requirements of Section 1723 met? (signed by owner unless there is a binding purchase agreement then signed by applicant, Variance accompanied by building permit (if applicable), site plan included with building permit,	Yes
Are the requirements of Section 1729 met? (all fees paid at time of application)	Yes
Section 1805:	
1. Did you specifically cite, in the application, the section of the Ordinance under which the conditional use is sought and state the grounds on which it is requested	Applicant is requesting a Conditional Use Permit for a Campground and Pool in a Lakeside Commercial District (LC) per Article 11 Section 1107
2. Was notice of public hearing given per Section 1803 (3-5)?	Notice given
3. Attend the public hearing	11-10-20
4. Planning Commission: Make a recommendation to include: a. Granting of conditional use; b. Granting with conditions; or c. Denial of conditional use	Move to accept conditional use permit for Rykens RV Park (Matt Evans) with the conditional of a fence and locked gate around pool 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 will be from Buck St and from current campground to the south  Wide roads to allow traffic flow
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;	Each lot will have parking
c. Refuse and service areas, with particular reference to the items in (A) and (B) above;	Refuse and service area will be present
d. Utilities, with reference to locations, availability, and compatibility;	Utilities available
e. Screening and buffering with reference to type, dimensions, and character;	Fence and locked gate around pool
f. Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect;	Signs will be requested through permit if needed
g. Required yards and other open spaces; and	Required yards exists
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.	Campgrounds in area including to the South and East

6556 feet overall

[illegible]

↑ 25 Foot set back




AFFIDAVIT OF MAILING

I, Math Evans, hereby certify that on the 27<sup>th</sup> day of October, 2020, 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 27<sup>th</sup> day of October, 2020.

  
(Name)

Affiant

Subscribed and sworn to before me this 27 day of October, 2020.

  
Notary Public - South Dakota  
My commission expires: 11/15/21



## NOTIFICATION

October 31, 2020

Rykens RV Park (Matt Evans)  
31120 435<sup>th</sup> Ave  
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 7:35 P.M. on the 10<sup>th</sup> day of November, 2020 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 a Campground and Pool in a Lakeside Commercial District (LC) per Article 11 Section 1107. Said property is legally described as Proposed Lot 16, Whitetail Run, in the NE1/4 of the SE1/4, Section 16 T93N R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is TBD Buck Street, Yankton, SD.*

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,

Rykens RV Park (Matt Evans)  
Petitioners

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

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

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

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

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

BRIGHTWAY ELECTRIC LLC (D)  
105 DEER BLVD  
YANKTON SD 57078

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

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

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

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

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

G & W PROPERTIES (D)  
% SCOTT STEVENS  
PO BOX 2047  
NORFOLK NE 68702

GAR HOLDINGS LLC (D)  
4200 WEST 8 ST  
YANKTON SD 57078

HEINE FARMS (D)  
PO BOX 477  
YANKTON SD 57078

HEINE, PATRICK RAYMOND (D)  
56221 897 RD  
FORDYCE NE 68736

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

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

KETTERING, DON REVOCABLE TRUST (D)  
4201 WEST 11 ST  
YANKTON SD 57078

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

LAKESIDE PARK SD LLC (D)  
% RANDY SKILLIN  
639 E MCKINLEY  
FRESNO CA 93728

LASER BARN LLC (D)  
3700 WEST 8 ST  
YANKTON SD 57078

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

LEFEBVERE, JACOB W (D)  
308 EAST 21 ST  
YANKTON SD 57078

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

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

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

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

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

MACY FAMILY TRUST (D)  
3701 WEST 11 ST  
YANKTON SD 57078

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

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

MILLER, DONALD D (D)  
3609 WEST 7 ST  
YANKTON SD 57078

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

MR K TRUCK CENTER (D)  
30174 438 AVE  
UTICA SD 57067

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

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

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

PETERSEN, AARON (D)  
404 NORTH 4 ST  
BERESFORD SD 57004

PHIL SPADY CHRYSLER-JEEP-DODGE (I  
316 CAPITOL ST  
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SAT ENTERPRISES LLC (D)  
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SCHAEFFER, HAROLD D (D)  
701 DEER BLVD  
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SCS PROPERTY MANAGEMENT CORP (I  
3702 LEADER LN  
YANKTON SD 57078

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

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

SIMONSEN, THOMAS L (D)  
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YANKTON SD 57078

SLAMEN LLC (D)  
4210 WEST 8 ST  
YANKTON SD 57078

STEFFEN, MAUREEN (D)  
407 DEER BLVD  
YANKTON SD 57078

STEVENS, SCOTT D (D)  
PO BOX 2047  
NORFOLK NE 68702

SUDBECK, JASON K (D)  
256 DEERFIELD DR  
YANKTON SD 57078

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118 WEST 3 ST  
YANKTON SD 57078

TJ LAND INC (D)  
604 SAWGRASS ST  
YANKTON SD 57078

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

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

WHITE CRANE ESTATES LLC (D)  
PO BOX 805  
LAUREL NE 68745

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

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

YANKTON RV BOAT & STORAGE LLC (D)  
505 PATRICK AVE  
HARTFORD SD 57033

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

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


AFFIDAVIT OF MAILING

I, Math Evans, hereby certify that on the 17<sup>th</sup> day of November, 2020, 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.

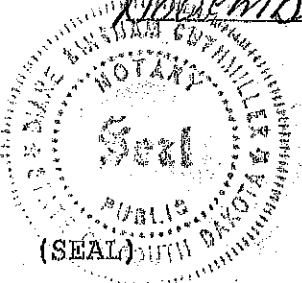
Dated the 17<sup>th</sup> day of November, 2020.



(Name)

Affiant

Subscribed and sworn to before me this 17 day of November, 2020.



Diana Bingham Gustafson  
Notary Public - South Dakota  
My commission expires: 11/17/20

## NOTIFICATION

November 21, 2020

Rykens RV Park (Matt Evans)  
31120 435<sup>th</sup> Ave  
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 7:20 P.M. on the 1<sup>st</sup> day of December, 2020 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 a Campground and Pool in a Lakeside Commercial District (LC) per Article 11 Section 1107. Said property is legally described as Proposed Lot 16, Whitetail Run, in the NE1/4 of the SE1/4, Section 16 T93N R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is TBD Buck Street, Yankton, SD.*

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,

Rykens RV Park (Matt Evans)  
Petitioners

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

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

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

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

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

BRIGHTWAY ELECTRIC LLC (D)  
105 DEER BLVD  
YANKTON SD 57078

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

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

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

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

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

G & W PROPERTIES (D)  
% SCOTT STEVENS  
PO BOX 2047  
NORFOLK NE 68702

GAR HOLDINGS LLC (D)  
4200 WEST 8 ST  
YANKTON SD 57078

HEINE FARMS (D)  
PO BOX 477  
YANKTON SD 57078

HEINE, PATRICK RAYMOND (D)  
56221 897 RD  
FORDYCE NE 68736

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

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

KETTERING, DON REVOCABLE TRUST (D)  
4201 WEST 11 ST  
YANKTON SD 57078

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

LAKESIDE PARK SD LLC (D)  
% RANDY SKILLIN  
639 E MCKINLEY  
FRESNO CA 93728

LASER BARN LLC (D)  
3700 WEST 8 ST  
YANKTON SD 57078

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

LEFEBVERE, JACOB W (D)  
308 EAST 21 ST  
YANKTON SD 57078

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

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

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

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

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

MACY FAMILY TRUST (D)  
3701 WEST 11 ST  
YANKTON SD 57078

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



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

MILLER, DONALD D (D)  
3609 WEST 7 ST  
YANKTON SD 57078

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

MR K TRUCK CENTER (D)  
30174 438 AVE  
UTICA SD 57067

MUELLENBERG, JASON (D)  
703 DEER BLVD  
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NEU, JOHN (C)  
3706 KRISTI LN  
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YEAGER, RICHARD G (D)  
3703 WEST 11 ST  
YANKTON SD 57078

Yankton County Planning Commission  
Yankton County Board of Adjustment

Applicant

Ordell and Shirley Oswald

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

☐ LC – Lakeside Commercial ☐ RT-Rural Transitional

Variance needed:

☒ Section 513 ☐ Section 515 ☐ Section 705 ☐ Section 715 ☐ Section 805

☒ Section 1807

**NOTE:**

Applicant is requesting a Variance to a proposed plat for Minimum Yard Requirement of 20 acres to 9.46 acres (a variance of 10.54 acres) in order to bring the lot more into compliance in an Agriculture District (AG) per Article 5 Section 513. Said property is legally described as proposed Oswald Tract 1A, an addition in the SW1/4 of Section 2 T96N R55W, of the 5<sup>th</sup> PM, hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota. The E911 address is 29176 444<sup>th</sup> Ave, Viborg, SD.

PC: Article 18 Section 1807 Article 5 Section 513  
BOA: Article 19 Section 1907 Article 5 Section 513

Planning Commission date: 11-10-20  
Board of Adjustment date: 12-01-20

Time: 7:45 PM  
Time: 7:25 PM

## Yankton County

X Variance      \_\_\_\_\_ Conditional Use      \_\_\_\_\_ Rezoning

Owner: Ordell Oswald Living Trust & Shirley Oswald Living Trust

Owners Address: 29033 444th Ave. Viborg, SD 57070

Owners Phone: 605-661-3798

Applicants Name,  
if different from

Owner: Ryan Wieman

Applicants

Address: PO Box 148 Marion, SD 57043

Job Address: 29176 444 AVE

Legal: OSWALD TRACT 1 SW4

Section,  
Township, Range: 2-96-55

Zoning  
Classification: AG

Affected Zoning

Ordinance: Section 18075131907

Reason for  
Request: Replatting an existing acreage of 5.6 acres and adding approx. 3.86  
additional acres for a new total of 9.46 acres

List Specific  
Hardships:

SCHEDULED FOR PLANNING COMMISSION ACTION (DATE): 11/10/2020 6:45

SCHEDULED FOR BOARD OF ADJUSTMENT ACTION (DATE): 12/01/2020 7:25

Application Fee: \$450.00      Check #: 00      Receipt #:

Date:

Signature:

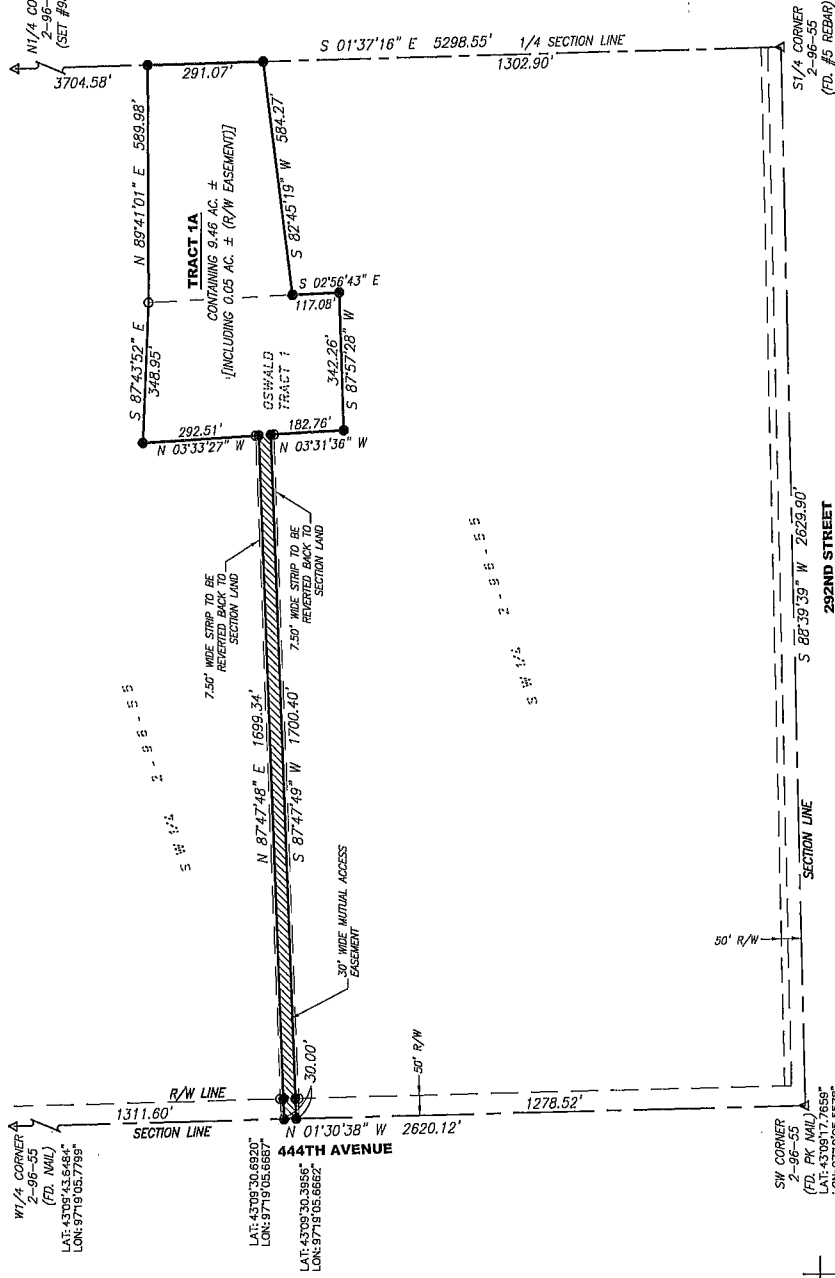


Ryan Wieman

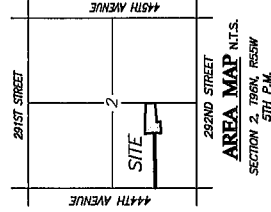
10/29/2020

# PLAT OF OSWALD TRACT 1A

AN ADDITION IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 96 NORTH, RANGE 55 WEST OF THE 5TH PRINCIPAL MERIDIAN, YANKTON COUNTY, SOUTH DAKOTA.

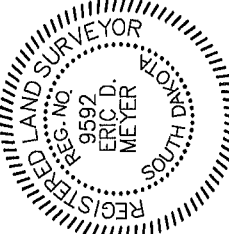


**Prepared By:**  
**Land Surveying, Inc.**  
 Land Surveying and GPS Consulting  
 211 E. 14th Street, Suite 100  
 Sioux Falls, South Dakota 57104  
 Phone: (605) 339-8901 FAX: (605) 274-8951



- LEGEND:**
- SET 5/8" REBAR W/CAP #9592
  - F.D. MONUMENT
  - △ SECTION CORNER (AS NOTED)
  - (M) MEASURED DISTANCE
  - (R) RECORD INFORMATION
  - AC. ACRES
  - S.F. SQUARE FEET
  - U.E. UTILITY EASEMENT
  - R/W RIGHT-OF-WAY
  - N.T.S. NOT TO SCALE
  - PREVIOUSLY PLATTED LINE
  - RIGHT OF WAY LINE

**NOTES:**  
 BASIS OF BEARINGS IS UTM-ZONE 14  
 THIS PLAT WAS PREPARED WITHOUT THE  
 BENEFIT OF A TITLE COMMITMENT.  
 EASEMENTS OF RECORD WERE NOT  
 RESEARCHED AND ARE NOT SHOWN  
 ON THE PLAT.



# PLAT OF OSWALD TRACT 1A

AN ADDITION IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 96 NORTH, RANGE 55 WEST OF THE 5TH PRINCIPAL MERIDIAN, YANKTON COUNTY, SOUTH DAKOTA.

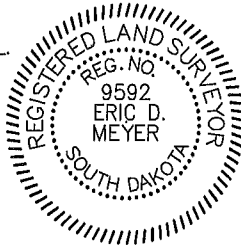
## SURVEYOR'S CERTIFICATE

I, Eric D. Meyer, of Midwest Land Surveying, Inc., a Registered Land Surveyor in the State of South Dakota, do hereby state that I did, on or before this date, survey a portion of the Southwest Quarter of Section 2 Township 96 North, Range 55 West of the 5th Principal Meridian, Yankton County, South Dakota; together with Oswald Tract 1 therein, and platted the same into Oswald Tract 1A, an Addition in the Southwest Quarter of Section 2 Township 96 North, Range 55 West of the 5th Principal Meridian, Yankton County, South Dakota, as shown on the foregoing PLAT.

The same shall be known and described as **OSWALD TRACT 1A, AN ADDITION IN THE SOUTHWEST QUARTER OF SECTION 2 TOWNSHIP 96 NORTH, RANGE 55 WEST OF THE 5TH PRINCIPAL MERIDIAN, YANKTON COUNTY, SOUTH DAKOTA.**

I further certify that the above PLAT correctly represents the same, is true and correct and that it was made at the request of the owners.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.



Eric D. Meyer, Registered Land Surveyor No. 9592

## OWNER'S CERTIFICATE

We, the undersigned, do hereby certify that we are the owners of all land included in the above plat and that said plat has been made at our request and in accordance with our instructions for the purposes of transfer, and that the development of this land shall conform to all existing applicable zoning, subdivision and erosion and sediment control regulations.

We hereby dedicate to the public for public use forever, the streets, roads, alleys, parks and public grounds, if any, as shown on said plat. Including all sewers, culverts, bridges, water distribution lines, sidewalks and other improvements on or under the streets, roads, alleys, parks and public grounds whether such improvements are shown or not. We also hereby grant easements to run with the land for water, drainage, sewer, gas, electric, telephone, cable television, or other public utility lines or services, under, on or over those strips of land designated hereon as easements.

The easement for ingress/egress shown hereon is a perpetual common unobstructed access for vehicular and pedestrian travel in favor of the remainder of the Southwest Quarter. The owners, their lessees and assignees shall maintain the easement area at their own expense keeping it in good repair and clear of snow and other obstructions. No improvements of any kind may be constructed within the easement area. This covenant shall remain with the land.

We do hereby certify that this replat will not place any existing lot or building in violation of any applicable ordinance, code, regulation, or law including but not limited to zoning, building, subdivision, and flood prevention.

We further certify that this platting of said described Oswald Tract 1A does hereby vacate the following platting:

Oswald Tract 1, an Addition in the Southwest Quarter of Section 2, Township 96 North, Range 55 West of the 5th P.M. Lincoln County, South Dakota, on file at the office of the Register of Deeds in Book 519 of plats, Page 386, said plat, hereby vacated, being situated within described Oswald Tract 1A as surveyed.

Dated this \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_.

Ordell Oswald  
Trustee or successor in trust, under the Ordell & Shirley Oswald  
Living Trust, dated February 1, 2016

Shirley Oswald  
Trustee or successor in trust, under the Ordell & Shirley Oswald  
Living Trust, dated February 1, 2016

State of \_\_\_\_\_

County of \_\_\_\_\_

On this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned officer, personally appeared Ordell Oswald and Shirley Oswald, Trustees or their successors in trust, under the Ordell & Shirley Oswald Living Trust, dated February 1, 2016, and any amendments thereto, known to me or satisfactorily proven to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

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

Notary Public - State of \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

## CERTIFICATE OF ROAD AUTHORITY

I, \_\_\_\_\_ (Name), \_\_\_\_\_ (Title) of the \_\_\_\_\_ (Agency), do hereby certify that this plat and access location has been reviewed by me or my authorized agent and that this plat is recommended for approval.

By, \_\_\_\_\_

TITLE: \_\_\_\_\_

## COUNTY PLANNING COMMISSION RESOLUTION

Be it resolved by the Yankton County, South Dakota, Planning Commission that the above survey and plat is approved and the same be certified to the Yankton County Board of County Commissioners with the recommendation that said survey and plat be approved.

Planning Commission Chair  
Yankton County, South Dakota

Zoning Administrator  
Yankton County, South Dakota

## COUNTY COMMISSIONER'S RESOLUTION

Be it resolved by the County Board of Commissioners of Yankton County, South Dakota, that the above survey and plat be approved and the County Auditor of Yankton County, South Dakota is hereby authorized and directed to endorse on such plat a copy of the resolution and certify the same.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Chairman, Board of County Commissioners  
Yankton County, South Dakota

I, the undersigned, County Auditor for Yankton County, South Dakota, do hereby certify that the foregoing resolution was passed by the Board of County Commissioners of Yankton County, South Dakota at the regular meeting on

the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

County Auditor  
Yankton County, South Dakota

## COUNTY TREASURER'S CERTIFICATE

I, the Treasurer of Yankton County, South Dakota, do hereby certify that all taxes which are liens upon any land shown in the above plat, as shown by the records of my office have been paid in full.

Dated this \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_.

TREASURER  
Yankton County, South Dakota

## DIRECTOR OF EQUALIZATION

I, the Director of Equalization of Yankton County, South Dakota, do hereby certify that a copy of the above and foregoing described plat has been filed in my office.

Dated this \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_.

DIRECTOR OF EQUALIZATION  
Yankton County, South Dakota

## REGISTER OF DEEDS

Filed for record this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock, \_\_\_\_\_ m., and recorded in Book \_\_\_\_\_ of Plats on Page \_\_\_\_\_.

REGISTER OF DEEDS  
Yankton County, South Dakota

PREPARED BY:

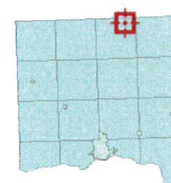


Land Surveying and GPS Consulting  
211 E. 14th Street Suite 100  
Sioux Falls, South Dakota 57104  
Phone: (605) 339-8901 FAX: (605) 274-8951 2 OF 2





#### Overview



#### Legend

- Townships
- Sections
- Parcels
- City Limits
- Streets and Roads
- County Zoning District**
- <all other values>
- COMMERCIAL
- ETJ
- HIGH DENSITY RESIDENTIAL
- LAKE SIDE COMMERCIAL
- LOW DENSITY RESIDENTIAL
- MODERATE DENSITY RESIDENTIAL
- PLANNED UNIT DEVELOPMENT
- PUBLIC
- RURAL TRANSITIONAL
- City ETJ (Extra Territorial Jurisdiction)**
- <all other values>
- 0
- Floodplain**
- 100 YEAR FLOOD NO BFE; 100 YEAR FLOOD WITH BFE
- 500 YEAR FLOOD

Parcel ID - 08.002.325.010  
 Address - 29176 444 AVE  
 Owner - OSWALD, ORDELL LIVING TRUST (D)  
 OSWALD, SHIRLEY LIVING TRUST (D)  
 Acres - 5.6

Disclaimer: Yankton County digital cadastral data are a representation of recorded plats and surveys for use within the Geographic Information System for purposes of data access and analysis. These and other digital data do not replace or

**CONTRACT SUPPLEMENT/ADDENDUM**

THIS IS INTENDED TO BE A LEGALLY BINDING CONTRACT, READ IT CAREFULLY.

THE FOLLOWING TERMS AND CONDITIONS ARE HEREBY INCORPORATED IN AND MADE A PART OF THE REAL ESTATE PURCHASE CONTRACT DATED 8/26/2020, ON PROPERTY KNOWN AS: \_\_\_\_\_29176 444th Ave, Viborg, SD 57070 IN WHICHMatthew J. Conway & Krystina J. Conway IS REFERRED TO AS BUYERAND Ordell Oswald & Shirley Oswald Living Trust IS REFERRED TO AS SELLER.

Buyer and Seller agree to extend the closing date to on or before December 31, 2020.

All other terms remain the same.

THE UNDERSIGNED ACKNOWLEDGE RECEIPT OF A COPY OF THIS PAGE.

DATE 10/08/2020 10/08/2020BUYER Matthew J. ConwayBUYER Krystina J. ConwayDATE 10-30-20SELLER Ordell OswaldSELLER Shirley Oswald



# FINDINGS OF FACT – VARIANCE

Ordell and Shirley Oswald– Var-2020-27

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 1807:	
1. A. The strict application of the ordinance would produce undue hardship;	
B. Such hardship is not shared generally by other properties in the same zoning district and the same vicinity;	Not generally shared
C. The authorization of such variance will not be of substantial detriment to adjacent property and the character of the district will not be changed by the grant of the variance; and	Will not be of detriment to adjacent property
D. The granting of such variance is based upon reasons of demonstrable and exceptional hardship as distinguished from variations for purposes of convenience, profit, and caprice.	No convenience, profit or caprice
2. No variance shall be recommended for approval unless the Planning Commission finds the condition or situation of the property concerning or the intended use of the property concerned, or the intended use of the property is not of so general or recurring a nature as to make reasonably practicable the formulation of a general regulation to be adopted as an amendment of this ordinance.	Not of general or recurring nature, bringing lot more into compliance
3. A. A written application for a variance is submitted demonstrating that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings, in the same district;	Applicant is requesting a Variance to a proposed plat for Minimum Yard Requirement of 20 acres to 9.46 acres (a variance of 10.54 acres) in order to bring the lot more into compliance in an Agriculture District (AG) per Article 5 Section 513
B. The literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this ordinance;	Other properties of similar size exist
C. The special conditions and circumstances do not result from the actions of the applicant; and	Not the result of applicant
D. The granting of the variance requested will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structure, or buildings in the	Bringing lot more into compliance, adding grassland to farmstead

	same district.	
E.	No nonconforming use of neighboring lands, structures, or buildings in the same district, and no permitted or nonconforming use of lands, structures or buildings in other districts shall be considered grounds for the issuance of a variance.	None considered
F.	Notice of public hearing shall be given, as in Section 1803 (3-5).	Notice given
G.	The public hearing shall be held. Any party may appear in person for by agent or by attorney.	11-10-20
H.	The Planning Commission shall make findings that the requirements of this Section have been met by the applicant for a variance; the Commission shall further make a finding that the reasons set forth in the application justify the recommendation of granting the variance, and the variance is the minimum variance that will make possible the reasonable use of the land, building, or structure; the Planning Commission shall further make a finding that the granting of the variance will be in harmony with the general purpose and intent of this ordinance, and will not be injurious to the neighborhood, or otherwise detrimental to the public welfare.	Not detrimental, brining lot closer compliance
I.	In recommending approval of any variance, the Planning Commission may prescribe appropriate conditions and safeguards in conformity with this ordinance.	Motion to approve variance for proposed plat 5-0
J.	Under no circumstances shall the Planning Commission recommend granting a variance to allow a use not permissible under the terms of this ordinance in the district involved, or any use expressly or by implication prohibited by the terms of this ordinance in said district.	

AFFIDAVIT OF MAILING

I, Ryan Wieman, hereby certify that on the 30 day of October, 2020, 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 2640 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.

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

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

Dated the 30 day of October, 2020.

Ryan Wieman  
(Name)  
Affiant

Subscribed and sworn to before me this 30th day of October, 2020.

Dallen Lober  
Notary Public - South Dakota  
My commission expires: 01-18-24

(SEAL)

## NOTIFICATION

October 31, 2020

Ordell and Shirley Oswald  
29033 444<sup>th</sup> Ave  
Viborg, SD 57070

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 2,640 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 7:45 P.M. on the 10<sup>th</sup> day of November, 2020 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 Variance to a proposed plat for Minimum Yard Requirement of 20 acres to 9.46 acres (a variance of 10.54 acres) in order to bring the lot more into compliance in an Agriculture District (AG) per Article 5 Section 513. Said property is legally described as proposed Oswald Tract 1A, an addition in the SW1/4 of Section 2 T96N R55W, of the 5<sup>th</sup> PM, hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota. The E911 address is 29176 444<sup>th</sup> Ave, Viborg, SD.*

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,

Ordell and Shirley Oswald  
Petitioners

CAMERON HUTTERIAN BRETHREN INC (I  
28971 447 AVE  
VIBORG SD 57070

EBBESEN, LEE N (D)  
28627 SD HWY 19  
HURLEY SD 57036

HARADA, VERNA BETH (D)  
141 E MANFIELD ST  
RIVERSIDE CA 92507

HOFER, ROGER J (D)  
PO BOX 86  
CENTERVILLE SD 57014

JENSEN, DAVID P (D)  
PO BOX 452  
VIBORG SD 57070

KERNS, CONNIE S (D)  
29226 444 AVE  
IRENE SD 57037

LEE, KIM (D)  
44466 292 ST  
IRENE SD 57037

MARQUARDT, RALPH (D)  
PO BOX 1040  
YANKTON SD 57078

NIELSEN, CAROL S (D)  
3408 W RALPH ROGERS RD  
APT B105  
SIOUX FALLS SD 57108

OSWALD, ORDELL LIVING TRUST (D)  
29033 444 AVE  
VIBORG SD 57070

PEDERSON, JOHN B (D)  
28820 443 AVE  
FREEMAN SD 57029

SAYLER, JEROME O (D)  
29039 443 AVE  
VIBORG SD 57070

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

SLETTEN, RODNEY L (D)  
29136 444 AVE  
VIBORG SD 57070

## NOTIFICATION

November 21, 2020

Ordell and Shirley Oswald  
29033 444<sup>th</sup> Ave  
Viborg, SD 57070

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 2,640 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 7:25 P.M. on the 1<sup>st</sup> day of December, 2020 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 Variance to a proposed plat for Minimum Yard Requirement of 20 acres to 9.46 acres (a variance of 10.54 acres) in order to bring the lot more into compliance in an Agriculture District (AG) per Article 5 Section 513. Said property is legally described as proposed Oswald Tract 1A, an addition in the SW1/4 of Section 2 T96N R55W, of the 5<sup>th</sup> PM, hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota. The E911 address is 29176 444<sup>th</sup> Ave, Viborg, SD.*

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,

Ordell and Shirley Oswald  
Petitioners

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VIBORG SD 57070

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